

**MINUTES
BOARD OF SUPERVISORS
GLENN COUNTY, CALIFORNIA**

Tuesday, February 19, 2002

The Chairman of the Board of Supervisors Tom McGowan called a duly noticed informal meeting of the Board of Supervisors and the Management Council to order at 8:20 a.m., in the Board of Supervisors Conference Room at 526 West Sycamore Street, Willows, with Board members as follows:

Present: Supervisors Bungarz, Freeman, Hansen, Sprague, and McGowan (Chairman)

Also Present: Belinda Blacketer, County Counsel
Debbie Lambert, Deputy Clerk

1. **Management Council/Supervisors**

Matter: Informal session with the County Department Heads to receive reports and updates on departmental activities.

- Proceedings:
- a. Supervisor Bungarz advised that NorCal Emergency Services Agency has a \$19,000 grant for respiratory kits, and that Enloe Ambulance suggested standardizing oxygen bottles in the County, whereby the County will receive 14 oxygen bottles and 8-9 oxygen kits with a \$1,600 County match; also advised that the County will receive two Automatic External Defibrillators and NorCal's EMS will hold a 2nd annual fund raiser in May;
 - b. Supervisor Bungarz advised that he met with Hamilton City Community Services District regarding forming a Levee District, and recommended forming a County Services Area with the Hamilton City Community Services District to be designated as the Advisory Board, and Supervisor Sprague advised that Federal Emergency Management Agency (FEMA) requires that a maintenance plan for the levees be in place before they will expend any funds;
 - c. Golden State Risk Management Authority (GSRMA) Risk Manager Scott Schimke advised that:
 - (1) GSRMA is contracting with a firm to automatically track the Certificates of Insurance of vendors in third party contracts, and that he will be notifying the Department Heads to get the information needed;
 - (2) Assembly Bill 749, a benefits bill for Workers Compensation enhancements, is with the Governor for execution, and will cost approximately 4.2 billion dollars which will add 5-7% to the Excess Insurance Authority Workers Compensation rates for the last half of this fiscal year; and
 - (3) Senate Bill 1207 passed, which removes CalOSHA exemption from Volunteer Fire Fighters/Departments, and that Assemblyman Dickerson is trying to pass urgency legislation to give rural Counties a three year exemption for compliance education.
 - d. Human Resource Agency Director Kim Gaghagen advised that his Department is attempting to get State Funding to help with the Hospital options review, and that there may be Federal funds available because we are on a major corridor and funding is available under bio-terrorism legislation;
 - e. Supervisor Freeman advised that \$36 million in the Farm Bill has been removed from President Bush's budget, which will hurt rural counties, and Mr. Gaghagen advised that the Youth Employment Program has been removed from the Human Services Area; whereby discussion was held regarding getting funds for the Rural Health Design Consortium through the Bio-terrorism legislation, and Supervisor Sprague recommended introducing Bio-terrorism into the Hospital designs/plan;
 - f. Supervisor Bungarz advised that Chairman of the Enloe Foundation Carl Levernez is now acting attorney for Enloe Hospital, and has requested negotiating with Enloe regarding Hospital Emergency Room closure.
 - e. The Chairman adjourned the meeting at 8:54 a.m.
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The Chairman of the Board of Supervisors of the County of Glenn, State of California, called the meeting to order at 9:00 a.m., with members as follows:

Present: Supervisors Bungarz, Freeman, Hansen, Sprague, and McGowan (Chairman)
Also Present: Belinda Blacketer, County Counsel
Debbie Lambert, Deputy Clerk

THE PLEDGE OF ALLEGIANCE WAS RECITED

1. **Minutes**

Matter: Approve Minutes of February 5, 2002.
Motion/Second: Supervisor Freeman/Supervisor Bungarz
Order: Approve the aforesaid Minutes
Vote: Unanimous.

2. **Unscheduled Matters**

Matter: Receive comments from the audience, staff and Board members, and if deemed necessary, refer the subject matter to the appropriate department for follow-up and/or schedule the matter on a subsequent Board agenda.

