

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

Tuesday, September 16, 2003

The Chairman of the Board of Supervisors of the County of Glenn, State of California, called the meeting to order at 8:35 a.m., with members as follows:

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

Also Present: Debbie Lambert, Deputy Clerk

THE PLEDGE OF ALLEGIANCE WAS RECITED

**Supervisor McGowan and County Counsel Belinda Blacketer
Entered the Meeting During Closed Session**

1. **Closed Session**

Matter: Pursuant to Government Code Section 54957.6, hold Closed Session to receive information from and provide instructions to the County's Chief Negotiator regarding negotiations with the Deputy Sheriff's Association, Glenn County Mid Management Association, the General Unit (UPEC Local 792), and the Peace Officer's Association.

Proceedings: The Chairman announced the aforesaid matter

Motion/Second: Chairman direction

Order: Adjourn to Closed Session.

**9:03 a.m. – Assistant Clerk of the Board Sandy Kennedy Entered the Meeting and
Deputy Clerk Debbie Lambert Left the Meeting**

2. **Minutes – August 26, 2003**

Matter: Approve the Minutes of August 26, 2003.

Motion/Second: Supervisor Freeman/Supervisor Hansen

Order: Approve the aforesaid Minutes.

Vote: Unanimous.

3. **Minutes – September 2, 2003**

Matter: Approve the Minutes of September 2, 2003.

Motion/Second: Supervisor McGowan/Supervisor Sprague

Order: Approve the aforesaid Minutes.

Vote: Unanimous.

4. **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. **Mendocino National Forest Fires – Grindstone Complex**

Scott Vail, Incident Commander

Chuck Dickson, Information Officer

Margie Clack, Information Officer

(1) Mr. Vail advised that there are 16 Incident Teams in the nation, submitted an action plan titled *Grindstone Complex* dated September 16, 2003, and gave a report on the fire that began on September 3, 2003 caused by a thunderstorm, which created 97 fires; reviewed maps of the affected areas and advised that as of the end this date they expect to have a completed fire line near Eagle River; also advised that the fire took approximately 20,000 acres of land; Supervisor Bungarz commended the team for their dedicated work;

(2) Supervisor Bungarz questioned the approximate cost for the fires to be controlled; whereby Mr. Vail stated that the cost was currently at \$10 million; Supervisor Bungarz advised that when Incident Commanders are called in for such a fire, the cost is approximately \$1 million a day; and

(3) Supervisor McGowan advised that the County would be interested in acquiring a map of Mendocino National Forest Land for the area.

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- b. Supervisor Sprague informed that Senate Bill 707 regarding a three mile buffer area pertaining to dairies, that the Board took opposition to, failed and that Glenn County was commended for their effort; whereby Supervisor Freeman advised that Regional Council of Rural Counties and California State Association of Counties also opposed Senate Bill 707; Supervisor Sprague submitted and reviewed a news article from Ukiah Daily Journal received by Supervisor Bungarz titled *Farmers Sue to Block Santa Barbara County Oak Preservation Law*, where suit has been filed against the county ordinance by ranchers and developers; upon discussion, County Counsel Belinda Blacketer advised that it was a very restrictive ordinance as for permits and no clear cutting, and that Glenn County is not close to those restrictions; Supervisor Sprague stated that recent Sacramento Valley Mirror articles relating to the taxpayer subsidized taxi service, while in an effort to question how taxpayer dollars are spent for this service, were incorrectly reported.
- c. Supervisor Bungarz advised that the Glenn Medical Children's Center is open and the pediatrician is there 16 hours a week; also commended Building Maintenance and Inspection Director for all the work his staff provided in cleaning the Courthouse for the Car Show event.
- d. Citizen John Reed informed that he and 10 other families that live near the Golf Course are concerned with the water run-off, advised of the debris along I-5 on the north side of County Road 39, and presented pictures of Wilson Creek below County Road 39 showing where the beavers have dammed up the creek, and from I-5 on east is a great concern; County Counsel Belinda suggested that the Board send a letter to Cal Trans regarding this matter; whereby it was Chairman Direction to direct County Counsel and Public Works Director Doug Holvik to draft a letter to Cal Trans; Interim Agricultural Commissioner Bill Duckworth advised of the Predatory Animal Control Program, and that he could meet with the Public Works Director and live trap and relocate the beavers; Mr. Holvik advised that Bob Johnson had spent time looking into the problem and that it is Cal Trans responsibility along I-5; Mr. Reed advised that he has contacted Cal Trans and that they plan to take care of the ditch adjacent to I-5.

