

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

Tuesday, September 21, 2004

Chairman Gary Freeman called a duly noticed informal meeting of the Board of Supervisors and Department Heads to order at 8:18 a.m., in the Board of Supervisors Conference Room at 526 West Sycamore Street, Willows, with Board members as follows:

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

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

1. **Supervisors/Department Heads**

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

Proceedings:

- a. Director of Finance Don Santoro advised that there is new legislation which will slow down cash flow and affect Special Districts;
- b. Personnel Director John Greco advised of Open Enrollment for Health Benefits and that the PER's website is available;
- c. Administrative Representative Kim Gaghagen advised that the Sheriff Selection Process Committee met, and will bring a tentative proposal regarding hiring of a Sheriff to the October 5, 2004 Board meeting;
- d. Chief Probation Officer Linda Shelton advised that Juvenile Hall is averaging 22 to 25 juveniles, six to eight of whom are from other Counties;
- e. Planning & Community Development Director Dan Obermeyer advised that he received an *Economic Development Planning and Technical Assistance Grant* and a *General Planning and Technical Assistant Grant*, totaling \$70,000.00;
- f. Assessor/Clerk-Recorder Vince Minto advised that his offices have begun a new imaging process, which records information on a CD and/or hard drive;
- g. Public Works Director Doug Holvik advised that two grants have been received for the Airports, one which will update the Willows Master Plan, and that Requests for Proposal will be going out for lease of Orland Airport properties; also advised that WalMart is considering doing a property realignment towards the Willows Airport contingent upon the WalMart project being approved;

8:43 a.m. – Supervisor McGowan Entered the Meeting

- h. County Counsel Belinda Blacketer advised that new Grant Programs are available for Designated Rural Hospitals, and that she received a report from the Hospital Consultants and will be setting up a meeting at Glenn Medical Center;
- i. Supervisor Bungarz advised that Glenn Medical Center is working on a Workers Compensation Program, and that a new surgeon has signed on for one day a week;
- j. Personnel Director John Greco advised that Glenn Medical Center scored higher than Enloe Hospital on a Statewide Customer Satisfaction Survey;
- k. Supervisor Sprague advised that he received a PTA Grant for construction of a Shopping Center in Orland; and
- l. The Chairman adjourned the meeting at 8:55 a.m.

The Chairman of the Board of Supervisors of the County of Glenn, State of California, called the meeting to order at 9:06 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

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THE PLEDGE OF ALLEGIANCE WAS RECITED

1. **Minutes**

Matter: Approve the Minutes of September 7, 2004.
 Motion/Second: Supervisor Sprague/Supervisor Hansen
 Order: Approve the aforesaid matter
 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. Margaret Albiston, Manager of Willows Chamber of Commerce, spoke regarding the California State Fair Booth, local governments merging to create new handouts for next years booth, and presented the new Glenn County Handbook to Board members.

3. **Consent Calendar**

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

4. **Introduction of Ordinance – Repealing Chapter 20.04/Groundwater**

Matter: Recommendation of Agricultural Commissioner Bill Duckworth to accept introduction of Ordinance "Repealing Chapter 20.04 of the Glenn County Code, Relating to Groundwater". (Read title and waive further reading)
 Proceedings: Supervisor Sprague having read title of Ordinance set forth above, on motion of Supervisor Sprague, seconded by Supervisor Hansen, it was unanimously ordered to waive further reading and accept introduction of said Ordinance.

5. **Resolution – Voter Education Grant**

Matter: Recommendation of Clerk-Recorder Vince Minto to adopt Resolution 2004-93 "Approving the Standard Agreement Between the California Secretary of State and County of Glenn for Funding Under the Help America Vote Act of 2002 Voter Education Program", to receive a \$6,500.00 voter education grant.
 Motion/Second: Supervisor Sprague/Supervisor Hansen
 Order: Adopt Resolution 2004-93
 Vote: Unanimous.

