

**TRINITY COUNTY
BOARD OF SUPERVISORS**
Trinity County Library
Conference Room
351 Main Street
Weaverville, CA

MEETING MINUTES

July 7, 2021

Chairman

Supervisor Jeremy Brown - District 4

Vice-Chairman

Supervisor Dan Frasier - District 5

Supervisor Keith Groves - District 1

Supervisor Jill Cox - District 2

Supervisor Liam Gogan - District 3

Richard Kuhns, Psy.D - County Administrative Officer / Clerk of the Board

Margaret E. Long - County Counsel

Emma Purvis - Deputy Clerk of the Board

The Trinity County Board of Supervisors welcomes you to its meetings which are regularly scheduled for the first and third Tuesday of each month, unless altered to accommodate a holiday, starting at 9:00 a.m. at 351 Main Street, Weaverville, California.

This Board Agenda contains a brief, general description of each item to be considered. Supporting documentation is available online at www.trinitycounty.org, at the County Administrative Office located at 11 Court Street, Room 230, Weaverville, CA, during normal business hours, and in the Public Packet at the rear of the Board Chambers during the meeting.

If you would like to receive notification via email that the agenda has been posted, please send your request to clerkoftheboard@trinitycounty.org.

Members of the public wishing to present documents to the Board of Supervisors during the meeting must submit ten (10) copies to the Deputy Clerk of the Board.

During the meeting the Trinity County Board of Supervisors may take action sitting as the Board of Supervisors and as the governing body of: The Trinity County Transportation Commission, the In-Home Supportive Services Authority, the Consolidated Transit Services Agency, the Trinity County Board of Equalization, the Trinity County Housing Authority and the Solid Waste Local Task Force.

In compliance with the Americans with Disabilities Act, those requiring accommodations for this meeting should notify Emma Purvis at the County Administrative Office three (3) full business days prior to the meeting at (530) 623-1382 or clerkoftheboard@trinitycounty.org.

ZOOM INFORMATION

This meeting used Zoom due to the coronavirus (COVID-19).

Meeting called to order in open session at 9:00 AM

Pledge of Allegiance

Pledge led by Supervisor Dan Frasier.

9:00 AM Closed Session

- 1.1** Government Code Section 54954.5(f) - Conference with Labor Negotiators
County's Designated Representatives: Sophia Meyer and Shelly Nelson
Employee Organizations: Deputy Sheriffs Association, Probation Peace Officers Association and Skilled Trades Unit.

Public Comment

Received public comment from Tom Stokely, Clark Tuthill, Leeland Thomas, Pam Mordechai, Russ Giuntini, Lisa Wright, and Tammy Brazil.

Consent Calendar

Auditor/Controller

- 2.1** Approved amendment number four to the agreement with Carrel's Office Machine to update and include rate charts for all machines to provide maintenance to copiers under Working Capital Copier Trust.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

Behavioral Health Services

- 2.2** Approved a budget adjustment for Mental Health Services Act CSS - Dept. 8570 increasing Transfers in by \$42,285; and approved a budget adjustment for MHSA Other Funding - Dept. 8577 increasing Transfers Out by \$42,285.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

- 2.3** Approved an agreement with Willow Glen Care Center to operate the Alpine House, in Weaverville for the 21/22 Fiscal Year.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

- 2.4** Approved amendment number one to the agreement with Executone to update the Scope of Services and Bid Proposal to provide a new Business Phone system for the Behavioral Health Department.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

Board of Supervisors

- 2.5** Pursuant to Trinity County Fee Waiver Policy found that the Southern Trinity Volunteer Fire Department's (STVFD) Emergency Water Storage System provides a benefit to the County, that this project is not for the purpose of fundraising, and approved STVFD's application for waiver of county fees, waiving the Building Department fees for building permit #E2021-0325, in the amount of \$470.02.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

Clerk of the Board

- 2.6** Adopted Resolution No. 2021-069 which confirms the continuance of a Local Health Emergency in the County of Trinity due to debris and air quality concerns created by the wildfires.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

- 2.7** Adopted Resolution No. 2021-070 which confirms the continuance of a Local Health Emergency in the County of Trinity due to the novel coronavirus known as COVID-19.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

- 2.8** *This item was continued to July 20, 2021.*

Approve the regular meeting minutes of June 2, 2021 and June 15, 2021 and the special meeting minutes of April 23, 2021, June 4, 2021, and June 24, 2021 as submitted by the Deputy Clerk.