5. **Consent Calendar**

Matter: Review and take actions related to the Consent Calendar set forth on Attachment "A".
Proceedings: Supervisor Sprague requested that item (d) be pulled for discussion
Motion/Second: Supervisor Freeman/Supervisor Hansen
Order: Approve Consent Calendar as set forth in Attachment "A"
Vote: Unanimous.

6. **Health Services Agency - Contract**

Matter: Upon the recommendation of Health Services Director Mike Cassetta, authorize the Director, or his designee, to execute *Amendment to the Agreement with Dell Marketing LP Fiscal Year 2003/2004*, for computer equipment, for amount not to exceed \$35,000.00. (No General Fund Impact)
Proceedings: Supervisor Sprague advised that the purchase of said computers is a state mandated change and that there are County funds used for the purchase; and questioned Administrative Representative Kim Gagghagen the consequences if the Board voted no; Mr. Gagghagen stated that the contract is based on treatment for mental health families and confirmed that it is in fact a state mandated program and that the purchase is a condition of receiving grant funding for the service
Motion/Second: Supervisor Sprague/Supervisor McGowan
Order: Approve the aforesaid matter
Vote: Unanimous.

7. **Reappointment of Director of Finance/Resolution**

Also Present: Don Santoro, Director of Finance
Matter: Recommendation of Mr. Santoro to adopt Resolution 2003-106 "*Appointing Don Santoro as Director of Finance Effective January 1, 2004*".
Motion/Second: Supervisor Freeman/Supervisor McGowan
Order: Adopt Resolution 2003-106
Vote: Unanimous.

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8. **2003-2004 County Budget**

- Also Present: Don Santoro, Director of Finance
Kim Gaghagen, Administrative Representative
- Matter: Receive and accept report from the Director of Finance and Administrative Representative regarding the budget.
- Proceedings:
- a. Mr. Santoro advised that the short fall is currently \$89,700 and stated that he plans to bring a balanced budget to the Board on September 30, 2003;
 - b. Supervisor Bungarz advised of a support letter from Assessor/Clerk/Recorder Vince Minto regarding the funding for the Senior Nutrition Center; and advised that the Board funded \$11,000 last year for the meal service to seniors;
 - c. Mr. Gaghagen recommended funding the Senior Nutrition Center \$7,700, which is an additional 10% reduction; upon discussion, Mr. Gaghagen advised that the Senior Nutrition Program currently has 25 seniors on the waiting list for the service;
 - d. Mr. Gaghagen commended Mr. Santoro for a job well done pertaining to the budget reduction efforts; also commended Mr. Minto for his additional reductions; and stated that there is a concern about revenues, that the budget will be balanced and Department of Finance staff will monitor revenues, however, it may be necessary to make additional reductions within the fiscal year;
 - e. Discussion was held on the various legislative bills that will impact funding to the County;
 - f. Citizen John Reed advised that due to budget constraints, the Senior Nutrition Center had stopped deliveries until funding was known; and
 - g. No action was taken, informational only.

**9:58 a.m. – The Chairman Called the Meeting in Recess
Deputy Clerk Debbie Lambert Entered the Meeting and
Assistant Clerk of the Board Sandy Kennedy Left the Meeting
10:07 a.m. – The Chairman Called the Meeting to Order**

