

The Board of Supervisors of Modoc County met in regular session this 4th day of November, 1991, there being present Supervisors John Schreiber, Melvin L. "Andy" Anderson, Don E. Polson, M.W. "Mick" Jones and Nancy J. Huffman. County Administrative Officer Larry Pennell and County Clerk Maxine Madison also present.

Meeting called to order pursuant to law by Chairman Schreiber. Flag salute. Chairman notes the agenda was posted October 31, 1991.

MATTERS INITIATED BY THE PUBLIC:

Lawrence Adamson, New Pine Creek, Oregon, questions Board members regarding solid waste assessment and why he wasn't allowed to vote on the matter. He questions Board members regarding funding for MEDC. Board members inform Mr. Adamson the process for implementation of the solid waste assessment. He is informed that MEDC is not funded by county funds.

CONSENT AGENDA:

Consent item No. (m) withdrawn by Supervisor Jones for discussion.

Motion by Supervisor Anderson, seconded by Supervisor Polson and unanimously carried, to approve the Consent Agenda Items except #M. Chairman of the Board and/or Clerk authorized to execute/record any necessary documents.

1(a) Board minutes of October 21, 1991 regular meeting.

1(b) Federal Challenge Grant Applications/Assurances for Modoc County Children's Trust Fund.

1(c) Librarian authorized to purchase a 1991 Pontiac 4 door station wagon for the Modoc County Library, with funds from the fixed asset budget.

1(d) Ted Stone appointed to the North State Cooperative Library System Advisory Board.

1(e) Claim filed against the County of Modoc on behalf of John Ashby is denied.

1(f) Equal Employment Opportunity Program for Modoc County is approved. Payment of \$900.00 to Iris B. Turner for preparation of the Equal Employment Opportunity Program is approved.

1(g) Agreement with Superior California Director of Mental Health re: Quality Assurance Coordination.

1(h) Agreement between Mental Health Data System and Micro Computer Consulting Services.

1(i) Agreement No. 91-05 A&D between the County of Modoc and Modoc Indian Health Services.

1(j) Agreement No. 91-08 MH between the County of Modoc and S.A. Cheeseman, M.D., Inc., to represent Modoc County Mental Health at regional Medication Monitoring Meetings, as mandated by the State of California.

1(k) Contract No. 89-97914 amendment between the Department of Health Services and the County of Modoc for the Tobacco Control Program.

1(l) County Clerk Madison authorized to purchase a Facsimile Machine with funding from unappropriated contingency in the amount of \$1572.00 plus tax.

CONSENT AGENDA ITEM 1(m):

TEACH Program Coordinator requests a letter of continued support of TEACH J.T.P.A. Program.

Motion by Supervisor Jones, seconded by Supervisor Anderson, and unanimously carried, to support TEACH J.T.P.A. Program.

GRAND JURY RESPONSES FOR 1990-91 REVIEW:

Grand jury responses reviewed and discussed.

Motion by Supervisor Jones, seconded by Supervisor Huffman, and unanimously carried, to direct CAO Pennell to submit Grand Jury response for 1990-91 to the Superior Court Judge.

PUBLIC HEARING-SEALER OF WEIGHTS & MEASURES INSPECTION FEES:

This is the time advertised for Public Hearing regarding the Sealer of Weights and Measures Inspection Fees. The Board finds that the hearing has been noticed as required by law.

Leslie Wright, Agriculture Commissioner/Sealer of Weights and Measures present.

AB 1624, which amends Section 12240 B&P Code relating to weights and measures, deletes the exemptions for inspections fees collectible for livestock scales, animal scales, and scales used primarily for weighing feed and seed conducted by the County Agriculture Department. In the past the County was required to inspect the scales at no charge for the service. To charge for the inspections will require an amendment to Ordinance No. 280. The fees are set forth in the Business and Professional Code.

No appearance concerning the matter. Public hearing closed.

Amendment to Ordinance No. 280 to be prepared and submitted to the Board for adoption of the fees at the November 18, 1991 meeting.

HERBICIDE BID OPENING:

This is the time regularly advertised for bid opening for herbicides for the Agriculture Department. Bids are received as follows: Basin Fertilizer & Chemical, \$34,154.75
Modoc County Cooperative Assn. \$33,528.93

Bids submitted to Agriculture Commissioner Wright for review and report. Bid will be awarded at the November 18, 1991 Board meeting.

