

Glenn County Board of Supervisors

Charles Harris, Sr. District 1
 Gary Freeman, District 2
 Dick Mudd, District 3

MEETING MINUTES

Denny Bungarz, District 4
 Keith Hansen, District 5
 Norman Herring, County Counsel

October 20, 1998

Chairman Mudd called a duly noticed informal meeting of the Board of Supervisors and the Management Council to order at 8:17 a.m., in the Jail Administration Conference Room at 141 South Lassen, Willows, with Board members as follows:

Present: Supervisors Harris, Freeman, Hansen, Bungarz, and Mudd (Chairman)
Also Present: Norman Herring, County Counsel
 Connie Oreggia, Assistant Clerk of the Board

1. Management Council/Supervisors

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

Proceedings: Various reports were given and updates received, with no action taken.

The Chairman of the Board of Supervisors of the County of Glenn, State of California, called the meeting to order at 9:01 a.m., with members as follows:

Present: Supervisors Freeman, Hansen, Harris, Bungarz, and Mudd (Chairman)
Also Present: Norman Herring, County Counsel
 Sandra Pergson, Deputy Clerk

THE PLEDGE OF ALLEGIANCE WAS RECITED

1. Minutes

Matter: Approve the Minutes of September 29, and October 6, 1998.

Proceedings:

a. On motion of Supervisor Freeman, seconded by Supervisor Hansen, it was ordered by the following vote to approve Minutes of September 29, 1998:

Ayes: Supervisors Freeman, Hansen, Harris, and Mudd
 Abstain: Supervisor Bungarz.

b. On motion of Supervisor Bungarz, seconded by Supervisor Harris, it was ordered by the following vote to approve Minutes of October 6, 1998:

Ayes: Supervisors Bungarz, Harris, Freeman, and Mudd
 Abstain: Supervisor Freeman.

2. Consent Calendar

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

Motion/Second: Supervisor Bungarz/Supervisor Freeman

Order: Approve matters as set forth in Attachment "A."

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. John Robert Horning III spoke regarding termination of employment from the Consolidated Courts, and requested investigation of Courthouse and Court Administrator for various violations;

b. Forest Sprague spoke regarding award being presented this date from the State Mining and Geology Board;

c. Kim Gaghagen, Human Resource Agency Director advised that Ed Dimock would be retiring at the end of this year;

d. Various reports and issues were discussed by Supervisors.

The Chairman Adjourned to a Meeting of the Glenn County Board of Equalization

4. Board of Equalization

Matter: Recommendation of Assessor Vince Minto to reschedule 1998/99 Assessment Appeal Application No. 1, Charles Joiner, and 1997/98 Assessment Appeal Application No. 2, Charles Joiner for hearing to February 16, 1999.

Motion/Second: Supervisor Bungarz/Supervisor Freeman

Order: Approve the aforesaid matter

Vote: Unanimous.

The Chairman Adjourned to a Meeting of the Glenn County Board of Supervisors

5. Personnel/County Holidays/Resolution 98-216

Matter: Recommendation of Personnel Director John Greco, to adopt Resolution 98-216 *"Establishing Dates to Observe County Recognized Holidays from January 2, 1999 through January 1, 2000 which Occur on Saturday or Sunday."*

Motion/Second: Supervisor Bungarz/Supervisor Harris

Order: Adopt Resolution 98-216

Vote: Unanimous.

6. Probation Department

Matter: Recommendation of Chief Probation Officer Wayne Landberg to execute Contract with County of Shasta, allowing County to place wards of the juvenile court in Shasta's Crystal Creek Juvenile Detention Facility on a space available basis.

Motion/Second: Supervisor Hansen/Supervisor Bungarz

Order: Approve the aforesaid matter

Vote: Unanimous.

7. Board of Supervisors/Superior Court

Matter: Recommendation of County Clerk Vince Minto to authorize submission of invoice No. 34565 to the Superior Court for \$1,300.99 (50% reimbursement) for reimbursement to the Board of Supervisors' Office Supply budget.

Motion/Second: Supervisor Freeman/Supervisor Hansen

Order: Approve the aforesaid matter

Vote: Unanimous.

