

The Board of Supervisors of Modoc County met in regular session this 1st day of July, 1991, there being present Supervisors John Schreiber, Don E. Polson, M.W. "Mick" Jones and Nancy J. Huffman. Supervisor Anderson Absent. 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 June 27, 1991.

MATTERS INITIATED BY THE PUBLIC:

Mr. Roger Davis, a member of the audience, regarding the dump assessment and whether some type of voucher for \$31.00 crediting a person the amount of assessment to use at the county landfills in lieu of gate fees. Supervisor Schreiber and Public Works Director Maxwell inform Mr. Davis that this matter has been considered. Mr. Davis also requests information regarding the policy concerning job applications and notification of applicants of their success or failure in obtaining the position applied for. Mr. Davis is advised that CAO Pennell was appointed Personnel Officer in May and up to that time job applications and notices were handled by each department.

CONSENT AGENDA ITEMS APPROVED:

Motion by Supervisor Huffman, seconded by Supervisor Jones and unanimously carried, that the following Consent Agenda Items are approved with the Chairman and/or Clerk authorized to execute/record any necessary documents.

1 (a) Minutes of the June 17, 1991 meeting amended on Page 4, re: Allocation of Special District Augmentation funds, as follows: to grant the request of Alturas Cemetery District for the sum of \$1050, with the balance of the augmentation funds to be reduced proportionately between the cemetery districts. Fire District augmentation funds to remain as set last year.

1 (b) Maternal, Child and Adolescent Health Advisory Board member changes. Current members are as follows: Wendy Billings, teacher, Chairperson, Helen Holden, Migrant Education, Barbara Gossage, OB Access, Rosemary Pink, Indian Health, Carolyn Minto, School Nurse, Elmer Wilford D.D.S., Dentist, Joyce Miller, D.O. N., Giny Lockwood, Preschool Teacher & CHDP Eligible mom, Dr. E.P. Richter, Health Officer.

1 (c) Modoc County Transportation Commission's request for Caltrans Intersection Analysis at SR 299 and Warner Street approved.

1 (d) Alcohol & Drug Services request to delete Televideo 803A Computer System, delete from County Inventory, declare surplus and permission to dispose of computer granted.

1 (e) Recognition of service to Sue McChesney, Family Support Administrator in the Office of the Modoc County District Attorney, Family Support Division.

1(f) Resolution 91-31, supporting the 6th Annual Great Historical Bike Race and Criterium in Alturas, July 27, 1991 from Fort Bidwell to Alturas, July 28, 1991.

1 (g) Claim filed against the County of Modoc by Michael C. Brooks rejected. Claim filed by Robin C. Nolan rejected.

1(h) Resolution No. 91-32 adopted, regarding Public Use Guidelines for Dorris Reservoir.

1 (i) Permission granted to remove 1971 Remington typewriter from the Dump Grounds Property Inventory record as the machine is not repairable.

1 (j) Resolution No. 91-33 adopted, Migrant Housing Contract #91-OMS-327 in the amount of \$142,737.00, for Fiscal Year 1991-92, and authorizing Michael Q. Maxwell to execute all documents with reference to the Migrant Services Program on behalf of the County of Modoc.

1 (k) Modoc Medical Center Ultrasound Machine declared surplus and disposal of machine is authorized.

1 (l) Provisions of Modoc County Code Section 2.64.010-030 waived allowing Public Defender Larry Dier to hire his daughter for a period of 4 weeks as extra help.

1 (m) Resolution No. 91-34 adopted, being acceptance of the following roads into the County maintained road system, contingent upon conditions set forth by Road Commissioner Wickenden: Mallard, from Pencil Road to Pintail Road, Pronghorn, from Mountain Trout to Malmot, Bobcat, from Pencil to Modoc boundary, and Pintail, from Mallard to Steelhead.

PUBLIC HEARING: JOHN FLOURNOY-NEGATIVE DECLARATION AND PARCEL MAP:

10:20 a.m. This is the time regularly advertised for Public Hearing regarding the Negative Declaration and approval of parcel map of John Flournoy. The Board finds that Notice of Hearing has been given as required by law.

Staff report presented by Scott Kessler, Modoc County Planning Director. John Flournoy the applicant is requesting to split 134 acre parcel into a 3 acre lot with a 131 acre remainder. The property is located near Likely, CA. The Planning Commission recommended that the Negative Declaration be adopted, and the parcel map be approved.

Motion by Supervisor Jones, seconded by Supervisor Huffman and carried, to adopt Resolution No. 91-35 accepting the recommendation of Modoc County Planning Commission to adopt an environmental negative declaration and approve a parcel map as set forth in Planning Commission Resolution Number 91-05.