PUBLIC HEARING-BIG VALLEY LUMBER COMPANY-PARCEL MAP APPLICATION:

This is the time regularly advertised for public hearing in the matter of the application of Big Valley Lumber Company for a parcel map dividing 13.59 acres into 4 parcels. The property is located at the South end of Adin.

Planning Director Scott Kessler presents staff report. The Planning Commission, having reviewed the matter, recommend that the parcel map request be approved, and that a Negative Declaration be adopted.

Joseph Tolbert, Chairman of the Modoc County Planning Commission, discusses the matter and informs Board members that the Commission is very reluctant to overturn a decision of the Environmental Review Committee. Following review of the matter the Planning Commission recommended approval of the parcel map.

Jim Standart is concerned that a Veterinary Clinic will be next door to his home and that animals will be kept at the clinic. Planning Director Kessler advises Mr. Standart that Dr. Crum has informed the Planning Department that this is a satellite clinic and no animals will be kept there.

Nothing further to present. Public hearing closed.

Motion by Supervisor Huffman, seconded by Supervisor Jones and unanimously carried, to adopt Resolution No. 91-51, approving the recommendation of the Modoc County Planning Commission to adopt the parcel map for Bruce Main, Big Valley Lumber Company, as set forth in Planning Commission Resolution No. 91-16.

AYES: Supervisors Schreiber, Polson, Jones, and Huffman.

NOES: Supervisor Anderson Motion carries.

PUBLIC HEARING-BUILDING PERMIT FEES:

This is the time regularly advertised for public hearing regarding increase of Building Permit Fees. The Board finds that the hearing has been noticed as required by law.

Department of Public Works Director Maxwell reviews the proposed increase in building permit fees. He advises members that the last increase in the fees was June 17, 1985.

Terry Williams questions the fee structure regarding each item having a fee and not a set fee.

Director of Public Works advises Mr. Williams the fee structure is set forth in the State Building Code.

Nothing further to present the public hearing is closed.

Proposed ordinance setting the fees to be on the November 18, 1991 agenda for first reading.

REQUEST TO DIVIDE CALIFORNIA INTO TWO STATES TO BE ON 6/1991 BALLOT:

Mrs. Sheila McKenzie Manager of Modoc County Chamber of Commerce on behalf of the Chamber of Commerce requests the Board place an advisory measure on the June 1992 Primary ballot to Divide California into Two States.

County Clerk Madison reports that she has received over 100 letters requesting the matter be placed on the June 1992 ballot.

Motion by Supervisor Jones, seconded by Supervisor Huffman and unanimously carried, to place on the June 1992 Primary Election ballot an advisory measure "Shall California be divided into two states?"

SPECIAL DISTRICT APPOINTMENTS IN LIEU OF ELECTION:

County Clerk Maxine Madison presents a list to Board members of persons who have filed Declaration of Candidacy in a Special District plus a list of persons recommended for appointment by the Special District Directors to fill vacancies.

Chairman Schreiber requests clarification as to the process of in-lieu appointments for Special District Directors.

County Clerk Madison informs Board members pursuant to Election Code Section 23520, that if, on the 83rd day prior to the date fixed for the general special district election, only one person has filed a declaration of candidacy for any elective office to be filled at that election, or no one has filed a declaration of candidacy for an office, if it is a district that the directors are elected at large, the Board of Supervisors shall appoint to the office the person or persons, if any, who have filed declarations of candidacy. If no person has filed a declaration of candidacy for any office, the Supervisors shall appoint any person to the office who is qualified, (lives in the district), on the date when they are appointed. The person appointed shall qualify and take office and shall serve as if elected at a general district election for the office. County Clerk Madison further informs Board members that usually the special district directors send in names of persons who wish to be appointed as directors.

If a director must be appointed to represent a division, such as irrigation districts, the person appointed must live in the division he is to represent.

Motion by Supervisor Jones, seconded by Supervisor Anderson, and unanimously carried, that the following named persons be appointed to serve in their respective positions in lieu of election, or if no persons were nominated to fill vacancies on the following Special District governing Boards, pursuant to Section 23520 of the California Election Code. All terms are four year terms except where noted as two year (short term).