8. California State Association of Counties Board of Directors

Matter: Letter dated September 21, 1998 from California State Association of Counties requesting selection of CSAC Board of Directors Member and alternate for 1999.

Motion/Second: Supervisor Hansen/Supervisor Harris

Order: Appoint Supervisor Freeman as Director, and Supervisor Bungarz as alternate

Vote: Unanimous.

9. Service Center

Matter: Recommendation of Service Center Manager Bill Buckner to accept 1998 Glenn County Auction results

and authorize disbursement of funds to various departments and approve 1% administrative charge by the Service Center.

Motion/Second: Supervisor Freeman/Supervisor Bungarz

Order: Approve the aforesaid matter

Vote: Unanimous.

10. Miscellaneous

Matter: The following matters were discussed with no action taken.

- a. Letter from Maurice Johannessen, Chairman of Senate Select Committee on CALFED, requesting review and comment of provided copy of CALFED EIS/EIR report.
- b. Letter from California Field Director Pat Davison, from People for the USA, requesting provided post card to be sent to Governor Wilson, regarding modification of the Final Environmental Impact Report for CPVC piping to reflect a more balanced and accurate treatment of copper piping.
- c. Letter from Mayor Tad Folendorf from City of Angles, Angels Camp, California, requesting financial support while in litigation, regarding whether an administrative agency has the burden of proof in mandamus proceedings challenging an agency action, and to allow them to continue to fight this battle and protect the legal rights of government entities in California, and consider the potential impact to our community.

11. Miscellaneous/Resolution 98-214

Also Present: Pastor Eugene Huffman

Matter:

- a. Adopt Resolution 98-214 "*Commending Pastor Eugene Huffman*"; and
- b. Presentation of Resolution 98-214 to Pastor Eugene Huffman.

Proceedings:

- a. On motion of Supervisor Freeman, seconded by Supervisor Hansen, it was unanimously ordered to adopt Resolution 98-214; and
- b. The Chairman read and presented Resolution to Pastor Huffman.

12. Miscellaneous

Also Present: John Parrish, Executive Officer, State Mining & Geology Board

Matter: Presentation of Mr. Parrish on behalf of the State Mining and Geology Board, of plaque to the Board of Supervisors in recognition of Glenn County's achievement in meeting criteria for the Surface Mining and Reclamation Act (SMARA) Award for 1997.

Proceedings:

- a. Mr. Parrish presented Chairman with plaque;
- b. John Benoit, Resource, Planning & Development Director spoke and advised Board that Peggy White should be given credit for her work on the aforesaid project.

13. Proclamation

Matter: Proclamation from Governor Pete Wilson requesting proclaiming the week of October 26 through October 30, 1998 as "Winter Weather and Flood Preparedness Week" in California.

Proceedings: The Chairman proclaimed.

14. Miscellaneous

Matter: The following matters were discussed with no action being taken.

- a. Letter from Willows Cemetery District, regarding death records dated 1918 to 1974, that were

maintained by the City.

- b. (1) Letter from Judicial Council of California, dated September 29, 1998, advising of the method that will be used by the Finance Bureau of the Administrative Office of the Courts to determine the Fiscal Year 1997-98 Carryover Funds; and

(2) Letter from Judicial Council of California, dated October 6, 1998, advising of a total of \$25 million in Fiscal Year 1997-98 trial court finding being distributed to 31 countywide court systems on October 6, 1998.
- c. Letter from Assemblyman Tom Woods thanking Board for assistance and support, as his term in the California Legislature comes to an end.
- d. Monitoring Report from Chief Probation Officer Wayne Landberg, regarding the Glenn County Probation Department's participation in the Standards and Training for Corrections audit for fiscal year 1997-98, and being commended by the Board of Corrections for being in full compliance.
- e. Proposition 65 Notification from Health Services Director Mike Cassetta reporting, required of the California Health and Safety Code, Section 25180.07, the release of an unknown quantity of waste motor oil from an underground storage tank at 625 South Street, Orland, whereupon the tank was removed on September 15, 1998.
- f. Auditor's Cash Report for the month ending September 30, 1998.
- g. Treasury Investment Report for the month of August 1998.
- h. Annual Report from Human Resource Agency Director Kim Gaghagen, regarding the Colusa-Glenn-Trinity Community Action Agency Program Year 1997.
- i. Statistical Report from Human Resource Agency, for the month of July 1998.