9. **North of the Delta Off-Stream Storage**

- Also Present: Glen Pearson, California Department of Water Resources
Sean Sou, Chief of the North of Delta Section
- Matter: PowerPoint presentation regarding background on the CalFed Record of Decision and the need for additional surface storage, the objectives of North of the Delta Off-Stream Storage (NODOS), the status of ongoing studies and evaluations, descriptions of the project facilities and operations being studied, estimated costs, and issues and challenges as part of the North of the Delta Off-Stream Storage Project.
- Proceedings:
- a. Mr. Pearson introduced the team members of the North-of-the-Delta Offstream Storage Project;
 - b. Mr. Sou gave a Power Point presentation regarding the aforesaid matter, and advised of the following: CalFed & NODOS Objectives, MODOS Milestones/Accomplishments, Studies & Evaluations, NODOS Components, Sites and Newville Reservoir comparisons, identification of beneficiaries, and planning funding sources;
 - c. Glenn-Colusa Irrigation District Manager Van Tenney advised that it is difficult to get beneficiaries to sign on to the Project, due to the government having a "Beneficiaries Pay" concept rather than spreading the costs over the electorate, and that Sites Reservoir is the leading candidate of any storage project; and
 - d. Mr. Steve Roberts, Department of Water Resources, advised that the Project may need to move forward with a Department of Water Resources plan rather than waiting for CalFed, and that the Project is founded on creating an environmental benefit.

**11:09 a.m. – The Chairman Called the Meeting in Recess
11:15 a.m. – The Chairman Called the Meeting to Order with
County Counsel Belinda Blacketer Absent**

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10. **Public Hearing/Planning Division Fees/Resolution**

- Also Present: Christy Leighton, Principal Planner
Matter: Pursuant to Affidavit of Publication on file in the office of the County Clerk, and Minute Order 8 of March 18, 2003, hold Public Hearing to consider adopting Resolution 2003-107 "Amending Resolution No. 96-12 Confirming and Amending Fees for the Planning Division".
- Proceedings:
- a. The Chairman opened the aforesaid matter for public hearing;
 - b. Mrs. Leighton reviewed the aforesaid matter, and advised of the process used to justify an increase in the fee charged for zoning clearance when a building permit is issued, for zoning clearance when a building permit is issued for a new house, and for site plan review;

11:25 a.m. - County Counsel Belinda Blacketer Entered the Meeting

- c. The Chairman opened the hearing for public comments; whereupon none having been heard, the Chairman closed the hearing to public comments; and
- d. On motion of Supervisor Hansen, seconded by Supervisor McGowan, it was unanimously ordered to conclude hearing, decide matter, and adopt Resolution 2003-107.

THE CHAIRMAN ADJOURNED TO THE GLENN COUNTY BOARD OF EQUALIZATION

11. **Assessment Appeal Applications**

- Matter: Recommendation of Assessor Vince Minto to:
- a. Accept withdrawal of Royale Energy Assessment Appeal Applications 2002-05, 2002-06 and 2002-30;
 - b. Accept withdrawal of Key Production Assessment Appeal Applications 2002-02, 2002-04, and continue Application Appeal 2002-03 to October 21, 2003; and
 - c. Reschedule Ultramar Assessment Appeal Applications 2001-01S through 2001-04S to October 21, 2003.
- Proceedings: The Chairman advised that referenced in a letter from Royale Energy Agent Al Renga, Appeal Application 2002-30 was included in the original filing, and that Mr. Minto recommended accepting the withdrawal of said appeal.
- Motion/Second: Supervisor Bungarz/Supervisor Sprague
Order: Approve matters (a), (b) and (c) as set forth above
Vote: Unanimous.

THE CHAIRMAN ADJOURNED TO THE GLENN COUNTY BOARD OF SUPERVISORS

12. **2002/2003 Final Grand Jury Report**

- Matter: Approve and execute letter to the 2003/2004 Presiding Superior Court Judge Angus Saint- Evens in response to the 2002/2003 Final Grand Jury Report.
- Motion/Second: Supervisor Freeman/Supervisor Hansen
Order: Approve the aforesaid matter
Vote: Unanimous.

13. **Miscellaneous**

- Matter: On motion of Supervisor Hansen, seconded by Supervisor Sprague, it was unanimously ordered to accept the following as reports and notices, with no action taken:
- a. Proposition 65 Notice from Health Services Director Mike Cassetta, required of the California Health and Safety Code, Section 25180.7, advising of the threatened release of approximately 80 gallons of transformer dielectric at 226 E. Shasta St., Orland, on August 20, 2003.
 - b. Report from Office of the Director Governor's Office of Emergency Services advising that the U.S. Small Business Administration (SBA) has declared the primary county of Glenn and contiguous counties of Colusa, Lake, and Tehama a disaster area as a result of a August 1, 2003, USDA disaster designation due to damages caused by rain, saturated soil, and high winds that occurred from December 13 – 27, 2002.

