

10:00 a.m.

Meeting called to order by Chairman Coulson, pursuant to law. Flag salute. Chairman notes the agenda was posted February 1, 1990.

PRESENT: Supervisors Schreiber, Anderson, Polson, Coulson and Jones.

The minutes of the January 9, 1990 and January 16, 1990 meetings approved as filed.

No matters initiated by the public.

**MODOC COUNTY ARTS COUNCIL:**

Modoc County Arts Council Coordinator, Ken Franklin, requests Board members adopt proposed resolution to apply to California Arts Council for 1990-91 FY program funding.

Motion by Supervisor Jones, seconded by Supervisor Schreiber, and carried, to adopt Resolution No. 90-04, approving the application and authorizing execution of a grant contract with the California Arts Council.

**MODOC INDIAN HEALTH PROJECT:**

Erin Forrest, Project Director, Modoc Indian Health Project, requests a letter of support from the Board for application for grant funding, through the Bureau of Indian Affairs Child Welfare Act.

Motion by Supervisor Jones, seconded by Supervisor Schreiber, and carried, that the Board write a letter of support for the application for grant funding, through the Bureau of Indian Affairs Child Welfare Act.

**ASSESSOR:**

Assessor Hetherwick requests authorization to raise fees in the Assessor's office for labels, magnetic tapes of Assessor's roll, fee for print outs, and set a processing fee for Proposition 90. He requests the raise in order to help cover the cost of time and materials for the items.

Motion by Supervisor Jones, seconded by Supervisor Schreiber, and carried, to approve the proposed fee schedule for Modoc County Assessor's Office effective February 5, 1990, as follows:

Labels           \$ 25.00 + \$ .50 per page  
Print-outs       25.00 per hour + \$ .25 per page with \$25.00  
minimum fee  
Magnetic tapes of Assessor's roll   \$300.00 plus postage for  
mailing & must furnish tape.

Processing Fee for Proposition 90	\$50.00
Resulting {reels on Segregations	{ 00

**PROBATION DEPARTMENT:**

Motion by Supervisor Schreiber, seconded by Supervisor Anderson, and carried, that pursuant to request of Chief Probation Officer Dederick, that Smith C.W. Pinneo having completed his one year probationary period, be granted a step increase from Range 30, Step A, to Range 30, Step B, effective February 1, 1990.

**HEALTH DEPARTMENT:**

Modoc County Public Health Department requests authorization to delete a tool box for Sanitarian's vehicle from the property inventory. The State vehicle was transferred to the Susanville office of Public Health and the tool box was included in the transfer.

Motion by Supervisor Jones, seconded by Supervisor Anderson, and carried, to authorize the Modoc County Public Health Department to delete the tool box for 1973 pickup from the property inventory list.

**AUDIT REPORT:**

Motion by Supervisor Jones, seconded by Supervisor Anderson, and carried, to accept the 1988-89 Fiscal Year Audit Report as prepared by Bartig, Basler & Ray.

**TULELAKE AMBULANCE SERVICE:**

Motion by Supervisor Jones, seconded by Supervisor Schreiber, and carried, directing the Modoc County Auditor to hold budgeted funds for Tulelake Ambulance pending settlement of litigation. The matter will be reconsidered upon settlement of the litigation.

**DISTRICT ATTORNEY:**

District Attorney Sorensen requests permission to purchase the following items for Family Support Investigator, file cabinet, desk, chair, phone answering machine. The total for the Family support Department is \$769.24, plus tax. She requests permission to purchase a chair for the District Attorney's Office and to transfer funds from the Maintenance budget item to fixed asset. The chair for the District Attorney's Office is \$158.48 plus tax.