15. Miscellaneous/Resolution 98-217

Also Present: Greg Lindholm, Environmental Specialist, Health Services

Matter: Recommendation of County Counsel and Sanitarian Don Holm to adopt Resolution 98-217 "*Ordering Abatement of a Public Nuisance on APN-027-150-005.*"

Motion/Second: Supervisor Hansen/Supervisor Freeman

Order: Adopt Resolution 98-217

Vote: Unanimous.

16. Resolutions 98-218 and 98-219/Franchise

Also Present: Scott Rolls, Deputy County Engineer

Matter: Recommendation of County Counsel and Mr. Rolls to adopt the following resolutions:

- a. 98-218 "*Resolution setting Public Hearing and Notice of Intention to Grant a Franchise to Key Production Company for use of County Rights-Of-Way to Install and Maintain a Natural Gas Transmission Line*"; and
- b. 98-219 "*Resolution Setting Public Hearing and Notice of Intention to Grant a Franchise to Lario Oil & Gas Company for use of County Rights-Of-Way to Install and Maintain a Natural Gas Transmission Line.*"

Motion/Second: Supervisor Bungarz/Supervisor Harris

Order: Adopt Resolutions 98-218 and 98-219

Vote: Unanimous.

17. Transfer of Funds/County Counsel

Matter: Recommendation of Mr. Herring to approve Transfer of Funds 5067/County

Counsel/01017020/09900/General Fund Contingency for \$2,378.08 to pay for the West Law account who supplies the law library for County Counsel.

Motion/Second: Supervisor Bungarz/Supervisor Freeman

Order: Approve the aforesaid matter

Vote: Unanimous.

18. Resource, Planning & Development

Matter: Pursuant to Minute Order 17 of August 18, 1998, hold continued public hearing to consider appeal filed by Jorge Lozano of Planning commission decision for an amendment to Conditional Use Permit 91-01 to allow sale of beer for property located on the southeast corner of Second Street and Broadway in Hamilton City.

Proceedings: Fax received from Gloria Martinez-Senftner, Attorney for Jorge Lozano, dated October 19, 1998 requesting that matter be continued to after first of next year; whereupon, the Chairman ordered this matter continued to January 19, 1999.

10:08 a.m. – The Chairman Called Meeting In Recess

10:14 a.m. – The Chairman Called Meeting To Order

19. Buildings & Grounds

Also Present: Dan Gardner, Building Maintenance & Inspection Director

Matter: Recommendation of Mr. Gardner and the Safety Committee to approve trimming one redwood tree at the northeast corner of Department of Finance with available safety funds for \$1,200.00.

Motion/Second: Supervisor Bungarz/Supervisor Harris

Order: Approve the aforesaid matter

Vote: Unanimous

20. Glenn Medical Center/Buildings & Grounds

Also Present: Dan Gardner, Building Maintenance & Inspection Director

Matter: Recommendation of Mr. Gardner to execute Agreement with Griffith and Associates for Consulting Services, Architectural Services to design Fire/Life Safety Renovations at Glenn Medical Center, Willows.

Proceedings:

- a. Mr. Gardner reviewed matter and spoke of the seismic assessment as the next phase;
- b. On motion of Supervisor Bungarz, seconded by Supervisor Harris, it was unanimously ordered to approve Agreement as listed above.

21. Public Hearing/Sheriff

Also Present: Tim Asbury, Acting Undersheriff

Matter: Pursuant to Affidavit of Publication on file in the office of the County Clerk, hold public hearing to receive and consider all evidence and reports relative to use of moneys generated by Assembly Bill 3229, to consider request for distributing funds received by the county for fiscal year 1998/99 from Assembly Bill 3229, Local Law Enforcement Supplemental Funding.