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- c. Notice from Glenn-Colusa Irrigation District (GCID) advising of a Scoping Hearing to consider the scope of an Environmental Impact Report (EIR) for the Sacramento River Settlement Contract Renewal, for the same quantities of Base Supply Water (720,000 AFA) and CVP Project Water (105,000 AFA) as provided for in GCID's existing Settlement Contract, to be held October 6, 2003, 1:30 p.m., at the GCID Boardroom, 344 E. Laurel Street, Willows.
- d. Letter from Glenn County Planning Department to Bureau of Reclamation regarding the comments made on the *Draft EIS/EIR on the Environmental Water Account*, which covers the operation of the CALFED Bay-Delta Program's Environmental Water Account. Review revealed a significant impact on Glenn County due to the proposed water transfers, with a potential loss of \$37.5 million and loss of 385 jobs in Glenn County, as economy is agriculture dependent.
- e. Investment Portfolio Report from the Department of Finance, for the quarter ending June 30, 2003.
- f. Auditor's Cash Report for the Month of August 31, 2003.
- g. Notice from Agricultural Commissioner Bill Duckworth advising of the next Technical Advisory Committee Meeting to be held September 23, 2003 at 1:30 p.m., at the Glenn County Department of Agriculture Conference room.

14. **Closed Session**

Matter: Adjourn to Closed Session pursuant to Government Code Section 54957 to hold Public Employee Performance Evaluation for Personnel Director John Greco.

Proceedings: The Chairman announced the aforesaid matter

Motion/Second: Chairman direction

Order: Adjourn to Closed Session.

15. The Chairman adjourned meeting at 12:20 p.m.

DG BUNGARZ, Chairman

ATTEST:

Vince T. Minto, County Clerk-Board of Supervisors

BY:

Debbie Lambert, Deputy Clerk

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

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ATTACHMENT "A"

5. **Consent Calendar**

Matter: Review and take actions related to the Consent Calendar.
 Motion/Second: Supervisor Freeman/Supervisor Hansen
 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
5019	Mental Health	To cover phone system for the new SAMHSA office	\$ 4,000.00
5017	Human Resource Agency/Community Action Division	Appropriate Amendment #3 of the MOU for Promoting Safe & Stable Families (PSSF) into the line item budget and realign line items to actual and anticipated expenditures	\$ 10,000.00
5022	Human Resource Agency/Community Action Division	02/03 Claims inadvertently held until 03/04. Appropriates additional revenue to pay the prior year claims above the 03/04 grant – Work Force Investment Act – Youth	\$ 16.80
5023	Human Resource Agency/Community Action Division	02/03 Claims inadvertently held until 03/04. Appropriates additional revenue to pay the prior year claims above the 03/04 grant – Work Force Investment Act – Rapid Response	\$ 20.98
5024	Human Resource Agency/Community Action Division	02/03 Claims inadvertently held until 03/04. Appropriates additional revenue to pay the prior year claims above the 03/04 grant – CalWorks – Work Development	\$ 54.23
5025	Human Resource Agency/Community Action Division	02/03 Claims inadvertently held until 03/04. Appropriates additional revenue to pay the prior year claims above the 03/04 grant – CalWorks- Employment & Training	\$ 12.24
5026	Human Resource Agency/Community Action Division	02/03 Claims inadvertently held until 03/04. Appropriates additional revenue to pay the prior year claims above the 03/04 grant – United Way	\$ 22.25
5027	Human Resource Agency/Community Action Division	02/03 Claims inadvertently held until 03/04. Appropriates additional revenue to pay the prior year claims above the 03/04 grant – Victim Witness	\$ 25.77
5028	Human Resource Agency/Community Action Division	02/03 Claims inadvertently held until 03/04. Appropriates additional revenue to pay the prior year claims above the 03/04 grant – Independent Living Program	\$ 12.00

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b. **Health Services Agency - Contract**