AYES: Supervisors Jones, Huffman and Schreiber

ABSTAINS: Supervisor Polson

ABSENT: Supervisor Anderson Motion carries.

PUBLIC HEARING: TAMAGNI ZONING AMENDMENT:

This is the time regularly advertised for Public Hearing in the matter of the application of Tamagni for adoption of a Negative Declaration and zone change from industrial to general agriculture on a 210 acre parcel. The Board finds that Notice of Hearing has been given as required by law.

Modoc County Planning Director, Scott Kessler, presents staff reports. The Modoc County Planning Commission recommended that 160 acres be rezoned to general agriculture and that 50 acres be retained as industrial.

Motion by Supervisor Jones, seconded by Huffman and carried, to adopt Ordinance No. 236-71 amending zoning ordinance No. 236 pursuant to Planning Commission Resolution No. 91-06 to approve the application of Walter and Bonnie Tamagni to the zone change from Industrial to General Agriculture on 160 acres, and adopt a Negative Declaration.

HAYDEN HILL MINE MITIGATION:

Planning Director, Scott Kessler reports on the Environmental Impact Report re: Hayden Hill Mine impact on Modoc County. Mr. Kessler reports that the environmental Impact documents indicate a negative impact on Modoc County. The projection is a loss of approximately \$33,000.00 per year to Modoc County. The Planning Commission, in an attempt to lessen the negative impact on Modoc County, has requested to meet with the Chamber of Commerce and the buyers of the mine to try to encourage them to buy from local businesses.

CAO Pennell, Community Programs/Public Works Director Maxwell and Planning Director Kessler to meet with AMAX, the mining company, regarding the mine's impact on Modoc County. Planning Director Kessler to keep Board informed on the progress of the project.

FIRE SAFE CODE/ZONING ORDINANCE:

Planning Director Kessler reports on proposed ordinance regarding Fire Safe Codes and an extensive revision regarding Zoning Ordinance. Director Kessler requests the Board meet jointly with the Planning Commission regarding the issue.

GREAT BASIN INTERPRETIVE CENTER:

John Cogar of Lakeview, Oregon, presents a proposal to develop a Great Basin Interpretive Center in Lakeview. The regional center would serve to direct visitors to the many historical sites and areas to visits in the Great Basin.

Mr. Cogar requests the Board of Supervisors write a letter of support of the development of a Great Basin Interpretive Center and that they contact Dean Bibles at the Oregon Bureau of Land Management office in Portland regarding the matter.

Motion by Supervisor Jones, seconded by Supervisor Huffman, and carried, to write a letter supporting the concept of a Great Basin Interpretive Center in Lakeview, Oregon.

10:55 a.m. Board in recess.

11:10 a.m. Board meeting reconvenes with Supervisors Schreiber, Polson, Jones and Huffman present. Supervisor Anderson absent.

SALARY ADJUSTMENTS-SHERIFF & ROAD DEPARTMENT EMPLOYEES:

County Administrative Officer Pennell, presents recommendations regarding salary increases for the Modoc County Sheriff and blue collar workers in the Road Department. He advises members that the reason for the presentation for raises at this time is AB 1040 which would freeze salary increases for a minimum of one year. He suggests the Sheriff's salary be raised from \$33,000. annually to \$42,000. annually. The Modoc County Sheriff's position is the lowest paid in the state. CAO Pennell suggests the salary adjustments be effective July 1, 1991.

CAO Pennell informs members that the funds for the Road Department salary increase would not affect the General Fund as the funds would be from gas tax funds that the Road Department receives. He suggests the following positions salaries be increased \$200.00 per month.

- Maintenance Crew Supervisor
- Senior Maintenance Worker
- Maintenance Worker I
- Maintenance Worker II
- Equipment Maintenance Supervisor
- Mechanic (s)
- Equipment Service Worker
- Welder
- Custodian (Shop)
- Data Processing Coordinator
- Account Technician
- Engineering Technician
- Staff Assistant

Roger Davis a member of the audience suggests that no salary increases be given at this time. He suggests the Library Assessment be re-evaluated.

Motion by Supervisor Jones, seconded by Supervisor Polson, and carried to adopt an Ordinance granting a salary increase for the Modoc County Sheriff from \$33,000.00 to \$42,000.00 annually. Grant a \$200.00 a month salary increase to the positions in the Road Department referred to as blue collar workers as listed above. Amended Ordinance No. 250-21 adopted as an urgency ordinance effective July 1, 1991.