6. **Transfer of Funds**

Matter: Approve the following intradepartmental Transfer of Funds which requires 4/5ths vote:

Trans No.	Department/Budget	Description	Amount
5012	DA Seizure/ DA SLESF	To set up appropriation for computer equipment using DA Seizure Funds and Supplemental Law Enforcement Funds. No general fund impact.	\$ 10,000.00

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

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7. **Office of Education Administrative Building – Addendum No. Two and Clarification**

- Also Present: Dan Gardner, Building Services Department Director
Don Santoro, Director of Finance
- Matter: Recommendation of Building Services Department Director Dan Gardner to approve the following for the new Administrative Building proposed for the Office of Education:
- a. *Addendum No. Two*, which adds a new bid alternate (deduct) to change the exterior material from brick and metal panels to a three coat stucco plaster, and minor changes set forth therein; and
 - b. *Clarification* indicating which plan sheet to use for figuring the deductive alternate amount, as bid alternate #4 was shown differently on two plan sheets.
 - c. Review results from bid opening held on September 16, 2004 and award bid to lowest responsible bidder, contingent upon USDA approval; and
 - d. Approve and execute *Amendment No. 1 MOU Between Glenn County Office of Education, County Superintendent of Schools, Board of Education, and County of Glenn*, as set forth therein. (County Contract No. 1733)
- Proceedings:
- a. On motion of Supervisor Sprague, seconded by Supervisor Bungarz, it was unanimously ordered to approve (a) and (b) as set forth above;
 - b. Later this date, Mr. Gardner advised that the lowest bidder was \$404,000 over estimated costs, and that the County is negotiating with USDA for approval of a higher level of loan;
 - c. On motion of Supervisor Hansen, seconded by Supervisor Sprague, it was ordered to continue (c) in matter above to the October 5, 2004 Board meeting by the following vote:
Ayes: Supervisors Freeman, Hansen, McGowan and Sprague
Absent: Supervisor Bungarz
 - d. It was the general consensus that either Supervisor Freeman or the Administrative Representative Kim Gaghagen call Congressman Herger to request support for approval of the USDA; and
 - e. On motion of Supervisor Sprague, seconded by Supervisor Hansen, it was ordered to approve (d) in matter above by the following vote:
Ayes: Supervisors Freeman, Hansen, McGowan and Sprague
Absent: Supervisor Bungarz

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

8. **Assessment Appeal Application**

- Matter: Recommendation of Assessor Vince Minto to consider Assessment Appeal filed by Don Ward concerning Parcel Number 045-04-0-0-034-9 as follows:
- a. Accept Assessment Appeal Application and set hearing date; OR
 - b. Deny Assessment Appeal Application as invalid.
- Proceedings:
- a. Supervisor McGowan excused himself from this matter, as parcel set forth above belongs to him;
 - b. Don Ward, appellant spoke regarding not changing the tax rolls;
 - c. County Counsel Belinda Blacketer advised that lots are illegal, and that there is not enough square footage to be a parcel; and
 - d. Assessor Vince Minto advised that while sitting as the Board of Equalization, the only options to be considered are to accept or deny the application.
- Motion/Second: Supervisor Bungarz/Supervisor Freeman
Order: Deny application as invalid
Vote: Unanimous.

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

9. **County Service Recognition – Health Services Agency**

- Also Present: Dale L. McCutchen, Health Services Accountant II
- Matter: Present County Service Pin to Dale McCutchen in recognition of 10 years of service with the County of Glenn.
- Proceedings: The Chairman presented Mr. McCutchen with 10 year Service Pin.