Motion by Supervisor Jones, seconded by Supervisor Anderson, and carried, to authorize District Attorney Sorensen to purchase the following fixed assets for the Family Support Investigator as budgeted, file cabinet, desk, chair, and phone answering machine for the sum of \$769.24 plus tax. District Attorney is authorized to purchase a chair for the sum of \$158.48, plus tax, and to transfer the sum from the District Attorney's maintenance budget

into fixed assets. District Attorney authorized transfer chair from District Attorney property inventory ( Board of Supervisors property inventory as the chair is used in the Board room for Court Reporter when a reporter is requested.

10:35 a.m. Board in recess.

10:45 a.m. Chairman Coulson reconvenes the Board meeting with all members present.

#### PLANNING DEPARTMENT:

Motion by Supervisor Jones, seconded by Supervisor Anderson, and carried, to approve the Planning Department annual report as presented.

Planning Director Townsend reports on State Fire Safe Requirements. She informs Board members that the comment period ends February 20, 1990. Board members authorize Planning Director to prepare comments on behalf of the Board and Chairman Coulson is authorized to sign letter. Planning Commission is working with local fire districts to see if a Modoc alternative can be worked out to be acceptable to the State. If the County adopts an alternative, the responsibility for enforcement shifts from the CDF to the County.

#### 911 SYSTEM-ADDRESSING:

Planning Director Townsend reports on the 911 system and informs Board members that addresses will be assigned to all county residents. The state reimburses the county for developing the program, it does not pay for implementation of the program, such as road signs, house numbers, etc. At the present time the program is being developed upon completion she will request the Board to make a decision regarding implementation of the program.

#### ENERGY:

Planning Director Townsend advises Board members that a \$60,000. energy element grant has been awarded the County, plus an additional \$10,000. to contract and hire someone to coordinate the grant for the county. Director Townsend is authorized to advertise and hire someone to coordinate the geothermal grant for the county, with approval of the Board.

#### HAZARDOUS WASTE PLAN:

The state has extended the date for filing the Hazardous Waste Plan to May, 1990.

#### PUBLIC HEARING DATE FIXED:

Public hearings for Winnop-parcel Map, located at State Hwy. 299 and Patterson Street, Cedarville, and New Way Construction, Inc.-Tentative Map (Valley Ranches & Amendment to Zoning Maps (U

to RR/M, Co. roads. 68 & 70), Alturas, CA, fixed for Tuesday, February 20, 1989, at 11:00 a.m.

**COUNTY HEALTH SERVICES & MEDICALLY INDIGENT SERVICES PROGRAM PLAN AND UPDATE:**

Motion by Supervisor Jones, seconded by Supervisor Schreiber, and carried, to adopt the County Health Services Plan Update and budget for FY 1989-90. Public Hearing is fixed for March 5, 1990, at 11:00 a.m. in the matter of AB 8 - County Health Services Plan. The hearing is being held in order to receive maximum state allocation.

**PROPOSED WELL ORDINANCE:**

This is the time fixed for second reading of proposed well ordinance. Second reading of proposed ordinance waived. Discussion of the ordinance.

Motion by Supervisor Jones, seconded by Supervisor Anderson, and carried, to adopt proposed well ordinance. **ORDINANCE NO. 292**, containing minimum standards for construction, repair and destruction of water, cathodic protection and monitoring wells. Adopting reporting standards and procedures.

**PUBLIC HEARING-WELL STANDARDS ORDINANCE:PROPOSED FEE SCHEDULE:**

This is the time regularly advertised for public hearing on Well Standards Ordinance, proposed fee schedule. The Board finds that Notice of Hearing has been given as required by law. No one appearing in opposition to the proposed fee schedule.

Hearing closed.

Motion by Supervisor Jones, seconded by Supervisor Schreiber, and carried, to adopt the following fees under well standards ordinance:

New Well	\$50.00	Application fee
Repair and Modification	\$25.00	" "
Destruction	-0-	" "
Late Fee	\$50.00	" "
Variance Fee	\$25.00	" "

**COMMUNITY SERVICES BLOCK GRANT:**

Motion by Supervisor Polson, seconded by Supervisor Jones, and carried, to adopt Resolution No. 90-05, approving the Block Grant Agreement #90F-7725 and Amendment No. 1, in the amount of \$160,000. between the State Department of Economic Opportunity, as grantor, and the Modoc-Siskiyou Community Action Agency, as grantee and authorizing the Chairman of the Board of Supervisors or the Community Action Agency Executive Director to sign and execute all Modoc-Siskiyou agreements and modifications.