District 1:

Cedarville Water District:

Gordon Ash Lewis Vermillion

Cedarville Fire Protection District:

Mark Walgenbach Charles Vermillion

Eagleville Fire Protection District:
Ed Berryessa Fred Beeman

Ft. Bidwell Fire Protection District:
Gene Baalman Ray Etcheto

Lake City Fire Protection District:
Lee Gorzell Lynn Nardella

District 2:

Davis Creek Fire Protection District:
Eugene Palmer Leslie Blair

Willow Ranch Fire Protection District:
Rudy Ekstrom H.H. "Buster" Cundiff Herb Jasper

District 3:

Likely Fire Protection District:
Roy Ferry James Van Loan

South Fork Irrigation District:
Dwight Beeson, Div. 2 John Flournoy, Div. 3

District 4:

Canby Fire Protection District:
Charlie Sherer Larry McCulley

Canby Community Services District:
Earl Keith Sherer Charles J. Knoche William M. McDonald

Daphendale Community Services District:
Franklin Lew Robert N. Clark

Hot Spring Irrigation District:
William K. Hagge, Div. 3 Larry McCulley, Div. 5
Sid Cullins, Sr., Div. 4 (Short Term)

District 5:

Adin Fire Protection District:
Forrest Primorac Glen Nelson

Lookout Fire Protection District:
Lennie Eades Jerry Leventon Gary Ford (Short Term)

Tulelake-Multi County Fire Protection District:
Ray Oehlerich John Prosser Craig Bettendorff

Adin Community Services District:
Lloyd Criss Omar Gaylord

Newell County Water District:

Sharon Bonham

Brenda Buckley

Dora Purdom

Tulelake Irrigation District:

John Crawford, Div. 1

Edward J. Baley, Div. 3

Richard Heiney, Div. 4

District 2, 3, 4: Alturas Rural Fire Protection District has 2 full term vacancies and 1 short term with no recommendations for appointment and no one filed for the positions. Board members are requested to follow up on the appointments for this district and advise County Clerk Madison.

COUNTY TELEPHONE SYSTEM IMPROVEMENT UPDATE:

County Clerk Maxine Madison updates Board members on the proposed telephone system improvements.

Motion by Supervisor Jones, seconded by Supervisor Anderson and unanimously carried, to approve the proposed telephone system improvements as presented by County Clerk Madison.

12:15 p.m. NOON RECESS.

2:00 p.m. Board meeting reconvenes with all members present.

MODOC COUNTY MENTAL HEALTH/ALCOHOL & DRUG:

Bob Gillaspie, Director of Mental Health Department and Alcohol & Drug presents Alcohol & Drug Combined Plan for FY 1991-92 for consideration by Board members.

Motion by Supervisor Jones, seconded by Supervisor Huffman and unanimously carried, to approve the Modoc County Alcohol and Drug Program Combined Plan for fiscal year 1991-92.

Motion by Supervisor Jones, seconded by Supervisor Huffman and unanimously carried, to approve the state Mental Health billing rates for Modoc County. Rates effective retroactively as of October 1, 1991.

PUBLIC WORKS DEPT. -- MIGRANT HOUSING CONTRACT:

Director of Public Works Maxwell presents proposed resolution to accept funds from the State Housing and Community Development for funds for work at the Migrant Center. The funds are in the amount of \$54,907.00 which will be used for construction of a storage building, paving a parking area outside the center, and replacing portable heaters with permanent heaters in the living areas. The funds are in addition to the operations contract for the year.

Motion by Supervisor Polson, seconded by Supervisor Jones and unanimously carried, to adopt Resolution No. 91-52, acceptance of State Housing and Community Development Rehab Contract (Migrant

Housing) and giving authority to the Director of Public Works to execute said contract in the amount of \$54,907.00.

LEASE PURCHASE AGREEMENT FOR DOZER:

Director of Public Works Maxwell informs Board members he has completed negotiations for a D6H Dozer to be used at the Alturas landfill. The agreement is for a \$30,000.00 down payment with five (5) lease payments in the amount of \$26,759.93 annually.

Motion by Supervisor Jones, seconded by Supervisor and carried, to approve the lease purchase agreement for the D6H Dozer to be used by Solid Waste Department.

AYES: Supervisors Anderson, Polson, Jones and Huffman

NOES: Supervisor Schreiber Motion carries.

ECONOMIC DEVELOPMENT STRATEGY PLAN:

Mr. Jim Gordon California Rural Business Ventures presents the "draft" Economic Development Strategy Plan developed from input obtained at a two (2) workshop sponsored by MEDC at Cal-Pines earlier this year. The purchase of the workshop and report is an effort to revitalize and strengthen the Modoc County economy. Mr. Gordon presents the report for review and comment to Board members. Matter to be placed on a later agenda for discussion.

