

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

Tuesday, February 3, 2004

The Chairman of the Board of Supervisors of the County of Glenn, State of California, called the meeting to order at 8:30 a.m., with members as follows:

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

THE PLEDGE OF ALLEGIANCE WAS RECITED

1. **Closed Session**

Matter: Adjourn to Closed Session regarding Labor Negotiations pursuant to Government code Section 54957.6 to receive information from and provide instructions to the County's Chief Negotiator regarding negotiations with the Deputy Sheriff Association, Peace Officer's Association, Glenn County Mid Management Association, and the General Unit.

Proceedings: a. The Chairman announced the aforesaid matter; and
b. The Chairman advised that there was nothing to report from Closed Session.

Motion/Second: Chairman Direction
Order: Adjourn to Closed Session.

**9:06 a.m. -- Deputy Clerk Debbie Lambert Entered the Meeting and
Deputy Clerk Sandra Pergson Left the Meeting**

2. **Minutes**

Matter: a. Approve Minutes of January 20, 2004.
b. Amend Minute Order 3 (c.) (1) of December 16, 2003 relating to the closure of County offices on December 26, 2003 and January 2, 2004, to read as follows:
"whereupon the Board finding that this matter arose after posting of the agenda, and is an urgency matter....."
(Amendment based on Clerk verification of actual recording)

Proceedings: Supervisor Sprague advised that he was not present for the December 16, 2003 meeting

Motion/Second: Supervisor Sprague/Supervisor Bungarz
Order: Approve (a) and (b) as set forth above
Vote: Unanimous.

3. **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 Bungarz advised that the Emergency Services Foundation held a "Boot Drive" and raised \$4,500, which will go toward five auto extrication kits for Glenn County Fire Departments;
c. Supervisor McGowan advised that the Department of Water Resources will be holding a workshop in Red Bluff February 23, 2004.
d. Later this date, Supervisor Freeman advised that at a California State Association of Counties (CSAC) meeting next week the Constitutional Amendment, which limits the amount of money the State can take from Counties, will be revisited and a vote will be held to decide whether to support the original Amendment or Former Assembly Speaker Robert Hertzberg's Initiative which has the support of businessmen and the legislature, whereby discussion was held regarding legislature proposed by the Governor which limits the State in spending county funds, and it was the general consensus to back the original CSAC Amendment.

4. **Consent Calendar**

Matter: Review and take actions related to the Consent Calendar set forth on Attachment "A".

Proceedings: Supervisor Sprague requested that 4(e) be pulled from the Consent Calendar

Motion/Second: Supervisor McGowan/Supervisor Bungarz
Order: Approve matters set forth on Attachment "A"
Vote: Unanimous.

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5. **Kanawha Fire Protection District Appointment**

Matter: Pursuant to January 20, 2004 Minute Order 15, and Notice of Unscheduled Vacancy being posted, consider appointment of David Vodden to the Kanawha Fire Protection District, term to December 9, 2004.
 Proceedings: Supervisor Sprague recommended the appointment of Mr. Vodden due to his strong business background
 Motion/Second: Supervisor Sprague/Supervisor McGowan
 Order: Approve the aforesaid matter
 Vote: Unanimous.

6. **Service Pin – Human Resource Agency**

Also Present: Sharon L. Padgett, Office Technician I
 Matter: Present County Service Pin to Sharon L. Padgett in recognition of 10 years of service with the County of Glenn.
 Proceedings: The Chairman presented Ms. Padgett with a ten year pin.

7. **Glenn Medical Center**

Also Present: John Rinset, Hospital Administrator
 Matter: Presentation on status and activities at Glenn Medical Center.
 Proceedings: The Chairman advised that the aforesaid matter has been rescheduled for the February 20, 2004 meeting.

THE CHAIRMAN ADJOURNED TO THE GLENN COUNTY BOARD OF EQUALIZATION

8. **Assessment Appeal Applications Rescheduled**

Matter: Recommendation of Assessor Vince Minto to reschedule the following Assessment Appeal Applications to July 20, 2004:

Application No.	Fiscal Year	Applicant	Parcel No.
2002-01	2002/03	Dynergy Connect	12-000754-00
2002-23 thru 2002-29	2002/03	ATS/PCS LLC	924-110-0-10-0 914-15-0-018-0 917-02-0-002-0 944-05-0-003-0 919-09-0-003-9 937-08-0-004-0 924-27-0-017-9
2001-01S thru 2001-04S	2001/02	Ultramar Inc.	040-14-3-001-0 040-14-3-002-0 040-31-0-005-9 040-31-0-010-0
2003-31 thru 2003-35	2003/04	Comcast	27-000159-00 27-000160-00 27-000158-00 27-000157-00 27-000156-00
2003-01	2003/04	Hanover Compression	18-000054-00
2003-36	2003/04	Bank of America (Orland)	040-153-003-00
2003-37	2003/04	Bank of America (Willows)	003-044-004
2003-38	2003/04	Stream Energy, Inc.	054-020-0200
2003-39	2003/04	Johns Manville Corp.	018-020-068-0

Motion/Second: Supervisor Bungarz/Supervisor McGowan
 Order: Reschedule the aforesaid Assessment Appeal Application to July 20, 2004
 Vote: Unanimous.