2.9 *This item was pulled from the consent calendar and considered separately.*

Found that the proposed license will meet the public convenience and necessity, and find no objection to the issuance of an On-Sale Beer and Wine Alcoholic Beverage License to Smokehouse Market, LLC for Smokehouse Market at 4391 Trinity Dam Blvd, Ste B, Lewiston, CA, 96052.

Health and Human Services

2.10 Approved an agreement with the EA Family Services (EA) to provide visitation and supervised visit services and respite care for families engaged in Child Welfare Services.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

2.11 *This item was pulled from the consent calendar and considered separately.*

Approved amendment number one to the agreement with Jones Electric to provide for purchase and install of 400 amp circuit breaker panel, electrical transfer switch and 100kw generator for the Information Technology to utilize during power outages to sustain email servers.

Received comments from County Administrative Officer Richard Kuhns.

Motion: Dan Frasier **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

2.12 Approved amendment number two to the agreement with Mountain Communities Healthcare District extending the term to June 30, 2022 and increasing the maximum cost by \$20,000 to provide hospital preparedness planning and surge capacity activities.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

2.13 Authorized the Chairman to sign a letter opposing the proposed In Home Supportive Services fiscal penalty.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

Sheriff

- 2.14** Adopted Resolution No. 2021-071 which authorizes the Sheriff to accept the 2021/2022 California Department of Parks and Recreation, Division of Boating and Waterways Financial Aid Program, in accordance with Harbor and Navigation Code 663.7(e).

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

Solid Waste

- 2.15** Approved amendment number one to the agreement with World Oil Environmental Services extending the term to June 30, 2026 and updating Exhibit B to provide the collection of used oil, compliant metal filters and antifreeze for the Solid Waste and Transportation Departments.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

10:00 AM Public Hearings

Planning and Zoning

- 3.1** Introduced, waived the reading of and extended the Urgency Ordinance enacted on August 18, 2020 imposing a temporary moratorium on the issuance of new, or the transfer of existing, commercial cannabis cultivation licenses in the Rush Creek Opt area for one year.

Received comments from Director of Building and Planning Kim Hunter, Adrien Keys, James Cook, Cecil Brown, Carol Fencil, Lisa Wright, Sally Barrow, Chris Parkin, Susanne Wood, Jim Teller, Laurie Wills, Anna Wright, Veronica Kelly-Albeiz, Matthew Jefferson, Paul Hauser, Ric Leutwyler, and County Counsel Margaret Long.

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Brown, Cox, Frasier, Gogan, Groves

Reports/Announcements

- 4.1** I. Received reports from Treasurer/Tax Collector Terri McBrayer, Director of Building and Planning Kim Hunter, Environmental Health Director Kristy Anderson, and Director of Transportation Rick Tippet.
II. Received report from County Administrative Officer Richard Kuhns.
III. Received reports from Members of the Board of Supervisors.

County Matters

Board of Supervisors

- 5.1 Appointed Rory Barret to the Planning Commission for District 3, to serve a term concurrent with Supervisor Gogan.

Received comments from Deputy Clerk of the Board Emma Purvis.

Motion: Dan Frasier **Second:** Liam Gogan **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

County Administrative Office

- 5.2 Approved a budget adjustment for Board of Supervisors - Dept. 1100 increasing Services and Supplies by \$64,600 and Intrafund Expenses by \$5,400; and approved a budget adjustment for Contingency General Fund - Dept. 9901 decreasing provisions for contingency by \$70,000.

Received comments from County Administrative Officer Richard Kuhns and County Counsel Margaret Long.

Motion: Keith Groves **Second:** Dan Frasier **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

Human Resources

- 5.3 Approved a Master Memorandum of Understanding with the Trinity County Deputy Sheriffs Association establishing salaries and benefits.

Received comments from Director of Human Resources Shelly Nelson.

Motion: Jill Cox **Second:** Liam Gogan **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

- 5.4 Approved a Master Memorandum of Understanding with the Trinity County Probation Peace Officers' Association establishing salaries and benefits.