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10. **Salary Increase – Health Services Agency**
Also Present: Mike Cassetta, Health Services Agency Director
Kathy Montero, Health Services Agency Program Manager
Matter: Recommendation of Mr. Cassetta to increase Health Services Agency Program Coordinator Mr. Timothy Brod from Step A to Step E, justification set forth therein. (No general fund impact)
Motion/Second: Supervisor Bungarz/Supervisor Hansen
Order: Approve the aforesaid matter
Vote: Unanimous.
11. **Contract – Pay Telephone Services for Inmates**
Matter: Recommendation of Sheriff Bob Shadley to approve and authorize the Chairman of the Board of Supervisors to execute *Agreement for Inmate Pay Telephone Services* with *Pacific Bell Telephone Company dba SBC California*, costs set forth therein.
Motion/Second: Supervisor Sprague/Supervisor Bungarz
Order: Approve the aforesaid matter
Vote: Unanimous.
12. **Glenn County System Improvement Plan (SIP) Certification**
Matter: Recommendation of Human Resource Agency Director Kim Gaghagen to certify that the process used to develop the Glenn County System Improvement Plan (SIP) was collaborative in nature and meets the intent of AB636 - the Child Welfare System Improvement and Accountability Act of 2001.
Motion/Second: Supervisor Bungarz/Supervisor McGowan
Order: Approve the aforesaid matter
Vote: Unanimous.
13. **Contract – CALFED Bay-Delta Authority Drinking Water Quality Program**
Matter: Pursuant to Minute Order 8 of August 3, 2004 and recommendation of Agricultural Commissioner Bill Duckworth to:
a. Approve Agreement with *Association of Bay Area Governments Contract for Services*, where Glenn County will act as lead agency, in a Four County Regional Water Planning Process, for a CALFED Bay-Delta Authority Drinking Water Quality Program;
b. Authorize the Ag Commissioner, or his designee, to execute said Agreement; and
c. Authorize the Ag Commissioner, or his designee, to modify or amend the Agreement contingent upon review and approval of County Counsel.
Motion/Second: Supervisor Bungarz/Supervisor Sprague
Order: Approve matter as set forth in (a) through (c) above
Vote: Unanimous.
14. **Contract – Legal Representation of Indigent Persons**
Matter: Recommendation of County Counsel Belinda Blacketer to approve and authorize the Chairman of the Board of Supervisors to execute the following:
a. *Contract for the Legal Representation of Indigent Persons in the County of Glenn*, in the amount of \$256,488 per year, commencing October 1, 2004 to September 30, 2007; and
b. *Contract for the Legal Representation of Indigent Persons in Adult Drug Court, Juvenile Drug Court, or Proposition 36 Drug Cases in the County of Glenn*, in the amount of \$38,400 per year, commencing October 1, 2004 to September 30, 2007.
Motion/Second: Supervisor Bungarz/Supervisor Hansen
Order: Approve matter as set forth in (a) and (b) above
Vote: Unanimous.
15. **Sheriff-Coroner Resignation**
Matter: Pursuant to letter received from Sheriff-Coroner Robert A. Shadley, Jr., accept the resignation of Sheriff-Coroner Shadley, effective December 30, 2004.
Motion/Second: Supervisor Bungarz/Supervisor McGowan
Order: Accept resignation from Sheriff-Coroner Shadley
Vote: Unanimous.

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16. **Grand Jury Response – 2003/2004 Final Grand Jury Report**

Matter: Approve and execute letter to the 2004/2005 Presiding Superior Court Judge Donald Cole Byrd in response to the 2003/2004 Final Grand Jury Report.
Motion/Second: Supervisor Sprague/Supervisor Bungarz
Order: Approve the aforesaid matter
Vote: Unanimous.

17. **German Cemetery District - Appointment**

Matter: Pursuant to Notice of Unscheduled Vacancy being posted, consider application for reappointment of Ernest Pieper to the German Cemetery District for a term to March 27, 2008.
Motion/Second: Supervisor Sprague/Supervisor Hansen
Order: Reappoint Ernest Pieper as set forth above
Vote: Unanimous.

18. **Airport Advisory Committee - Appointment**

Matter: Pursuant to Notice of Unscheduled Vacancy being posted, consider application for reappointment of Jess Thomas Smith to the Airport Advisory Committee for a term to April 30, 2007.
Motion/Second: Supervisor Sprague/Supervisor Hansen
Order: Reappoint Jess Thomas Smith as set forth above
Vote: Unanimous.

19. **Miscellaneous**

Matter: Reviewed the following items with no action taken:

- a. Notice from Governor's Office of Emergency Services advising that the U.S. Small Business Administration has declared primary counties of Butte, Glenn and Yuba and contiguous counties of Colusa, Lake, Mendocino, Nevada, Placer, Plumas, Sierra, Sutter and Tehama a disaster area due to damages caused by unseasonable high temperatures and low humidity that occurred on March 12 through March 15, 2004.
- b. Notice from Governor's Office of Emergency Services advising that the U.S. Small Business Administration has declared the primary county of Colusa and the contiguous counties of Butte, Glenn, Lake, Sutter and Yolo a disaster area due to agriculture losses caused by unseasonable high temperatures that occurred from March 12 through March 19, 2004.
- c. Letter from National Association of Counties (NACO) announcing that Glenn County District 2 Supervisor & Chairman Gary Freeman has been appointed to the following NACO committees: Vice Chair, Rural Action Caucus (RAC) Steering Committee and RAC Vice Chair, Community and Development Steering Committee.
- d. Notice advising that the next Technical Advisory Commission (for Water Advisory Committee) meeting will be held September 28 2004, 1:30 p.m., at the Glenn County Department of Agriculture conference room.