#### JAIL EXPANSION:

Community Programs Coordinator Maxwell reports on jail expansion. The county in December 1989 published a request for proposals for Architectural services for jail expansion under proposition 52 and 86 funding. A firm from Redding, CA have been chosen to do the work. At the present time they are remodeling the Trinity County jail which is identical to the Modoc County Jail. The committee is hoping that they will be able to use the experience they gain in Trinity County in dealing with the expansion of that jail to help Modoc County. This phase of the expansion is funded in the amount of \$40,000. The total amount of the funding through proposition 52 and 86 is \$463,865. The committee hopes to expand the jail with 16 bed dormitory for men and 6 bed dormitory for women plus a laundry facility. The county has budgeted \$40,000. for the past 2 years and this will be considered by the state as "hard match" for the expansion.

Motion by Supervisor Anderson, seconded by Supervisor Jones, and carried, authorizing Community Programs Coordinator, Mike Maxwell, to execute the contract with W.K.S.B. architects for architectural services to Modoc County for jail expansion.

Community Programs Coordinator Maxwell informs Board members that it is anticipated that "ground breaking" for the project will be in August, 1990, with the building to be in use by spring of 1991.

#### HOSPITAL:

Community Programs Coordinator Maxwell reports on the hospital 12 swing bed conversion. He advises the building permits have been received from the State. He anticipates completion of the project by the end of February or the first week of March. He estimates the project to cost approximately \$15,000.

#### 11:53 a.m. CLOSED SESSION RE: LITIGATION:

12:05 p.m. Board meeting reconvenes in regular session with all members present.

Chairman Coulson announces no action was taken during closed session.

Motion by Supervisor Jones, seconded by Supervisor Anderson, and carried, authorizing Chairman Coulson to sign Addendum to Settlement Agreement with the Atchison, Topeka & Santa Fe Railway Company as presented by County Counsel Sorensen. The terms of the agreement are to pay the sum of \$48,224.16 at this time, and to pay the balance of \$217,717.92, in 5 equal annual installments together with interest at the rate of 10%, commencing January 10, 1991. County Clerk is directed to send memo to all taxing agencies in Modoc County advising them of this action and the amount due from each district under the terms of the Railroad Tax Litigation Settlement.

12:10 p.m. NOON RECESS

1:45 P.M. Board meeting reconvenes with all members present.

**REQUEST TO ABANDON COUNTY ROAD #174:**

A letter is read from Thelma M. Burger, Executrix, of the Estate of Stan Burger, requesting County Road #174 be removed from the County Road system and abandoned. Mrs. Burger informs Board members that this road only serves her personal property, and does not provide access to any other property.

Motion by Supervisor Schreiber, seconded by Supervisor Jones, and carried, to adopt Resolution No. 90-06, being intention to abandon CR No. 174 beginning at CR. No. 1, a distance of 0.300 mile. Hearing fixed for March 5, 1990, at 10:45 a.m.

**BLM LANDFILL SITES:**

Motion by Supervisor Jones, seconded by Supervisor Schreiber, and carried, authorizing CAO to negotiate with BLM for acquisition of landfill sites in Surprise Valley.

**SOLID WASTE BOARD:**

Motion by Supervisor Anderson, seconded by Supervisor Jones, and carried, authorizing CAO to sign operator certification for Solid Waste Board.

**COURT WARD BUDGET:**

Motion by Supervisor Jones, seconded by Supervisor Anderson, and carried, to authorize transfer of \$4,000.00 from stabilization funds recently received from the state into the Court Ward budget due to shortfall in the Superior Court Ward budget.

