

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

**Tuesday, March 1, 2005**

The Chairman of the Board of Supervisors of the County of Glenn, State of California, called the meeting to order at 9:04 a.m., with members as follows:

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

**THE PLEDGE OF ALLEGIANCE WAS RECITED**

1. **Minutes**

Matter: Approve the Minutes of February 15 and 22, 2005.  
Motion/Second: Supervisor Freeman/Supervisor Hansen  
Order: Approve the aforesaid Minutes  
Vote: Unanimous.

**9:06 a.m. – Belinda Blacketer, County Counsel Entered the Meeting**

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: Reports and issues were discussed by Supervisors.

3. **Consent Calendar**

Matter: Review and take actions related to the Consent Calendar set forth on Attachment "A".  
Proceedings: Mark Black, Assistant Agricultural Commissioner, requested discussion on Consent item 3 (b); whereby Mr. Black read the Proclamation  
Motion/Second: Supervisor Bungarz/Supervisor Freeman  
Order: Approve Consent Calendar  
Vote: Unanimous.

4. **Swearing In Ceremony of Sheriff-Coroner/County Service Pin Recognition**

Also Present: Larry Jones, Sheriff-Coroner  
Donald Cole Byrd, Superior Court Judge  
Matter: a. Swearing of Sheriff's Lieutenant Larry Jones into Office as Glenn County Sheriff-Coroner, by the Honorable Superior Court Judge Donald Cole Byrd; and  
b. Present County Service Pin to Larry Jones in recognition of 30 years of service, with the County of Glenn.  
Proceedings: a. The Honorable Donald Cole Byrd commenced with the swearing in ceremony for newly appointed Sheriff-Coroner Larry Jones;  
b. The Chairman presented Sheriff Larry Jones with 30 year pin for his service to Glenn County.

**9:37 a.m. – The Chairman Called the Meeting in Recess**

**9:47 a.m. – The Chairman Called the Meeting to Order**

5. **Memorial Hall Use by Veterans and Community**

Also Present: Belinda Blacketer, County Counsel  
Matter: Recommendation of Ms. Blacketer to adopt Resolution 2005-14 "*Restating History of Memorial Halls in Glenn County and Commitment to Future Usage by Veterans and Community*".  
Proceedings: a. County Counsel reviewed the history of the Memorial Halls, and it was noted that page 4 of the Resolution, last paragraph should read "*WHEREAS, the American Legion Post No. 34*"; and  
b. The Chairman opened the matter for public comments from the audience; whereupon no public comments were heard  
Motion/Second: Supervisor Bungarz/Supervisor McGowan  
Order: Adopt Resolution 2005-14 with changes as set forth in (a) above  
Vote: Unanimous.

**MINUTES  
BOARD OF SUPERVISORS  
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**Tuesday, March 1, 2005**

6. **Verticillium Dahaliae Quarantine Area**

Also Present: Bill Duckworth, Agricultural Commissioner  
Matter: Pursuant to Minute Order 29 of February 15, 2005, consider recommendation of Agricultural Commissioner Bill Duckworth in response to the letter received from North Valley Gin in Sutter, California Manager Mel Amarel regarding the Verticillium Dahaliae quarantine area of Glenn County, and determine if it is necessary to reset the line or establish other such lines as deemed prudent by Resolution. (Review pursuant to Ordinance 1081, Section 7.26.0080 Quarantine Area – Review of Line)  
Proceedings: Mr. Duckworth reviewed the aforesaid matter and recommended not moving the boundary line  
Motion/Second: Supervisor Bungarz/Supervisor McGowan  
Order: Reviewed boundary line, and found no new scientific evidence to support moving the boundary lines, and authorized the Chairman to execute a letter to North Valley Gin  
Vote: Unanimous.