Upon the recommendation of Health Services Director Mike Cassetta, authorized Director or his designee to execute Amendment No. 3 to *Memorandum of Understanding Between the Glenn County Human Resource Agency, and the Glenn County Department of Health Services* for fiscal year 2003/2004 for Clinical Nurse in Adult Services Program to commence on July 1, 2003 to June 30, 2004 for an amount not to exceed \$30,000.00. (No General Fund Impact)

c. **Health Services Agency - Contract**

Upon the recommendation of Health Services Director Mike Cassetta, executed *“Children’s Medical Services Branch Certification Statement”* for fiscal year 2003/2004. (County Contract 1013) (No General Fund Impact)

d. **Human Resource Agency – Line Item Budget**

Upon the recommendation of Human Resource Agency Director Kim Gaghagen, approved the following Line Item Budget:

Department	Service Account	Dept Name	Budget Amount
Community Action	04999257	WIA-STARRS 1	\$89,915.00

e. **Human Resource Agency - Contract**

Upon the recommendation of Human Resource Agency Director Kim Gaghagen:

- (1) Approved the recommendation of Northern Valley Catholic Social Service as the most responsive bidder for provisions of Child Abuse, Prevention, Intervention, and Treatment (CAPIT) Services;
- (2) Authorized the Director, or his designee, to execute the agreement and any amendment thereto, contingent upon County Counsel review as to form; and
- (3) Authorized the Director, or his designee, to execute any subcontract required to provide services, and to perform any and all responsibilities in relation to administration of the agreement and any subcontract, contingent upon County Counsel review as to form. (No General Fund Impact)

f. **Human Resource Agency - Contract**

Upon the recommendation of Human Resource Agency Director Kim Gaghagen:

- (1) Approved the Memorandum of Understanding between the Human Resource Agency/Social Services Division, and Human Resource Agency/Community Services Department for Independent Living Program (ILP) Services;
- (2) Authorized the Director, or his designee, to execute the Memorandum of Understanding contingent upon review as to form of County Counsel;
- (3) Authorized the Director, or his designee, to execute all required certifications, to execute any subcontract required to provide necessary services, and to perform any and all responsibilities in relation to administration of this agreement and any sub contract, contingent upon review as to form of County Counsel;
- (4) Authorized the Director, or his designee, to modify or amend the Memorandum of Understanding contingent upon review as to form of County Counsel. (No General Fund Impact)

g. **Technical Advisory Committee - Appointment**

Upon the recommendation of the Technical Advisory Committee, appointed Bill Duckworth to represent the Agricultural Commissioner for the Technical Advisory Committee to serve at the Pleasure of the Board.

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- h. **Hamilton City Levee Feasibility Study**
Ratified letter of support to the U.S. Army Corps of Engineers for the current process being used to plan the Hamilton City Levee Feasibility Study.
- i. **Sacramento River Basin**
Ratified letter to the State Water Resources Control Board and Regional Water Quality Control Board expressing concern with their failure to recognize the Sacramento Valley Water Quality Coalition's efforts to implement an unprecedented non-point source pollution control program in the Sacramento River Basin, and not inviting the Coalition and six coordinated sub-watershed groups to submit a full proposal for funding under the SWRCB's Consolidated Request for Proposals.
- j. **Hamilton City Flood Control and Restoration Project**
Ratified letter to Congressman Wally Herger requesting Special Language for WRDA 2004 Hamilton City Flood Control and Restoration Project.
- k. **Tri-County Economic Development Corporation**
Upon the recommendation of Director Finance Don Santoro, executed *"Amended Revolving Loan Fund Agreement (County of Glenn/Tri-County Economic Development Corporation)* to add language requiring the Tri-County EDC to complete Annual Grantee Performance Reports, which are required of the County by State Community Development Block Grant, and to clarify and simplify the reporting responsibilities between the County and Tri-County EDC. (Contingent upon approval as to form from County Counsel) (County Contract 209)
- l. **2003-2004 Budget**
Upon the recommendation of Director of Finance Don Santoro and Administrative Representative Kim Gaghagen, adopted budget changes as presented September 2, 2003, Minute Order 16.
- m. **Proclamation/Probation**
Upon the recommendation of Chief Probation Officer Linda Shelton, proclaimed October 2003 as Domestic Violence Awareness Month, and executed Proclamation *"Proclaiming October 2003 as Domestic Violence Awareness Month"*.