- Proceedings:
- a. Reports and issues were discussed by Supervisors.
 - b. Supervisor Sprague advised that he attended the first Forest Road Closure Meeting with the Forest Services, and that there are concerns with the number of roads designated for closure, because there is a maximum number that can be closed before the area is declared a *Wilderness Area* which would prohibit Public access to the land.
 - c. Supervisor Freeman advised that the Trial Court Facilities Task Force will cost \$5 billion over 20 years to implement, and that 85% of the State's Courts are located in five Counties; also advised that the Resource Conservation & Development Council is conducting a Biomass Feasibility Study and Agricultural Tourism Study for Glenn, Colusa, and Tehama Counties.
 - d. Supervisor Bungarz introduced Ian Marquez and Amanda Lambert from the Willows High School Honker Post, and advised that Elizabeth Kelly from Glenn Communities Working Together will be sending letters to approximately 100 volunteers who will work towards keeping the Hospital open.
 - e. **Glenn Medical Center**

Matter: Pursuant to a Memorandum received from County Counsel approve the following:

- (1) Eliminate the Glenn Medical Center liaisons;
- (2) Appoint Supervisor Bungarz and Supervisor Hansen to an Ad Hoc Committee to work with County Counsel and Special Council on pending litigation and other issues with regards to Glenn Medical Center;
- (3) Request the Rural Health Design Consortium to recognize Supervisor Sprague as the representative of Glenn County, owner of the land and building which houses Glenn Medical Center, and that Supervisor Sprague replace Bernie Hietpas as both the representative and voting member, and reaffirm that Buildings & Grounds Director Dan Gardner serve as alternate;
- (4) Execute a letter to the Rural Health Design Consortium requesting (3) above.

- Proceedings:
- (1) On motion of Supervisor Freeman, seconded by Supervisor Bungarz, it was unanimously ordered to find that this matter arose after the posting of the agenda, and to add this matter to agenda for the protection of health and safety needs of the County; and
 - (2) Upon discussion being held regarding Mr. Gardner's work load, on motion of Supervisor Freeman, seconded by Supervisor Hansen, it was unanimously ordered to approve the aforesaid matter and appoint Supervisor Bungarz, rather than Mr. Gardner, as alternate in (3) above.

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- f. County Counsel advised of a letter received from Duffy Carolan of Davis Wright Tremaine LLP regarding Sacramento Valley Mirror's Public Records Act Request for access to the names and cell phone numbers of all public employees who have been provided with cell phones throughout the County, and advised that Sacramento Valley Mirror Publisher Tim Crews intends to sue the County if all the numbers associated with Nextel are not released; whereby discussion was held regarding Government Code Section 6255(a) which states that if the public interest served by not disclosing the number outweighs the public interest served by disclosure of the record, and advised that she would contact the Department heads to determine which phone numbers should not be released; whereby Cooperative Extension Service Administrative Analyst Jody Sammons advised that she had contacted each Department Head and color coded the Nextel List as to which numbers were not to be released before she released the numbers to Mr. Crews two years ago, and upon discussion advised that she would assist County Counsel in gathering the information from the Nextel List, and County Counsel would contact all entities who operate under the Nextel Contract to request that they contact Mr. Crews with the information he is seeking and advise her which numbers are not to be released. Discussion was also held regarding the need to establish a blanket policy re the Nextel Phone numbers and that said policy must be clearly posted.
- g. **Service Center/Sheriff**
Also Present: Bob Johnson, Deputy Director of Public Works
Rick Nunes, Service Center Manager
Matter: Recommendation of Public Works & Development Services Agency Director Doug Holvik to purchase one 2002 Ford Crown Victoria Police Interceptor for \$27,018.42 with tax, using State of California Contract (CMAS) to replace a wrecked patrol car.
Proceedings: a. On motion of Supervisor Hansen, seconded by Supervisor Bungarz, it was unanimously ordered to find that this matter arose after the posting of the agenda, and to add this matter to agenda for the protection of health and safety needs of the County;
b. Mr. Johnson advised that the Ford Factory closed orders for 2002 Crown Victoria Police Interceptors and that there are only three available, one that is being held for the County; and
c. On motion of Supervisor Hansen, seconded by Supervisor Bungarz, it was unanimously ordered to approve the aforesaid matter.

