

BOARD OF SUPERVISORS

AUGUST 3, 1992

The Board of Supervisors of Modoc County met in regular session this 3rd day of August, 1992 there being present Supervisors John Schreiber, Melvin L. Anderson, Nancy J. Huffman and Don Polson. Supervisor M.W. "Mick" Jones absent. County Clerk Maxine Madison, District Attorney Ruth Sorensen and CAO Larry Pennell also present.

Meeting called to order pursuant to law by Chairman Polson. Flag salute. Chairman notes the agenda was posted July 30, 1992.

MATTERS INITIATED BY THE PUBLIC:

Sean Curtis requests the Board write a letter of support of the Event Center to send with the grant application packet.

CONSENT AGENDA ITEMS APPROVED:

Supervisor Huffman withdraws item 1(b) for discussion.

Motion by Supervisor Schreiber, seconded by Supervisor Anderson and carried, that Consent Agenda Items are approved as presented except for the item withdrawn for further discussion. Chairman and/or Clerk authorized to execute/record any necessary documents.

1(a) Board meeting minutes of July 20, 1992.

1(c) Audit Contract for FY 1991-92-Bartig, Basler & Ray.

1(d) Richard Belardo, Director of Social Services to sign the Child Abuse Prevention Agreement, in the amount of \$53,376.00 between the State of California, Health and Welfare Department and the County of Modoc. Chairman of the Board of Supervisors Don Polson authorized to sign form authorizing Richard Belardo's signature.

1(e) Mental Health Contracts approved as follows: 92-07 MH Lois Buffington, R.N., 92-09 MH Modoc County Conservator, 92-01 A&D Tehama Recovery Center, Inc. and 92-03 A&D Empire Recovery Center.

CONSENT AGENDA ITEM 1(b) AGREEMENT FOR COST PLAN - DMG ASSOCIATES:

Discussion and consideration of request by Auditor Tedrick for approval of Agreement between David M. Griffith & Associates, Ltd. and the County of Modoc to provide professional consulting services to the County of Modoc in preparation of a cost plan for the County Auditor's use in apportioning General Fund charges to the various restricted funds.

Motion by Supervisor Huffman, seconded by Supervisor Schreiber, and carried, to approve Consent Agenda Item 1(b), Agreement for Cost Plan between David M. Griffith & Associates, Ltd. and The County of Modoc.

AYES: Supervisors Anderson, Huffman, Schreiber and Polson.
ABSENT: Supervisor Jones.

REPORT RE: CLERK OF THE BOARD - ORDINANCE 299:

Discussion and consideration of Ordinance No. 299 which is in a suspended state at this time. This is the last regular meeting prior to the August 7th deadline to consolidate matters on the General Election ballot for November.

Motion by Supervisor Huffman, seconded by Supervisor Schreiber, and carried, to find Ordinance No. 299 to be administrative and appoint Maxine Madison, as Clerk of the Board. District Attorney directed to prepare an ordinance to meet the legal requirements to establish the Clerk of the Board position as she advised the Board at a prior meeting that the current ordinance is not legal the way it is written.

AYES: Supervisors Huffman, Schreiber and Polson
NOES: Supervisor Anderson
ABSENT: Supervisor Jones

PUBLIC WORKS ITEMS:

MUSEUM-PURCHASE OF TYPEWRITER:

Motion by Supervisor Schreiber, seconded by Supervisor Huffman, and carried, to authorize Museum Curator to purchase a typewriter from Museum Trust Funds in an amount not to exceed \$300.00.

AYES: Supervisor Anderson, Huffman, Schreiber and Polson.

REPORT RE: SURPRISE VALLEY LUMBER CO. LOAN SECURITY:

Director of Public Works Maxwell reports that the Surprise Valley Lumber Company has met it's employment obligation under the terms of the grant. Having met their employment goal upon certification of the same the county will no longer have any liability and will no longer face any possibility of the state recovering any funds from the county.

Director Maxwell informs Board members that Surprise Valley Lumber Company requests that the County release \$100,000. in inventory to U.S. Bank in order for them to obtain a loan for a 90 day period for operating expenses. Mr. Maxwell requests that Board members authorize him to convey to U.S. Bank by letter that the County will release a certain portion of the inventory as security of the Surprise Valley Lumber Company to allow U.S. Bank to make an operational loan to Surprise Valley Lumber Company for a 90 day period.

District Attorney Sorensen discusses the matter with Board members and recommends that the action not be taken until the state

signs off of the grant which is expected within the next week. District Attorney Sorensen further recommends that the county subordinate to the bank and not release the security.

Motion by Supervisor Schreiber, seconded by Supervisor Huffman, and carried, to authorize Director Maxwell to advise U.S. Bank that the county will subordinate inventory for security on the \$100,000. pending closure of the state grant.