POTATO PROCESSING PLANT REPORT:

Mr. David Henzel representing Klamath Agricultural & Business Assistance Corporation presents a report regarding a prospective new Potato Processing Plant near Newell. He requests Board support for the project.

Motion by Supervisor Huffman, seconded by Supervisor Jones, and unanimously carried, to write a letter of support of the potato processing plant in the Newell, CA area.

DROUGHT DESIGNATION:

CAO Pennell discusses a letter from Dr. Richard Andrews, Director of the Office of Emergency Services, advising the Board that Modoc County is one of eight (8) California counties eligible for Farmers Home assistance due to the extended drought.

MODOC MEDICAL CENTER-EMPLOYEE OF THE MONTH:

Hospital Administrator Tom Mitchell informs Board members that Sally Watters is being recognized as Employee of the Month-October 1991. Mrs. Watters has been an employee of Modoc Medical Center for 5 1/2 years. Administrator Mitchell informs members that this is peer recognition and chosen by their fellow employees.

SUPER STAR 1991 MODOC MEDICAL CENTER:

Evelyn Farber, L.V.N. at the Warnerview Nursing Home has been selected by California Association of Health Facilities to be honored as a facility "Super Star" for 1991. She has been an employee of the nursing home for 10 years. Mrs. Farber will be attending the CAHF'S annual meeting in Anaheim and will be a guest of the association and be recognized at that meeting.

REVENUE ENHANCEMENT RECOMMENDATION-MODOC MEDICAL CENTER:

Administrator Mitchell discusses Revenue Enhancement and Charge Audit and presents a proposal to contract for this service. The Hospital Board of Trustees has reviewed the proposal and recommends that the proposal be approved. Administrator Mitchell presents two (2) proposals and recommends the proposal of Health-care Innovations be accepted.

Motion by Supervisor Jones, seconded Anderson and unanimously carried, to authorize the Modoc Medical Center to contract with Healthcare Innovations for Revenue Enhancement Program.

MODOC MEDICAL CENTER-BAD DEBT REMOVAL:

Administrator Mitchell requests authorization to remove bad debts from the Modoc Medical Center active accounts. Hospital Board of Trustees recommend authorization to remove the bad debts.

Motion by Supervisor Jones, seconded by Supervisor Polson and carried, to authorize the Hospital Administrator to remove the bad debts from the Modoc Medical Center active accounts.

AYES: Supervisors Jones, Polson and Huffman

NOES: Supervisors Schreiber and Anderson Motion carries.

FINANCIAL STATEMENT-MODOC MEDICAL CENTER:

Modoc Medical Center Fiscal Officer presents current financial statement.

MODOC MEDICAL CENTER HEALTH PLAN:

Hospital Administrator Mitchell and Hospital Fiscal Officer Wheat compare the present county health insurance plan with the hospital insurance plan. According to the comparison for the hospital employees to be a part of the Butte-Glenn County health plan it would be \$72,000.00 more. It would be \$62,000.00 less for the county general health plan if the hospital and nursing home employees were a part of the Butte-Glenn health plan, a net loss of approximately \$10,000.00.

Mr. Bill Golden and Paul Dolby present representing Butte-Glenn health insurance plan. Mr. Golden discusses the current health plan with Board members.

Board members agree that there will be no change in the insurance coverage for employees. If there is a change there will be a "meet and confer" session with employees or their representatives.

Motion by Supervisor Jones, seconded by Supervisor Polson, and unanimously carried, to authorize County Administrative Officer to negotiate and execute a Health Insurance Agreement on behalf of the hospital employees.

4:35 p.m. Board members reconvene with all members present.


PURCHASE ORDINANCE-LOCAL VENDOR PREFERENCE:

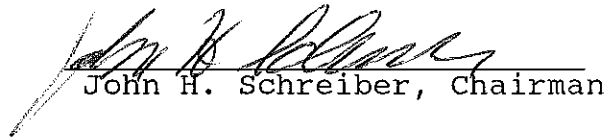
Local Vendor preference ordinance discussed. Matter to be placed on the agenda November 18, 1991 for first reading.

COMMITTEE REPORTS:

CAO Pennell discusses the UPS request to lease county property on 4th Street. Matter to be placed on the November 18, 1991 Board agenda for discussion.

No further business to come before the Board at this time the meeting is adjourned to meet in regular session Monday, November 18, 1991 at 10:00 a.m.


Maxine Madison, Clerk


John H. Schreiber, Chairman

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