3. **Consent Calendar**

Matter: Review and take actions related to the Consent Calendar set forth on Attachment "A".
Motion/Second: Supervisor Hansen/Supervisor Bungarz
Order: Approve the Consent Calendar as listed in Attachment "A"
Vote: Unanimous.

9:59 a.m. – County Counsel Belinda Blacketer Left the Meeting

4. **Service Pin**

Also Present: Colleen E. Ellis, Human Resource Agency
Matter: Present County Service Pins to Colleen E. Ellis in recognition of 10 years of service with the County of Glenn.
Proceedings: The Chairman presented Ms. Ellis with a 10 year service pin.

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**THE CHAIRMAN ADJOURNED TO A MEETING OF THE
GLENN COUNTY BOARD OF EQUALIZATION**

5. **Assessment Appeal Applications**

- Also Present: Vince Minto, Assessor/County Clerk
- Matter: a. Pursuant to Minute Order 6 of January 22, 2002, to hold hearings on Assessment Appeal Applications 2001-01 through 2001-06, consider recommendation of Assessor Vince Minto to reschedule hearings; and
- b. Accept withdrawal of Assessment Appeal Application 2001-23, Edward B. Towne Jr.
- Proceedings: a. Mr. Minto submitted additions to the hearing, advised that the applicants were notified of today's hearing, and requested the following:
- (1) Continue Assessment Appeals 2001-01, 02, 04, 05, 2001-11 through 20 and 2001-24 through 63 to April 16, 2002;
 - (2) Continue Assessment Appeals 2001-03 and 2001-06 to March 19, 2002; and
 - (3) Accept the withdrawal of the following Assessment Appeal Applications:

Name	Parcel No.	Fiscal Year	Corr No.
Production Specialties	054-03-0-009	2001/2002	2001-21
Production Specialties	054-01-0-019	2001/2002	2001-22

- b. On motion of Supervisor Bungarz, seconded by supervisor Freeman, it was unanimously ordered to approve (a) and (b) as listed above; and
- c. On motion of Supervisor Freeman, Seconded by Supervisor Bungarz, it was unanimously ordered to approve (1), (2), and (3) as listed above.

10:04 a.m. – County Counsel Belinda Blacketer Entered the Meeting

**THE CHAIRMAN ADJOURNED TO A MEETING OF THE
GLENN COUNTY BOARD OF SUPERVISORS**

6. **Personnel/Department of Finance/Resolution**

- Also Present: John Greco, Personnel Director
Debbie Newman, Assistant Director of Finance
- Matter: Recommendation of Personnel Director John Greco to adopt Resolution 2002-18 "Adding Section 10.10.10 "Alternate Work Week" to the Glenn County Administrative Manual".
- Proceedings: Mr. Greco advised that the aforesaid matter would allow for flex scheduling
- Motion/Second: Supervisor Bungarz/Supervisor Hansen
- Order: Adopt Resolution 2002-18
- Vote: Unanimous.

7. **Agricultural Commissioner**

- Also Present: Ed Romano, Agricultural Commissioner
Bill Duckworth, Assistant Agricultural Commissioner
- Matter: Recommendation of Agricultural Commissioner Ed Romano to initiate the process to establish a "Olive Fruit Fly Management District", post Public Notice describing the land proposed to be included in the District, and schedule a Public Hearing to hear objections to inclusion in the Management District.
- Proceedings: Mr. Romano reviewed the aforesaid matter
- Motion/Second: Supervisor Sprague/Supervisor Hansen
- Order: Approve the aforesaid matter
- Vote: Unanimous.