THE CHAIRMAN ADJOURNED TO THE GLENN COUNTY BOARD OF SUPERVISORS

9. **Resolution – Notice of Completion**

Matter: Recommendation of Public Works Director Doug Holvik to:

- a. Adopt Resolution 2004-14 “*Authorizing Notice of Completion*” for Blaisdell Construction, Inc., for completion of construction of Road P Bridge over Stony Creek in Glenn County;
- b. Authorize the Chairman of the Board of Supervisors to execute Notice of Completion; and
- c. Authorize the Chairman to execute certification stating that he is Chairman of the Board of Supervisors.

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- Proceedings:
- a. On motion of Supervisor Sprague, seconded by Supervisor Hansen, it was unanimously ordered to adopt Resolution 2004-14 and approve (b) and (c) as listed above;
 - b. Later this date, Public Works Director Doug Holvik corrected the final construction cost, set forth therein, to \$2,017,904.78, and discussion was held regarding writing a protest letter to the Army Corp of Engineers regarding their issuing a permit to clean the channel, the permit expiring, and the Corp then stating that the permit should never have been issued and denying a permit;
 - c. On motion of Supervisor Sprague, seconded by Supervisor Hansen, it was unanimously ordered to rescind the order (a) above;
 - d. On motion of Supervisor Sprague, seconded by Supervisor Hansen, it was unanimously ordered to adopt Resolution 2004-14, approve (b) and (c) as listed in matter above, with the change acknowledging the final construction cost of \$2,017,904.78, and to send a letter of protest to the Army Corp of Engineers regarding their denying a permit to clean the channel.
10. **Public Works – Flood Control Budget**
Matter: Recommendation of Public Works Director Doug Holvik to authorize Director to use the Flood Control Budget to make sand and sandbags available to the General Public without an emergency declaration, and limit program to 500 sandbags and 25 tons of sand, with sandbags distributed in groups of 20. Cost is approximately \$150.00 for sandbags, and \$500.00 for 25 tons of sand delivered.
Motion/Second: Supervisor Sprague/Supervisor Bungarz
Order: Approve the aforesaid matter
Vote: Unanimous.
11. **Negative Declaration for Superior Products, Inc. Wholesale Beverage Distribution Facility**
Matter: Recommendation of Planning and Community Development Services Agency Director Dan Obermeyer to execute letter of support regarding the Negative Declaration for Superior Products, Inc., Wholesale Beverage Distribution Facility relocation to County Road 53 and Highway 99, and requesting that the following Mitigation Measures be added to the Negative Declaration:
a. Require an Agricultural Statement of Acknowledgement be executed and recorded; and
b. Add Air Pollution Control District's list of conditions.
Motion/Second: Supervisor Bungarz/Supervisor Sprague
Order: Approve the aforesaid matter
Vote: Unanimous.
12. **Child Support Services**
Matter: Recommendation of Director of Child Support Services Mike Murray to authorize Department of Finance to pay invoice from Amsterdam Printing and Litho in the amount of \$188.45 for purchase of Polo Shirts with Glenn County Department of Child Support Services embroidered on them, and which is reimbursable by the Federal Government.
Motion/Second: Supervisor McGowan/Supervisor Bungarz
Order: Approve the aforesaid matter
Vote: Unanimous.
13. **Probation – Juvenile Drug Court Grant**
Matter: Recommendation of Probation Officer Brandon Thompson to execute letter to the Drug Court Program Office authorizing the Probation Department, as the official representative of Glenn County, to apply for a three year grant for Juvenile Drug Court.
Motion/Second: Supervisor Sprague/Supervisor Bungarz
Order: Approve the aforesaid matter
Vote: Unanimous.