AYES: Supervisors Huffman, Schreiber and Polson

ABSTAINS: Supervisor Anderson

ABSENT: Supervisor Jones

REPORT AND RESOLUTION: INTENT TO AMEND PERS CONTRACT AND 1ST READING AND INTRODUCTION OF ORDINANCE RE: PERS CONTRACT - 2% AT 55:

CAO Pennell reports on actuarial study received from PERS as requested by Supervisor Anderson and approved by the Board on the 2% at 55 Retirement Plan for non-safety county employees. This is a meet and confer issue and must be presented to county employees. The state is currently considering a proposal to eliminate the 2% at 55 option for local agencies.

Motion by Supervisor Anderson, seconded by Supervisor Schreiber, and carried, to adopt Resolution No. 92-32, Resolution of Intention to Approve an Amendment to Contract Between the Board of Administration of the Public Employee' Retirement System and the Board of Supervisors of the County of Modoc. Proposed Ordinance authorizing amendment to the contract between the Board of Supervisors and PERS introduced and first reading waived.

AYES: Supervisors Anderson, Huffman, Schreiber and Polson.

ABSENT: Supervisor Jones

REPORT AND RESOLUTION RE: POSTPONEMENT OF FINAL COUNTY BUDGET HEARINGS:

CAO Pennell recommends that the Board adopt a resolution postponing budget hearings from August 20, to September 18, 1992 due to the uncertainty of the state budget.

Motion by Supervisor Schreiber, seconded by Supervisor Anderson, and carried, to adopt resolution No. 92-33 to postpone the date to begin public budget hearings from August 20 to September 18, 1992 and the date for adopting its final budget from August 30th to October 2, 1992.

10:50 a.m. Board in Recess 11:00 a.m. Board meeting reconvenes with Supervisors Schreiber, Anderson, Polson and Huffman present. Absent: Supervisor Jones.

11:00 a.m. PUBLIC HEARING RE: ZONE CHANGE - CRAWFORD:

This is the time regularly advertised for Public Hearing in the matter of application for zone change from unclassified to agriculture exclusive located approximately 3 miles east of

Tulelake, CA filed by William Crawford.
Director of Public Works Maxwell presents staff report recommending the Planning Commission recommendation be adopted and that the zone change be approved.

Motion by Supervisor Huffman, seconded by Supervisor Schreiber, and carried, that Ordinance No. 236-75 be adopted amending Ordinance granting the zone change application of William Crawford from unclassified to agriculture exclusive as recommended in Modoc County Planning Commission Resolution No. 92-10, including adoption of the environmental negative declaration.

AYES: Supervisors Anderson, Huffman Schreiber and Polson
ABSENT: Supervisor Jones

REPORT RE: 1992-93 ASSESSMENT ROLL TOTALS AND ANALYSIS OF PROP. 90 ASSESSMENTS:

Assessor Johnson regarding 1992-92 Assessment roll totals: she reports that the overall decrease to the assessment roll is 3.19%. She reports that the values on approximately 7200 vacant parcels in California Pines Subdivision were reduced for a decrease of \$23,500,000 in assessed value. The decrease in the value of the mill, also, the reduced value of the California Pines properties were a large part of the decrease. Assessor Johnson advises Board members that the decreased value reduces the share of Modoc tax dollars by approximately \$150,000.00.

Assessor reports on the effects of Proposition 90 Assessments. The original desire in adopting the ordinance to implement the provisions of Proposition 90 to implement the intercounty base year value transfer provisions was to encourage people to move to the county. Assessor Johnson reports that 5 people have met the requirements of Prop 90, and in one instance the county actually lost value under Prop. 90.

BOARD OF SUPERVISORS MEETING RECESSES AND BOARD OF EQUALIZATION MEETING CONVENES:

11:55 a.m. Board in recess.

2:00 p.m. Board meeting reconvenes. Present: Supervisors Anderson, Huffman, Polson and Schreiber. Absent: Supervisor Jones.

REPORT RE: GOOSE LAKE MEETING:

Herb Jasper reports on the meeting July 24, 1992 with representatives from Lake County, Oregon and Fish and Wildlife representatives regarding the Goose Lake Endangered species. The Assistant Field Supervisors, from the Sacramento, CA office, was present and three other biologists. Mr. Jasper reads a letter he received from the United States Department of the Interior, Fish and Wildlife Service advising him that they will send copies to the office regarding the issue. It further informs him that a list of actions will be sent that may benefit the species.

Sean Curtis present and addresses the Board regarding the issue. Committee to proceed with the gathering of the information available regarding the issue of declaring the four species of fish as endangered.

DEPARTMENT HEAD INTERVIEWS:

CAO Pennell advises Board members that the original intent when he urged Board members to ^{do interviews} among other things, was to evaluate Department Heads with the thought in mind of making salary adjustments. With the State budget uncertainties budget adoption and salary adjustments are up in the air at the present time. The memo to Department Heads scheduled interviews to discuss departmental goals and objectives, problems or challenges plus time for other items Department Heads wish to discuss with Board members.

Agriculture Commissioner Les Wright reports on the budget uncertainties; he expects a 25% revenue reduction in General Fund monies from the State this fiscal year. He presents a written report with a breakdown of goals and objectives by programs within his department. He has 6 persons in his office plus part-time seasonal workers.