Received comments from Director of Human Resources Shelly Nelson.

Motion: Jeremy Brown **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

- 5.5** Modified the departmental allocation list for Building & Planning - Planning Division to read: One (1) Environmental Compliance Specialist I or Senior, effective July 7, 2021.

Received comments from Director of Human Resources Shelly Nelson.

Motion: Keith Groves **Second:** Liam Gogan **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

- 5.6** Pursuant to Trinity County Code Section 2.60.410(A) authorized hiring Candidate No. 46541333 as an Eligibility Specialist I at Range G171 Step C in Health and Human Services effective July 1, 2021.

Received comments from Director of Human Resources Shelly Nelson.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

- 5.7** Adopted Resolution No. 2021-072 approving a revised salary schedule for Trinity County Employees retroactively effective July 1, 2021.

Received comments from Director of Human Resources Shelly Nelson.

Motion: Jill Cox **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

Planning and Zoning

- 5.8** *This item was pulled from the calendar to be considered at an unknown date.*

Adopt a resolution authorizing the Planning Department to initiate the process to amend the Assessor's Parcel Number 024-390-014 zoning designation from Heavy Commercial (C-3) to Multiple Family (R-3) and the General Plan designation from Commercial (C) to Multifamily Residential (MF-H).

- 5.9** Directed the Director of Building and Planning to submit a(n) appeal(s) regarding Planning Commission actions that do not align with current regulations/ordinances.

Received comments from Director of Building and Planning Kim Hunter, Director of Transportation Rick Tippet, Anna Wright, and Tom Ballanco.

- 5.10** Received an update on the Commercial Cannabis Program from Director of Building and Planning Kim Hunter and Senior Environmental Compliance Specialist David Colbeck.

Received comments from Anna Wright, Dojcilo Scekcic, Lisa Wright, John Brower, and Adrien Keys.

- 5.11** Hold an appeal hearing to uphold, modify, or overturn the Planning Commission's decision to revoke a Conditional Use Permit for the Smith Pit Tailing's Project on Assessor's Parcel Numbers 012-120-62, 012-120-63 and 012-120-64. (Project Applicant/Appellant: Judd Buick P-97-32)

Received comments from Director of Building and Planning Kim Hunter, Senior Environmental Compliance Specialist David Colbeck, Appellant Representative Jeff Swanson, Paul Bollard, Cari Bachelder, Christine Camara, Will Shia, Miceal Bien, Martha Helberg, Liz McIntosh, Amanda Bareger, Elaine Brown, Veronica Kelly-Albiez, Shannon Wilhite, Deidre Brower, Josh Brown, Matthew Gray, Judd Buick, and John Brower.

Remanded the appeal of Planning Commission's decision to revoke a Conditional Use Permit for the Smith Pit Tailing's Project on Assessor's Parcel Numbers 012-120-62, 012-120-63 and 012-120-64 to the Planning Commission without Planning Commissioner McIntosh's involvement, holding the current revocations in place.

Motion: Jeremy Brown **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

Probation

- 5.12** Approved budget adjustment for Probation department 2400 increasing revenue by \$19,764, and decreasing fixed assets by \$6,805; approved budget adjustment for Contingency department 9901 increasing provisions for contingency by \$26,569.

Received comments from Business Manager Robi Camacho.

Motion: Jeremy Brown **Second:** Dan Frasier **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

Closed Session

- 6.1** Government Code Section 54954.5(c) - Conference with Legal Counsel - Existing Litigation
No. of Cases:2
Purdue Pharma L.P. (Case No. 19-23649) - **Direction was given to staff.**
Trinity Action Association Inc, v County of Trinity et al (Trinity County Superior Court Case No. 19CV001) - **Continued to July 7, 2021 Board meeting.**

Received comments from John Brower.

- 6.2** Government Code Section 54954.5(e) - Public Employee Evaluation: County Administrative Officer

Continued to July 20, 2021 Board meeting.

Adjourn

TRINITY COUNTY BOARD OF SUPERVISORS

Jeremy Brown, Chairman
Board of Supervisors,
County of Trinity.
State of California

Attest:

Richard Kuhns, Psy.D
Clerk of the Board of Supervisors

By:

Deputy