**THE CHAIRMAN ADJOURNED TO A MEETING OF THE
GLENN COUNTY AIR POLLUTION CONTROL DISTRICT**

**10:10 a.m. – Deputy Clerk Sandra Pergson Entered the Meeting
and Deputy Clerk Debbie Lambert Left the Meeting**

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8. **Air Pollution**

- Also Present: Ed Romano, Air Pollution Control Officer
Bill Duckworth, Assistant Agricultural Commissioner
- Matter: Recommendation of Mr. Romano to approve proposed transfers from Holly Sugar to Oceanaire Environmental #7 and Calpine #9, with the dedication of 20% to the District bank for future development within the County or provide the option to the certificate holder to propose a mitigation program in lieu of dedication. (Emission Reduction Credits)
- Proceedings:
- a. Mr. Romano reviewed the aforesaid matter;
 - b. Concerns were discussed regarding the selling of credits, that the County may later need these credits for future economic development, therefore the Board did not want to make any decisions at this time until further research was done;
 - c. Randy Barr, Spreckles Sugar was present and stated that he had no knowledge regarding these credits but would take this information and talk to Holly Sugar.

**THE CHAIRMAN ADJOURNED TO A MEETING OF THE
GLENN COUNTY BOARD OF SUPERVISORS
10:25 a.m. – The Chairman Called the Meeting in Recess
10:30 a.m. – The Chairman Called the Meeting to Order**

9. **State of California Fish & Game**

- Matter: Recommendation of Supervisor Hansen to execute letter to the State of California Fish & Game Director requesting that at least two resident game wardens be assigned to Glenn County.
- Proceedings:
- a. Supervisor Hansen reviewed the aforesaid matter, advising that the Game Warden would be housed in Butte County which leaves Glenn County in a bad position when someone is in need of Fish and Game right away;
 - b. Bob Hawks, Retired Fish and Game Warden spoke and agreed that Glenn County is in need of a Fish and Game Warden for the protection of all animals and citizens of the county;
 - c. It was suggested that the proposed letter be worded more strongly, and that letter be sent to Mr. Robert Hight, Director of the State Fish & Game Commission.
- Motion/Second: Supervisor Sprague/Supervisor Freeman
Order: Approve matter as set forth above
Vote: Unanimous.

10. **Sheriff-Coroner**

- Also Present: Glen Padula, Undersheriff
- Matter: Recommendation of Sheriff Shadley to establish a line of credit in the amount of \$15,000 to cover costs incurred by the Coroner's budget in the investigation of cases.
- Proceedings:
- a. Mr. Padula reviewed the aforesaid matter;
 - b. Discussion being held, Mr. Padula advised this line of credit would need to come from Contingency as there is no money within the Sheriff's budget to take from
- Motion/Second: Supervisor Freeman/Supervisor Sprague
Order: Approve \$15,000.00 line of credit from Contingency
Vote: Ayes: Supervisors Bungarz, Sprague, Freeman, and McGowan
Noes: Supervisor Hansen.

11. **Closed Session**

- Matter: Pursuant to Government Code Section 54956.9(a) and 54956.95 the Board of Supervisors shall meet in Closed Session to discuss anticipated litigation regarding the hospital.
- Proceedings:
- a. The Chairman adjourned to Closed Session; and
 - b. Later this date, as a result of Closed Session, the Chairman made the following announcement:
"The Board of Supervisors directed our Council to continue negotiations with Enloe Hospital".

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12. **Centralized Administrative Coordinator**

Matter: Recommendation of the Glenn County Management Team to proceed with an Ad Hoc Committee to develop a position description, list of duties and recruitment plan for a Centralized Administrative Coordinator position.

Proceedings: Discussion was held and determined that the ad hoc committee would select members for this committee

Motion/Second: Supervisor Sprague/Supervisor Freeman

Order: Appoint Supervisor Gary Freeman and Supervisor Tom McGowan to an ad hoc committee to proceed with the aforesaid matter

Vote: Unanimous.