**9:47 a.m. -- The Chairman Called the Meeting in Recess
Deputy Clerk Debbie Lambert Entered the Meeting and
Deputy Clerk Sandra Pergson Left the Meeting
9:59 a.m. -- The Chairman Called the Meeting to Order
with Supervisor Bungarz Absent**

20. **Public Hearing – 2004-2005 Budget**

Also Present: Don Santoro, Director of Finance
Kim Gaghagen, Administrative Representative
Matter: Pursuant to Affidavit of Publication on file in the office of the County Clerk, and on the recommendation of Mr. Santoro, hold Public Hearing to:
a. Review and approve list of changes to the 2004-2005 Proposed Budget;
b. Consider adopting Resolution 2004-94 "2004-2005 Final Budget"; and
Proceedings: a. The Chairman opened the aforesaid matter for Public Hearing;
b. Mr. Santoro reviewed the aforesaid matter;
c. The Chairman opened the hearing for public comments; whereupon none having been heard, the Chairman closed the hearing to public comments;

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- d. On motion of Supervisor Sprague, seconded by Supervisor Hansen, it was unanimously ordered to conclude hearing, decide matter, adopt Resolution 2004-94 and approve (a) in matter above by the following vote:
Ayes: Supervisors Freeman, Hansen, McGowan and Sprague
Absent: Supervisor Bungarz

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

21. **Public Hearing – 2004/2005 Budget**

- Also Present: Don Santoro, Director of Finance
Kim Gaghagen, Administrative Representative
- Matter: Pursuant to Affidavit of Publication on file in the office of the County Clerk, hold Public Hearing to consider adopting Resolution 2004-01 "2004-2005 Air Pollution Control District Budget".
- Proceedings:
- a. The Chairman opened the aforesaid matter for Public Hearing;
 - b. Mr. Santoro reviewed the aforesaid matter;
 - c. The Chairman called for exhibits, whereupon the Clerk advised that no exhibits were submitted;
 - d. The Chairman opened the hearing for public comments; whereupon none having been heard, the Chairman closed the hearing to public comments;
 - e. On motion of Supervisor Freeman, seconded by Supervisor Hansen, it was unanimously ordered to conclude hearing, decide matter, and adopt Resolution 2004-01 by the following vote:
Ayes: Supervisors Freeman, Hansen, McGowan and Sprague
Absent: Supervisor Bungarz
 - f. Mr. Gaghagen commended the Department of Finance staff for their hard work through the budget process.

**THE CHAIRMAN ADJOURNED TO A MEETING OF THE
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22. **Closed Session**

- Matter: Adjourn to Closed Session 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's Association and Peace Officers Association.
- Proceedings:
- a. The Chairman announced the aforesaid matter; and
 - b. The Chairman advised that there were no announcements as a result of Closed Session.
- Motion/Second: Chairman Direction
Order: Adjourn to Closed Session.

23. The Chairman adjourned the meeting at 10:59 a.m.

GARY FREEMAN, Chairman

ATTEST:

Vince T. Minto, County Clerk-Board of Supervisors

BY: _____
Sandra Pergson, 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 Sprague

Order: Approve Consent Calendar as set forth below

Vote: Unanimous.

a. **Correction to the Assessment Roll**

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

Name	Parcel No.	Fiscal Year	Corr No.
G & C Rentals	24-000359-00	2004/05	35-B
SLAM LLC c/o Shastina Lumber & Millwork	15-000009-00	2004/05	29B

b. **Resolution – Airport Grants**

Upon the recommendation of Public Works Director Doug Holvik, adopted:

- (1) Resolution 2004-91 "Authorizing Grant Application to the California Department of Transportation for an Orland Airport Improvement Program (AIP) Matching Grant"; and
- (2) Resolution 2004-92 "Authorizing Grant Application to the California Department of Transportation for an Airport Improvement Program (AIP) Matching Grant".

c. **Discharge of Accountability/Glenn General Hospital**

Upon the recommendation of Director of Finance Don Santoro, granted Discharge of Accountability for an uncollectible Glenn General Hospital account, for \$1,143.82.

d. **J Levee Correspondence**

Ratified letter to California Reclamation Board President Betsy A. Marchand thanking her for her support of the Hamilton City Flood Damage Reduction and Ecosystem Restoration Project.