Proceedings:

- a. The Chairman called the aforesaid matter for public hearing;
- b. Mr. Asbury reviewed matter, and discussion was held;
- c. The Chairman opened the hearing for public comments; whereupon, none being heard, the Chairman closed hearing to public comments;
- d. The Chairman ordered the following staff report as exhibit A into the record:
 1. Letter dated September 30, 1998 from Glenn County Finance Department, regarding the request of a 0.5% portion of the 1998-99 Supplemental Law Enforcement Funds for administration, in the amount of \$167.00; and
 2. Memorandum dated October 5, 1998 from the Sheriff's Department, outlining:
 3. Allocation of COPS funding for fiscal year 1998-99 as follows:

	Jail Operations	\$ 10,140
	District Attorney	\$ 10,140
	Front-line Enforcement-County	\$ 60,842

4. Breakdown of Front-line allocation which is based on population of cities and county:

Order: thin ridge">	Order: thin ridge">	Order: thin ridge">	Order: thin ridge">
	Population	Factor	Allocation
Order: thin ridge"> City of Orland	5,767	21.39%	\$ 13,012
Order: thin ridge"> City of Willows	6,388	23.69%	\$ 14,413
Order: thin ridge"> Unincorporated	14,811	54.92%	\$ 33,417

5. Breakdown of Unincorporated:

	Administration (Finance) .05%	\$ 167
	Sheriff	\$ 33,250

e. On motion of Supervisor Bungarz, seconded by Supervisor Hansen, it was ordered to conclude hearing, and accept COPS funding as listed above.

10:38 a.m. – The Chairman Called Meeting In Recess
10:47 a.m. – The Chairman Called Meeting To Order

22. Miscellaneous/County Roads

Also Present: Jean Rumiano, Attorney at Law, Rumiano Cheese Company
 John Rumiano, Rumiano Cheese Company
 Claire Rumiano, Rumiano Cheese Company
 Tom Tinsley, Public Works Director

Matter: Recommendation of Ms. Rumiano to continue consideration for repair of County Roads E and 53 in Willows, and determine a funding source for a long term plan to maintain and repair the roads.

Proceedings:

- a. Ms. Rumiano and Mr. Rumiano reviewed matter, and advised of the unacceptable conditions of roads, and the effects it has taken on their business;
- b. Mr. Tinsley advised of equipment in the process of being moved in to start the process of fixing the potholes on County Road E, and upon receipt of State money, road would be completed;
- c. Upon discussion, Supervisor Bungarz requested Mr. Tinsley keep the Rumiano's informed, whereupon Mr. Tinsley concurred;
- d. Further discussion was held regarding the expenditures of State monies;

**Deputy Clerk Sandra Pergson Entered the Meeting
Technician Sandy Kennedy Left the Meeting**

- e. Claire Rumiano spoke re priorities on paving roads; whereupon no action was taken on this matter.

23. Consolidated Courts/Ad Hoc Committee

Also Present: Joe Sites, Director of Finance

Matter: Recommendation of Mr. Sites to:

- a. Approve and suggest language for a Memorandum of Understanding with Glenn County and Glenn County Courts for a Collection Services Contractor;
- b. Establish the Collection Ad Hoc Committee; and
- c. Appoint two Supervisors, Kim Gaghagen, and Joe Sites to serve on committee for meetings with Glenn County Courts to develop a memorandum of understanding.

Proceedings:

- a. On motion of Supervisor Bungarz, seconded by Supervisor Hansen, it was unanimously ordered to approve (a) above;
- b. On motion of Supervisor Bungarz, seconded by Supervisor Freeman, it was unanimously ordered to approve (b) above and appoint Supervisor Bungarz, and Supervisor Hansen and others as submitted in (c) above.

24. Finance Department/General Fund Contingency

Also Present: Joe Sites, Director of Finance

Matter: Pursuant to Minute Order 16 of October 6, 1998, review balance of General Fund Contingency.

Proceedings: Mr. Sites submitted and reviewed "1998/99 Contingency Analysis as of October 15, 1998", and held discussion regarding the ACO fund and advised that he would bring back balance of ACO fund on future agenda, no action was taken on this matter.