13. **Ordinance/Resolution**

Also Present: Vince Minto, Planning Administrator

Matter: Pursuant to Minute Order 25 of July 3, 2001, review for possible action the Land Use Conversion Resolution "*Establishing a Process of Local Government and Public Review of Environmental Enhancement and Habitat Restoration Programs and Projects*" and Ordinance "*To Amend Chapter 19.23 Performance Standards and to Add Chapter 19.31 to the Glenn County Code*".

Proceedings:

- a. Supervisor Sprague reviewed the aforesaid matter;
- b. County Counsel Belinda Blacketer advised that this matter cannot be supported legally as written;
- c. Upon further discussion, and on motion of Supervisor Freeman, seconded by Supervisor Hansen, it was unanimously ordered to reconvene committee and appoint the following persons to the Land Conversion Committee with Vince Minto as Chairman, representing the Planning Division:
 - (1) Forrest Sprague
 - (2) Keith Hansen
 - (3) Ed Romano
 - (4) Belinda Blacketer
 - (5) Jack Campbell

14. **Glenn County Resource Conservation District**

Matter:

- a. Accept the resignation of Anjanette Martin and John Garner of the Glenn County Resource Conservation District; and
- b. Notice of Unscheduled Vacancy posted, and no response being received thereto, consider appointment to the Glenn County Resource Conservation District to fill the unscheduled vacancy of Anjanette Martin for term to November 24, 2004 and John Garner for term to November 27, 2002.

Motion/Second: Supervisor Freeman/Supervisor Freeman

Order: Approve (a) as set forth above

Vote: Unanimous.

15. **German Cemetery District**

Matter:

- a. Accept the resignation of Ronald J. Lobsien from the German Cemetery District; and
- b. Notice of unscheduled vacancy posted, consider recommendation of Ronald Lobsien to appoint Jack Cavier, Jr. to fill the unscheduled vacancy of Ronald Lobsien for term to August 30, 2002.

Motion/Second: Supervisor Hansen/Supervisor Freeman

Order: Approve (a) and (b) as set forth above

Vote: Unanimous.

16. **Artois-Glenn County Fire Protection District**

Matter:

- a. Accept the resignation of Ronald J. Lobsien from the Artois-Glenn County Fire Protection District; and
- b. Notice of unscheduled vacancy posted, consider the following to fill the unscheduled vacancy of Ronald Lobsien for term to August 30, 2002;:
 - (1) Recommendation of Artois Fire Department to appoint Randy Graham; and
 - (2) Letter of interest from Bill Baker.

Motion/Second: Supervisor Hansen/Supervisor Freeman

Order: Approve (a) as set forth above, and appoint Randy Graham

Vote: Unanimous.

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17. **Legislation**

Matter: Letter from County of Washington, Pennsylvania, requesting a resolution be passed to support House Joint Resolution 81, which proposes an amendment to the Constitution of the United States restoring our freedom to pray, and forward said resolution to the local Congressman, U.S. Senators, State Senators and House members.

Motion/Second: Supervisor Sprague/Supervisor Hansen
Order: Approve the aforesaid matter
Vote: Unanimous.

18. **Miscellaneous**

Matter: Reviewed the following items with no action taken:

- a. Letter from United States Department of the Interior, Bureau of Reclamation submitting the Lower Stony Creek Fish Monitoring Pilot Study for 2001 and advising that the study will continue for two additional years to assess the absence and presence of special status Anadromous Chinook Salmon and Steelhead Trout in lower Stony Creek.
- b. Human Resource Agency Monthly Statistical Report for period ending December 31, 2001.