Clerk polls the vote of the Board: AYES: Supervisors Jones, Polson, Huffman and Schreiber. ABSENT: Supervisor Anderson
Motion carries.

SALARY ADJUSTMENTS--BOARD OF SUPERVISORS:

County Administrative Officer Pennell presents a proposal for salary increase for Board members from \$808.00 per month to \$1250.00 per month. Modoc County's Board of Supervisors are the lowest paid in California. If the salary increase is granted they would be 55th lowest in the state. The funds would be from the County General Fund for the salary increases. CAO Pennell further informs members that AB 1040 also affects Board of Supervisors salaries and therefore a freeze would be on salary increases. Grand Jurors in the past have recommended a salary increase for Board members.

Roger Davis, member of the audience, speaks regarding a salary increase for Board members. Mr. Davis states that "I feel Supervisor's are underpaid if they are doing a full time job." Mr. Davis states "that he feels if there is a CAO they have less responsibility." He requests Board members reject the proposal for a raise in salaries for Board members and reconsider the matter when the County is "on it's feet." Other members of the audience speak regarding the issue.

CAO Pennell, in answer to Mr. Davis, advises him "that the position of CAO does not dilute the responsibilities of Board members. It enhances the Board's position to have a CAO and the position is a tool for use of Board members in focusing the Boards attention on items of timely interest and importance."

Supervisors discuss the matter of salary increases. One of the concerns expressed by Board members is that persons running for the position of Board member must be retired or semi-retired in order to spend the time required to be a County Supervisor. Placing the matter on the ballot for election is discussed.

Matter is continued to the July 15, 1991 Board meeting.

MODOC MEDICAL CENTER-E.R. PHYSICIAN AGREEMENT:

Mr. John Dederick, president of Modoc County Hospital Board of Directors presents proposed contract between the County and Dr.

Gaylen Hayes, D.O., to contract as a full time clinic/ER physician. The contract will provide 100% Clinic/ER Physician coverage by permanent, local physicians at a reduced cost. It would save the hospital travel costs and housing that they now pay to fly in emergency physicians.

Motion by Supervisor Jones, seconded by Supervisor Huffman, and carried, to approve the contract between Modoc Medical Center and Dr. Gaylen Hayes, D.O. for full time Clinic/ER physician. The contract is for 260 days at \$500.00 per day.

EDUCATION PROGRAM-VACATION CASH OUT:

Hospital Administrator Tom Mitchell, and John Dederick, Hospital Board of Directors President, report on policy regarding the Employee Education Program. The new policy will enable the hospital to provide financial aid for employees that are obtaining healthcare related education through colleges or other approved schools.

Hospital Administrator Mitchell and Board of Directors President Dederick, presents a proposed policy regarding Vacation "Cash Out". The proposed policy would enable an employee to receive compensation once in each fiscal year, for up to forty (40) hours of accumulated vacation pay, in lieu of vacation time off with pay. This would be interim only until negotiations are complete.

Motion by Supervisor Jones, seconded by Supervisor Huffman and carried, to approve the Education Program and Vacation Cash Out program as recommended by the Hospital Board of Directors.

FINANCIAL AND STATISTICAL HOSPITAL REPORT:

Hospital Administrator Mitchell and Hospital Board of Directors President Dederick, present the Financial & Statistical Report for May, 1991. The reports shows a significant improvement from the hospitals loss of over \$500,000. from the previous year. The change was made possible by the consolidation of the SNF with the hospital.

The Fiscal Report will be presented to the Board on August 5, 1991.

HOSPITAL EMPLOYEES HEALTH PLAN:

Hospital Administrator Mitchell reports on the Hospital Employees Health Plan. He reports Capital Benefit changed from Promed to Travelers Insurance and that claim payments have been held up due to the audit following change of insurance carrier. There is a six (6) week period of claims held in the audit and Mr. Mitchell reports that a request has been made to take care of those claims on a priority basis. It is expected that when the contract auditing is finished, the claims will be processed faster.

12:35 p.m. Noon recess.

2:00 p.m. Board meeting reconvenes with Supervisors Huffman, Jones, Polson and Schreiber present. Supervisor Anderson absent.

JAIL FINANCING GRANT PACKAGE

Community Programs Director Mike Maxwell reports on changes in the grant due to Prop. 86. Mr. Maxwell discusses the State requirements that must be present when expansion is complete.

Motion by Supervisor Jones, seconded by Supervisor Polson acknowledging the State requirements, and adopting Resolution No. 91-36 regarding signing the Grant package with the changes.