25. Finance Department/Internal Auditor/Resolution 98-220

Also Present: Joe Sites, Director of Finance

Matter: Recommendation of Mr. Sites to adopt Resolution 98-220 *"Amending the List of Classifications and Salary Ranges for Classification of Internal Auditor and Regarding the Appointment of the Internal Auditor in the Department of Finance."* (Contingent upon review and approval by County Counsel)

Motion/Second: Supervisor Bungarz/Supervisor Freeman

Order: Adopt Resolution 98-220

Vote: Unanimous.

26. Probation Department

Also Present: Wayne Landberg, Chief Probation Officer

Matter: Information matter from Mr. Landberg advising of a grant award in the amount of \$30,000 under Title V of the Violent Crime Control Act of 1994, which will support the planning of a Drug Court.

Proceedings: The aforesaid matter was reviewed with no action taken.

27. Probation Department/Resolution 98-221

Also Present: Wayne Landberg, Chief Probation Officer

Matter: Recommendation of Mr. Landberg to adopt Resolution 98-221 "Application for a Juvenile Crime Enforcement and Accountability Challenge Program Planning Grant and Updating the Glenn County Juvenile Justice Coordinating Council."

Motion/Second: Supervisor Bungarz/Supervisor Hansen

Order: Adopt Resolution 98-221

Vote: Unanimous.

28. Probation Department

Also Present: Wayne Landberg, Chief Probation Officer

John Greco, Personnel Director

Matter: Recommendation of Mr. Landberg to:

a. Execute Contract for Interim Chief Probation Officer/Juvenile Hall Superintendent Frank Sauer commencing on November 1, 1998, contingent upon review and approval by County Counsel; and

b. Execute Contract for Transition Services – Glenn County Probation Department with Frank Sauer from October 20, 1998, to October 31, 1998, contingent upon review and approval by County Counsel.

Motion/Second: Supervisor Bungarz/Supervisor Freeman

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

Vote: Unanimous.

11:52 a.m. – The Chairman Called Meeting In Recess

11:55 a.m. – The Chairman Called Meeting To Order

29. Closed Session

Matter: Adjourn to Closed Session regarding Labor Negotiations pursuant to Government Code 54957.6 to receive information from and provide instructions to the County’s Chief Negotiator regarding negotiations with Deputy Sheriff Association and Peace Officer Association.

Proceedings: The Chairman announced the aforesaid matter

Motion/Second: Chairman direction

Order: Adjourn to Closed Session.

30. The Chairman adjourned the meeting at 12:15 p.m.

ATTACHMENT ‘A’

2. Consent Calendar

Matter: Review and take actions related to the Consent Calendar

Motion/Second: Supervisor Bungarz/Supervisor Freeman

Order: Approve the aforesaid matters as set forth below

Vote: Unanimous.

a. Fund Transfers

Approved the following intradepartmental Transfer of Funds:

Trans No.	Department	Description	\$ Amount

5054	Human Resource Agency – Community Action Division	Appropriate additional funding for the mentoring grant, funding from Social Services Division through Child Abuse Prevention, Intervention and Treatment (CAPIT)	6,972.00
5068	Human Resource Agency - Social Services Division	Pursuant to Minute Order 10 of 7/21/98 meeting, transfer to cover expenditures related to Butte College enhancement, computer center enhancement for welfare reform	54,402.02

b. Probation Department

Adopted Resolution 98-215 *"Commending Wayne Landberg."*

c. Health Services

Upon the recommendation of Health Services Director Mike Cassetta, executed Standard Agreement with State Department of Alcohol and Drug Programs, which amends previous Agreement that provides Alcohol and Drug Services and Perinatal Treatment expansion programs, whereby allowing transfer funds between modalities, which exceed the 10 percent limitation, for fiscal year 1997-98. (County Contract 537)

d. Health Services

Upon the recommendation of Health Services Director Mike Cassetta, executed Standard Agreement with California Department of Health Services' Local Public Services Section, providing HIV disease prevention, education and testing; immunization program activities, for fiscal year 1998-99. (County Contract 513)

e. Willows Cemetery District

Upon the recommendation of Willows Cemetery District, reappointed Lucille H. Northrop, for a four year term to July 11, 2002.

f. Minutes

Corrected Minute Order 15 (b) of September 29, 1998 to read "Refer this matter to the Superior Court Judge to:".