**RESOLUTION REQUESTING THE SUPPORT AND SPONSORSHIP OF OUR STATE LEGISLATORS IN GAINING PASSAGE OF BILL RE: STATE SANITARIAN POSITIONS:**

Motion by Supervisor Anderson, seconded by Supervisor Polson, and carried, to adopt Resolution No. 90-07, requesting the support and sponsorship of our state legislators in gaining passage of a bill regarding minimum required sanitarian positions, as requested by Mono County.

**AUDITOR:**

Motion by Supervisor Jones, seconded by Supervisor Polson, and carried, authorizing Auditor to count cash and certify funds once a month in the absence of Chairman of the Board of Supervisors.

**WARNERVIEW NURSING HOME ACQUISITION:**

County Administrative Officer Dederick, reports on the Warnerview

Nursing Home acquisition. Mr. Dederick reports that the agreements have been sign. He reports that he and Supervisor Polson, and Community Programs Coordinator met with the staff at the Wannerview Nursing Home and explained to employees the transition of the Wannerview Nursing Home to the County.

#### DONATION OF WHALE TO CEDARVILLE PARK:

A letter is read from Mr. Hodges and Mr. Long requesting they be held harmless for the donation of the whale structure that they built for the Cedarville Park. County Auditor Tedrick advises Board members that the County has liability insurance to cover the county but no insurance to cover this item. He advises Board members that to protect Mr. Hodges and Mr. Long the financial responsibility for this would be from the County General Fund.

Motion by Supervisor Schreiber, seconded by Supervisor Jones, and carried, to send a letter to Mr. Hodges and Mr. Long, for the donation of the concrete whale structure for the Cedarville Park and advise them the County will hold the builders harmless from liability for this donation. Board of Supervisors accept the whale on behalf of Modoc County.

AYES: Supervisors Jones, Schreiber and Polson

NOES: Supervisors Anderson and Coulson. Motion carries.

#### PRISON TASK FORCE REPORT:

County Administrative Officer Dederick presents Prison Task Force Report.

Motion by Supervisor Jones, seconded by Supervisor Anderson, and carried, to accept the Prison Task Force report as presented. CAO advises Board members that he has provided copies to Board members and the Clerk of the Board.

Printing of the Prison Task Force is discussed. A letter is read from the Modoc County Record advising Board members that they will publish the report and include it in the paper plus print 2000 extra copies of the report for cost. The approximate cost to the county is \$951.30.

Motion by Supervisor Jones, seconded by Supervisor Anderson, and carried, to authorize publication of the Task Force Report by the Modoc County Record and authorize publication of 2000 extra copies to be distributed throughout the county.

AYES: Supervisors Anderson, Jones and Coulson

NOES: Supervisors Schreiber and Polson Motion carries.

Motion by Supervisor Anderson, seconded by Supervisor Polson, and carried, to write a letter to each member of the Prison Task Force thanking them for the excellent manner in which they have conducted themselves in preparing the Prison Task Force Report and for the work and time spent in the preparation of the report. Each Board member to sign letters when they are prepared.

A letter is read from Robert H. Carsten, Carstens Chevrolet, Inc. regarding vehicle bids. Carstens Chevrolet is the only new car and truck dealer in Modoc County at this time. He will sell vehicles to the County for Dealer invoice plus \$500.00 per vehicle under conditions set forth in his letter regarding discounts provided by the manufacturer.

A letter is read from William D. Madison, R.F. Brooks Insurance Agency regarding renewal rates from the County Health Insurance carrier, Equicor Insurance Company. Mr. Madison advises Board members he attempted to postpone the rate increase to coincide with the bid opening for health insurance bids in April, but was unsuccessful.

There being no further business to come before the Board at this time the meeting is adjourned to meet in regular session on Tuesday, February 20, 1990, at 10:00 a.m.

  
Maxine Madison, Clerk

  
John L. Coulson, Chairman