19. The Chairman adjourned the meeting at 11:54 a.m.

TOM MCGOWAN, Chairman

ATTEST:

Vince T. Minto, County Clerk-Board of Supervisors

BY: _____

Sandra Pergson, Deputy Clerk

Distribution:	Board Members	HRA – Social Services	Orland Library
	Buildings & Grounds Dept.	Personnel Director	Willows Library
	County Counsel	Recorder	Enterprise-Record
	Finance Director	Planning Division	Glenn-Colusa Newspaper
	Health Services Dept	Public Works Director	KIQS Radio Station
	HRA - Community Action		Sacramento Valley Mirror

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ATTACHMENT "A"

3. **Consent Calendar**

Matter: Review and take actions related to the Consent Calendar.
 Motion/Second: Supervisor Hansen/Supervisor Bungarz
 Order: Approve Consent Calendar as set forth below
 Vote: Unanimous.

a. **Transfer of Funds**

Approved the following intradepartmental Transfer of Funds:

Tran: No.	Department	Description	Amount
5196	Clerk-Recorder	To cover purchase of banknote paper	\$ 745.00
5197	Law Enforcement Discretionary Funds	To facilitate funds for equipment which fills below new fixed asset criteria	\$ 2,000.00
5198	Human Resource Agency/Community Action Division	Appropriate funds from contract amendment for Community Services Block Grant (CSBG) -Discretionary	\$ 28,125.00
5199	Human Resource Agency/Community Action Division	Appropriate funds from contract amendment for Low Income Housing & Energy Assistance Program (LIHEAP) – Weatherization	\$ 64,645.00
5200	Human Resource Agency/Community Action Division	Appropriate change in maximum budget amount of Energy Partners Contract and a check from PG&E for administration and discretionary.	\$ 135,400.00
5201	Human Resource Agency/Community Action Division	Appropriate remaining Community Development Block Grant (CDBG) - Glenn County funds to the set aside amount for the Public Works Project	\$ 25,702.27
5203	Human Resource Agency/Community Action Division	Appropriate carryover funding for Workforce Investment Act (WIA) - Youth Program	\$ 19,338.00
5204	Human Resource Agency/Community Action Division	Appropriate carryover funding for Workforce Investment Act (WIA) – Adult Program	\$ 136,268.00
5205	Human Resource Agency/Community Action Division	Appropriate carryover funding for Workforce Investment Act (WIA) – Dislocated Worker Program	\$ 119,295.00
5213	Safer Communities Technology Grant	To accommodate expenditures which fall under new fixed asset criteria	\$ 3,435.44
5215	Human Resource Agency/Community Action Division	To transfer Community Service Block Grant (CSBG) funds to cover purchase of a Port for the telephone system	\$ 3,358.00

b. **Resolution/Superior Court/Personnel**

Upon the recommendation of Superior Court Judge Donald Byrd, adopted Resolution 2002-16 *“Implementing the Changes in Pay Ranges or Court Employees Represented by the Glenn County Mid-Managers Association (GCMMA) and the Glenn County General Unit (UPEC Local 792)”*, which provides a 2.5% cost of living increase for Court employees represented by GCMMA and UPEC Local 792.

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- c. **Resolution/Superior Court/Personnel**
Upon the recommendation of Superior Court Judge Donald Byrd, adopted Resolution 2002-17 "Amending Salary Compaction by Implementing the Change in Pay Range for the Court Legal Process Clerk Supervisor Classification Represented by the Glenn County Mid-Managers Association (GCMMA)" which provides a 12.5% salary increase.

- d. **Resolution/Artois Fire Protection District/Public Works & Development Services Agency**
Upon the recommendation of Public Works & Development Services Agency Director Doug Holvik, adopted Resolution 2002-15 "A Resolution of Acceptance" which conveys property from a lot line adjustment to the Artois Fire Protection District.

- e. **Department of Finance**
Upon the recommendation of Assistant Director of Finance Debbie Newman, approved payment to Office Depot on behalf of the Human Resource Agency for invoices that are over one year old, due to not receiving invoices-vendor error.

- f. **District Attorney**
Upon the recommendation of District Attorney Bob Holzappel, authorized Norma Benamati to execute Blue Claims in budget number 01042090.

- g. **Human Resource Agency**
Upon the recommendation of Human Resource Agency Director Kim Gaghagen to approved the following line item budget:

Department	Service Acct	Department Name	Budget Amount
Community Action	04999557	Mandated Reporter Mini Grant	\$9,000.00