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14. **Miscellaneous**

Matter:

Reviewed the following items with no action taken:

- a. Letter from Office of the Director, Governor's Office of Emergency Services advising the U.S. Small Business Administration (SBA) has declared the primary County of Tehama and contiguous counties of Butte, Glenn, Mendocino, Plumas, Shasta, and Trinity a disaster area, as a result of a November 24, 2003, USDA disaster designation due to damages caused by hail, extended wet periods, below average temperatures and wheat stripe rust which occurred April 1 through May 9, 2003.
- b. Letter from Office of the Director, Governor's Office of Emergency Services advising the U.S. Small Business Administration (SBA) has declared the primary County of Colusa and contiguous counties of Butte, Glenn, Lake, Sutter, and Yolo a disaster area, as a result of a December 19, 2003 USDA disaster designation due to damages caused by excessive rainfall that occurred on August 21, 2003.
- c. Notice from Agriculture Commissioner Bill Duckworth advising that the next Water Advisory Committee Meeting will be held February 10, 2004, 5:30 p.m., at the Glenn Colusa Irrigation District Office.
- d. Notice from Planning and Community Development Services Agency Director Daniel Obermeyer advising of the following meetings:
 - (1) Technical Advisory Committee meetings February 5 and February 19, 2004, 9:00 a.m., at the Board of Supervisors Chambers; and
 - (2) Planning Commission meeting February 18, 2004, 9:00 a.m., at the Board of Supervisors Chambers.
- e. *Glenn County Sheriffs Department Inmate Welfare Fund 2003 Annual Report*, submitted by Sheriff Bob Shadley, as required by California Penal Code Section 4025.

15. **Investment Information Portfolio Report**

Matter:

Investment Information Portfolio Report for the quarter ending December 31, 2003.

Proceedings:

Mr. Santoro advised that in addition to the \$34 million investments, there is approximately \$10 million in additional accounts for a total of \$44,788,606.89, that most of the funds are restricted and unavailable, that \$2.6 million is available as general funds, the County owes \$4.2 million, therefore the Counties available cash is a negative \$1.5 million as of December 31, 2003.

9:52 a.m. -- The Chairman Called the Meeting in Recess

10:04 a.m. -- The Chairman Called the Meeting to Order

16. **Department of Finance/Public Auction Sale of Tax-Defaulted Property**

Also Present:

Don Santoro, Director of Finance
Doris Cooper, Property Tax Coordinator

Matter:

Recommendation of Mr. Santoro to adopt Resolution 2004-15 "To Sell Tax-Defaulted Property at Public Auction Sale on the Internet Website www.Bid4Assets.com".

Proceedings:

Mr. Santoro advised that the aforesaid company charges \$70 per parcel sold

Motion/Second:

Supervisor Bungarz/Supervisor Sprague

Order:

Adopt Resolution 2004-15

Vote:

Unanimous.

17. **Public Hearing – Community Development Block Grant Program (CDBG) – Program Income – Reuse Plan**

Also Present:

Kim Gaghagen, Human Resource Agency Director
Doug Holvik, Public Works Director
Marc Nemanic, Tri-Counties Economic Development Corporation

Matter:

Pursuant to Affidavit of Publication on file in the office of the County Clerk and upon recommendation of the Glenn County CDBG Reuse Committee, hold Public Hearing to:

- a. Approve the Amendment to the Reuse Plan for submittal to the Department of Housing and Community Development;
- b. Authorize the Director, or designee of the Public Works Department to apply for and accept Federal Aviation authority (FAA) funds, and execute agreements, amendments, subcontracts, and any other documents required to administer program;

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- Proceedings:
- c. Authorize the Director, or designee of the Public Works Department to execute any certifications, statements, and/or assurances associated with the application; and
 - d. Approve \$60,000.00 from Fund 280 as match.
(No County General Funds are Required)
 - a. The Chairman opened the aforesaid matter for public hearing;
 - b. Mr. Gaghagen reviewed the aforesaid matter, advised that the "Master Plan" of both airports needed to be updated for future business development, and passed around a "Sign In Sheet";
 - c. Mr. Nemanic advised that lease revenue and fee structures will be realized by the County;
 - d. Mr. Gaghagen advised that both the Airport Advisory Committee and Airport Land Use Committee will be involved in the Master Plan update;
 - e. The Chairman opened the hearing for public comments; whereupon none having been heard, the Chairman closed the hearing to public comments;
 - f. On motion of Supervisor Bungarz, seconded by Supervisor Hansen, it was unanimously ordered to conclude hearing, decide matter, and approve the aforesaid matter.

18. Public Hearing – 2004 Community Development Block Grant Application

- Matter: Pursuant to Affidavit of Publication on file in the office of the County Clerk and upon recommendation of the Glenn County CDBG Reuse Committee, hold Public Hearing to:
- a. Adopt Resolution "Approving an Application for Funding From the General/Native American Allocation of the State Community Development Block Grant (CDBG) Program and Authorizing the Execution of a Grant Agreement and any Amendments Thereto with the State of California for the Purposes of this Grant";
 - b. Authorize the Board of Supervisors to execute Statement of Assurances; and
 - c. Approve \$12,500.00 from Community Development Block Grant 342 Trust Fund to be used as cash/grant match.
(No County General Funds are Required)
- Proceedings: The Chairman advised that the aforesaid matter was pulled from the Agenda.