REPORT ON BID AWARD

Community Programs Director Mike Maxwell reports on the bids received for the Jail Expansion Project. Seven bids were received in all. No local bidders. Bogatay Construction out of Klamath Falls, OR, was the lowest bidder with a base bid of \$517,650.00. Mr. Maxwell reports that a change was ordered in the original bid package. After the change Bogatay Construction was still the low bidder. Original bid was \$517,650.00, when the change was added of \$15,417.00, that brought the total bid to \$533,067.00.

Motion by Supervisor Jones, seconded by Supervisor Polson to accept the low bid of Bogatay Construction with Mr. Maxwell to sign contract and the change orders between the County, State and Bogatay Construction. Motion carries.

COLLECTION OF UNUSED OR UNWANTED AGRICULTURAL CHEMICALS

Brian Tillott, President of Modoc County Farm Bureau reports on disposing of discontinued pesticides. Mr. Tillott reports that ten (10) county Agriculture Commissioners met and proposed that one (1) hazardous waste company be hired to cover disposing of pesticides in all ten counties. This would be a self-supporting program with no funds need from the General Fund.

Motion by Supervisor Jones, seconded by Supervisor Huffman to approve the hiring of a hazardous waste company to dispose of discontinued pesticides. Chairman authorized to sign agreement after County Counsel reviews it.

LOCAL ASSESSMENT ROLL TOTALS

County Assessor Josie Johnson reports on local Assessment Roll totals for this year. Mrs. Johnson reports an increase of 3.59%.

I.R.S. PER DIEM POLICY

Auditor Mike Tedrick reports on new I.R.S. Per Diem Policy effective immediately. New changes are: all receipts over \$34.00 per day will be entered on your W-2 form at the end of the year; I.R.S. will now only allow actual expenditures; all travel expenses must be substantiated with receipts showing the time, purpose, destination, and mileage. Anything not substantiated will be put on the W-2.

CAO Pennell and Auditor Tedrick to present the new policy to the Board.

INVESTMENT OF IDLE FUNDS

County Treasurer Linda Monroe reports on investment of Library idle funds.

GENERAL ASSISTANCE PROGRAM

Social Services Director Richard Belarde reports on the General Assistance Program. Director Belarde discusses the amount of General Relief workers compared to the number of work slots that are available. As of this time there are no work hours for the City of Alturas as funding is being sought for a supervisor for the workers. The program's main concern is the County.

RENEWAL OF HEALTH PLAN MANAGEMENT CONTRACT

County Administrative Officer Larry Pennell reports that it is time to renew the Health Plan for the County. CAO Pennell states that they are changing the policy to be renewed at the fiscal year. A 10% increase is asked for out of General Funds and an 8% increase from the employees. CAO Pennell asks for the Boards approval to renew the policy.

Motion by Supervisor Jones, seconded by Supervisor Huffman and carried to renew the Health Plan for the County. Chairman Schreiber authorized to sign the contract.

DEPARTMENT HEADS

A) Public Works Director Mike Maxwell reports on a new schedule for the Alturas Dump Site, also on Eagleville and Lake City Dump sites that will be open one (1) day per week each. Director Maxwell also talked about the recycling program that will be started soon at the Alturas site. There will be no redemption at the site, and receptacles will be placed for sorting the recyclable items.

B) Public Works Director Maxwell, CAO Penell and Planning Director Kessler met with the City of Alturas regarding a joint effort to hire a City Planner. The City of Alturas approved and advertised for a Planner. The plan is to consolidate City & County to

Co-Pay for Assistant Planner for the City. Director Maxwell reports that it will keep costs down and benefit the City. Director Maxwell will present the proposal at a future Board meeting.

C) Public Works Director Maxwell reports that the Solid Waste training that himself and Lee Gorzell planned to attend in Colorado was cancelled.

COUNTY ADMINISTRATIVE OFFICER

CAO Larry Pennell reports that on July 4, 1991 at 1:30 p.m. the Board is to present certificates to Desert Storm returnees or if they are not available then their families. The presentation will be held at the Memorial Park. There are 17 Desert Storm returnees all together.

3:30 p.m. Board meeting reconvenes with all members present, except Supervisor Anderson, in closed session to discuss meet and confer instructions to Management Bargaining Team.

3:55 p.m. Board meeting reconvenes in open session with members present. Chairman Schreiber announces that no action was taken in closed session.

No further business to come before the Board at this time. Meeting adjourned to meet in regular session Monday, July 15, 1991 at 10:00 a.m.


Maxine Madison, Clerk


John H. Schreiber, Chairman