Assessor Josephine Johnson discusses the mandated duties in her office. The appraisers in the office must receive annual appraiser's training, or they will lose their certificates and be unable to perform the functions required to produce the assessment roll. Assessor reports she has 8 full time persons in her department. Assessor Johnson reports on the condition of the mainframe computer used by several county departments. The county is in need of updated equipment.

Auditor Tedrick reports he has 6 full time persons in his office and has an additional position approved and at this time he has not filled the position. Auditor Tedrick discusses the present computer system he informs Board members that within a year the system will be full. The computer system has been discussed previously and CAO Pennell and Auditor Tedrick have been authorized to have the computer system analyzed and determine the way the county should proceed in regard to computer equipment. He further reports that after the first of the year the county auditor's will come to the Board meeting and make a presentation to the Board regarding county funds and current trends.

Hospital Chief Financial Officer Rick Wheat discusses the problem with the state registered warrants. He informs Board members that he has been advised that the local drug stores will not accept registered warrants from Medicaid patients. He states concerns regarding the state budget on health care.

County Clerk Maxine Madison informs Board members that she has 2 full time employees and a regular part time employee that as a PERS retired employee can work 960 hours a year. She reports that she employs students for extra part time work. She discusses some of the Federal Handicapped Voter Act requirements and

how she is dealing with the issue. County Clerk Madison advises Board members that she cannot accept the Clerk of the Board position under the job description. The job description adds additional duties and she does not have staff for additional duties. Chairman Polson requests CAO and County Clerk to review the job description and come up with a job description workable in Modoc County.

Statements by audience members and Board members regarding the matter.

District Attorney Sorensen advises Board members that the Board cannot adopt a job description for an elected official-it is in the statues. The current ordinance is not enforceable and is not a legal ordinance.

4:05 p.m. Supervisor Schreiber absent.

Community Programs/Public Works Director Mike Maxwell presents an organization chart for the two departments under his direction. He has a total full time staff of 35 in both departments. Janitorial service of the buildings is to be done by individual departments with the low staffing level of the departments the janitorial service is not being done. The janitorial and building and grounds department staffing was cut two years ago with the department cut back janitorial work is done two hours a day by the Building and Grounds Department which is not sufficient to maintain the building.

Director Maxwell reports that at the present time we do not have a Solid Waste Program that will meet state standards. He informs Board members that in his opinion the County needs to make every effort to get out of the landfill business. The County does not have the volume to maintain a solid waste program that meets state standards. He advises Board members that there is no way the county can support a program and reports that if the Alturas Landfill was closed, the other landfills in the county could not last over two weeks. He is looking at an option of hauling all the solid waste to a landfill in Washoe County, Nevada this would not solve the recycling requirements. Another possibility is the facility that is being built in Susanville, CA. there will be costs associated with this and will cost more than is being spent on solid waste program at the present time.

Board members discuss the costs of closures, insurance and cost of maintenance of landfills.

No further business to come before the Board at this time, the meeting is adjourned to meet in regular session Monday, August 17, 1992 at 10:00 a.m.

4:30 p.m. Meeting adjourned.


Maxine Madison, Clerk


Don E. Polson, Chairman

BOARD OF EQUALIZATION

August 3, 1992

Board of Equalization meeting convenes with the following Board members present: John Schreiber, Melvin L. "Andy" Anderson, Nancy J. Huffman and Don E. Polson. Absent: Board member M.W. "Mick" Jones.

Assessor Johnson requests assessment appeal hearings set for August 24, 1992 (Petition No. 88-D) and August 25, 1992 (Petition No. 91-G) be continued. Her request for continuation of hearing for Mountainside Cable Inc., Petition No. 88-D, on August 24, 1992, and TCI Cablevision, Petition No. 91-G, set for August 25, 1992 is based upon litigation proceedings now pending in the 3rd District Court of Appeal: Shubat vs. Nor Cal Cablevision, Inc..

Motion by member Huffman, second by member Schreiber and unanimously carried, to postpone the assessment hearings (Petitions 88-D and 91-G) set for hearing on August 24 and 25th, respectively, be continued pending finalization of above referenced litigation proceedings.


11:30 a.m. EXECUTIVE SESSION: Deliberations - Alturas Lumber Mill appeal.

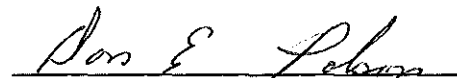
11:50 a.m. Board of Equalization meeting reconvenes in open session. Chairman announces no action taken in closed session.

Motion by Board member Schreiber, second by Board member Anderson, and carried, to accept the Modoc County Assessor's assessed value of the Alturas Lumber Mill in the amount of \$2,155,000.00 based on value. Findings of Fact submitted by the Modoc County Assessor adopted as findings.

AYES: Board members Schreiber, Huffman and Anderson; ABSTAINS: Board member Polson; ABSENT: Board member Jones.

No further business to come before the Board of Equalization at this time, the meeting is recessed to meet on call of the Chairman.


Maxine Madison, Clerk
Board of Equalization


Don E. Polson, Chairman
Board of Equalization