19. 2003-2004 County Budget

- Also Present: Don Santoro, Director of Finance
- Matter: Recommendation of Mr. Santoro to:
- a. Accept the 2003-2004 mid-year budget analysis report; and
 - b. Hold discussion regarding the status of the County Budget.
- Proceedings: a. Mr. Santoro reviewed the *2003-2004 Mid-Year Net County Cost Budget Analysis*, advised of the following shortfalls:

Interest Income	\$ 150,000
Vehicle License Fee	\$ 225,000
Administrative Office of the Courts Undesignated Fees	\$ 50,000
TOTAL	\$ 425,000

- b. Mr. Santoro reviewed solutions to the budget crisis that other rural counties have enacted, distributed *2003/2004 Mid Year Budget Proposal Shortfall Calculation by Department Head*, advised that Departments will need to cut back to cover the shortfall set forth therein, and that Department Heads may use all Departments under their control to arrive at the total amount allotted to them;
- c. Administrative Representative Kim Gaghagen expressed concern with some Departments being disproportionately affected, and advised that the recommended cuts may be beyond their capabilities; also recommended not cutting the budget of the Libraries and Senior Nutrition due to the contracts/partnership they have with the County and sending a letter to advise that there is no discretionary spending funds available and there will be a budget reduction for the next fiscal year;
- d. Mr. Santoro advised that he would request transfers to contingency from the Departments;
- e. Discussion was held regarding budget cuts impacting Grant matches, and Departments sharing office space to cut down on costs;
- f. The Chairman directed Mr. Santoro to write letters set forth in (c) above;

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- g. Supervisor Sprague discussed economic development as part of the solution for the budget shortage.

**10:59 a.m. -- The Chairman Called the Meeting in Recess
11:10 a.m. -- The Chairman Called the Meeting to Order**

20. **Closed Session**

Matter: Adjourn to Closed Session pursuant to Government Code Section 54957 to hold Public Employee Performance Evaluation for Animal Control Officer Ray Cavier.

Proceedings: a. The Chairman announced the aforesaid matter
b. Later this date, as a result of Closed Session, the Chairman advised that there were no announcements.

Motion/Second: Chairman Direction

Order: The Chairman adjourned to closed session.

21. The Chairman adjourned the meeting at 11:58 a.m.

GARY FREEMAN, Chairman

ATTEST:

Vince T. Minto, County Clerk-Board of Supervisors

BY: _____

Debbie Lambert, Deputy Clerk

Distribution:	Board Members	KIQS Radio Station	Willows Library
	County Counsel	Sacramento Valley Mirror	Orland Library
	Finance Director	Elections	

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ATTACHMENT "A"

4. **Consent Calendar**

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

a. **Transfer of Funds**

Approved the following intradepartmental Transfer of Funds:

Trans No.	Department	Description	Amount
5145	Probation	Transfer from Probation and Juvenile Hall salaries savings to cover unanticipated loss of Standards and Training of Corrections (STC) Program revenue	\$ 13,331.00
5146	Probation	Transfer from salaries and benefits savings to cover expenses under services and supplies. Positions allocated were/are paid from Serious Habitual Offender (SHO) Grant (01042154)	\$ 70,000.00
5149	Capital Projects, Juvenile Facility (01751145)	Appropriate Juvenile Hall Contingency to cover contract change orders for Juvenile Hall construction project. (No General Fund Impact)	\$ 20,000.00

b. **Human Resource Agency Proclamation – Eligibility and Employment Training Workers Appreciation Week**

Upon the recommendation of Human Resource Agency Director Kim Gaghagen, Proclaimed the week of February 1 through February 7, 2004 as Glenn County Eligibility and Employment Training Workers Appreciation Week.

c. **Human Resource Agency Contract – CDW-G, Incorporated**

Upon the recommendation of Human Resource Agency Director Kim Gaghagen:

- (1) Approved and authorized the Human Resource Agency Director, or his designee, to execute *Amendment No. 1 to the Agreement Between the County of Glenn and CDW-G, Incorporated*, which increases the not to exceed cost to \$40,000; and
- (2) Authorized the Director, or his designee, to amend the aforesaid agreement, upon County Counsel review and approval to form. (No General Fund Impact)

d. **Health Services Agency Contract – State Department of Mental Health**

Upon the recommendation of Health Services Agency Director Mike Cassetta, executed Standard Agreement with the *State Department of Mental Health* for zero hospital beds and zero dollars, for fiscal year 2003/2004. (County Contract 464)

e. **Department of Finance**

Upon the recommendation of Assistant Director of Finance Debbie Newman, approved payment of claim to California Water Service Company for \$1,471.62, for services over one year old.