7. **Public Hearing – Community Development Block Grant**

Also Present: Kim Gaghagen, Human Resource Agency Director  
Matter: Pursuant to Affidavit of Publication on file in the Office of the County Clerk, hold Public Hearing for the project design phase of a Community Development Block Grant (CDBG) application. (No general fund impact)  
Proceedings: a. The Chairman opened the aforesaid matter for public hearing;  
b. Mr. Gaghagen reviewed the aforesaid matter;

**10:03 a.m. -- Deputy Clerk Debbie Lambert Entered the Meeting and  
Deputy Clerk Sandra Pergson Left the Meeting**

- c. Discussion was held regarding the need for curbs and gutters in Hamilton City;
- d. The Chairman opened the hearing for public comments; whereupon none having been heard, the Chairman closed the hearing to public comments; and
- e. On motion of Supervisor Freeman, seconded by Supervisor Bungarz, it was unanimously ordered to conclude hearing and forward the information from the hearing to the State of California for recommendation.

8. **Agenda Procedure – Agenda Item Transmittal/Board Report**

Also Present: Don Santoro, Director of Finance  
Matter: Recommendation of the Agenda Review Committee to:  
a. Adopt newly developed forms as required standard for all agenda items brought to the Board of Supervisors; and  
b. Require an *Agenda Item Transmittal (AIT)* and *Board Report* for all Appearance, Business No Appointment and Consent items, and require an AIT for all Correspondence and Reports & Notices.  
Proceedings: a. Mr. Santoro reviewed the aforesaid matter;  
b. On motion of Supervisor Bungarz, seconded by Supervisor Freeman, it was unanimously ordered to approve the aforesaid matter.

9. **Endangered Species**

Also Present: Al Donner, Assistant Field Supervisor, State Fish and Wildlife Service  
Matter: Pursuant to Minute Order 12 of February 1, 2005, presentation by Mr. Donner regarding two proposals relating to the group of 22 threatened and endangered species.  
Proceedings: a. Mr. Donner submitted and reviewed “U.S. Fish & Wildlife Service”, advised that the Sacramento Wildlife Refuge is the only area in Glenn County that is included in the Recovery Plan, and that there is no Critical Habitat Management Activity, for Vernal Pools or California Red-Legged Frogs, planned in Glenn County;  
b. Mr. Donner also advised that the Counties of Butte, Solano, Sacramento, Madera and Merced are excluded from the Recovery Plan due to a negative economic impact; and  
c. Mr. Jeff Sutton from Family Water Alliance requested, and discussion was held regarding, a description of the regulations that occur as a result of a Critical Habitat designation, and requested that information regarding exemption rules for farmers and neighboring farmers be shared with the public.

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BOARD OF SUPERVISORS  
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**Tuesday, March 1, 2005**

10. **Transfer of Funds**

Matter: Approve the following intradepartmental Transfer of Funds, 4/5 vote required:  
(No general fund impact)

Trans No.	Department/ Budget	Description	Amount
5107	Safer Communities Technology Grant	To appropriate unanticipated interest revenue to cover expenses in the Sheriff Safer Communities Technology Grant.	\$ 16.71
5108	Human Resource Agency/ Community Action Division	To appropriate unanticipated revenue to cover overtime expenses in the Community Action Child Abuse Treatment Program.	\$ 4,000.00
5109	Agricultural Commissioner	To transfer Weed Management Grant general reserve funds to cover administrative expenses.	\$ 984.00
5114	Agricultural Commissioner	To appropriate unanticipated revenue to cover services & supplies and fixed asset expenses for the Ag Commissioner CURES grant.	\$ 15,000.00

Motion/Second: Supervisor Freeman/Supervisor Bungarz  
Order: Approve the aforesaid Transfers of Funds  
Vote: Unanimous.

11. **Water Advisory Committee - Appointment**

Matter: Recommendation of Water Advisory Committee to:

- a. Accept resignation of Jerry Troxel from the Water Advisory Committee; and
- b. Pursuant to Notice of Unscheduled Vacancy having been posted, consider appointment application of Jere R. Schmitke, as City of Orland representative, to the Water Advisory Committee, to serve at the pleasure of the Board of Supervisors.

Motion/Second: Supervisor Bungarz/Supervisor Hansen  
Order: Approve the aforesaid matter contingent upon the City of Orland executing its letter recommending to accept the resignation of Jerry Troxel and appoint Jere Schmitke.  
Vote: Unanimous.

12. **Miscellaneous**

Matter: Reviewed the following items with no action taken:

- a. Investment Information Portfolio Report for the quarter ending December 31, 2004.
- b. Auditor's Cash Report for the month ending January 31, 2005.
- c. Notice advising that the Mendocino National Forest will hold three public workshops to discuss a Forest Service statewide effort now underway to manage motorized Off Highway Vehicle (OHV) use on national forests, from 10:00 a.m. to noon, on the following dates:
  - (1) March 5, 2005 at Mendocino National Forest Supervisor's Office, Willows
  - (2) March 12, 2005 at Ukiah Conference Center, Red Room
  - (3) April 2, 2005 at Red Bluff Community Center, Westside Room
- d. Notice advising that Pacific Gas and Electric Company has filed an application with the California Public Utilities Commission requesting authority to implement default critical peak pricing rate options for large customers, hearings to be held from February 28 to March 4, 2005 in San Francisco.

13. **Closed Session**

Matter: Adjourn to Closed Session pursuant to Government Code Section 54957 to hold continued Public Employee Performance Evaluation for Public Guardian/Administrator Jeannie Rakestraw.

Proceedings:
 

- a. The Chairman announced the aforesaid matter; and
- b. As a result of closed session, the Chairman advised there were no announcements.

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

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

**Tuesday, March 1, 2005**

14. The Chairman adjourned the meeting at 11:59 a.m.

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JOHN AMARO, 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"**

3. **Consent Calendar**

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

a. **Correction to the Assessment Roll**

Upon the recommendation of Vince Minto, approved the following Requests for Correction to the Assessment Roll, as follows:

<b>Name</b>	<b>Parcel No.</b>	<b>Fiscal Year</b>	<b>Corr No.</b>
North State Grocery Inc.	11-000033-00	2001/2002	178B
North State Grocery Inc.	11-000033-00	2002/2003	153B
North State Grocery Inc.	11-000033-00	2003/2004	114B
North State Grocery Inc.	11-000033-00	2004/2005	71B

b. **Proclamation – Agricultural Commissioner**

Upon the recommendation of Assistant Agricultural Commissioner Mark Black, Proclaimed "National Weights and Measures Week, March 1 - 7, 2005".

c. **Election Officer for CalPERS**

Upon the recommendation of Personnel Director John Greco, designated the Personnel Director as the County's Election Officer for the CalPERS Election and complete the *Election Officer Designation & Certification*.

d. **Contract – United Way of Butte & Glenn Counties**

Upon the recommendation of Human Resource Agency Director Kim Gaghagen, authorized the Board of Supervisors Chairman and Mr. Gaghagen to execute *United Way of Butte & Glenn Counties Application for 2005-2006* and *United Way of Butte & Glenn Counties Participation Agreement FY 2005-2006* for funding, and authorized Mr. Gaghagen to execute any amendments, subcontracts and other required documents necessary to administer the program. (No general fund impact) (County Contract 1665)

e. **Proposition 40 Per Capita Grant Program - Agent**

Upon the recommendation of Planning & Public Works Agency Director Dan Obermeyer, appointed Mr. Obermeyer as agent for Proposition 40 Per Capita Grant Program under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002, authorizing him to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests, etc., which may be necessary for completion of project(s). (No general fund impact)

f. **Purchase Authorization – County Credit Card**

Upon the recommendation of Sheriff-Coroner Larry Jones, authorized Deputy Brandy McDonald to use the County issued credit card for purchase of goods and services.