

**TRINITY COUNTY
BOARD OF SUPERVISORS**
Trinity County Library
Conference Room
351 Main Street
Weaverville, CA

MEETING MINUTES

May 17, 2022

Chairman

Supervisor Dan Frasier - District 5

Vice-Chairman

Supervisor Keith Groves - District 1

Supervisor Jill Cox - District 2

Supervisor Liam Gogan - District 3

Supervisor Jeremy Brown - District 4

Richard Kuhns, Psy.D - County Administrative Officer / Clerk of the Board

Margaret E. Long - County Counsel

Suzie Hawkins - Deputy Clerk of the Board

ZOOM INFORMATION

This meeting used Zoom due to the coronavirus (COVID-19).

Meeting called to order in open session at 9:00 AM

Supervisor Brown was absent from this meeting.

Deputy County Counsel Sean Cameron, County Counsel Margaret Long and Deputy County Counsel Amanda Uhrhammer were present at various times throughout the meeting.

Pledge of Allegiance

Pledge led by Supervisor Jill Cox

9:00 AM Closed Session

1.1 Government Code Section 54954.5(c) - Conference with Legal Counsel - Existing Litigation

No. of Cases: Two

- Gund et. al v. County of Trinity et. al (US District Court, Eastern District of California Case No. 2:13-cv-00452-TLN-CMK)
- Carlson, et al. v. Trinity Co., et al., (Trinity County Superior Court Case No. 20CV136)

No reportable action was taken.

Public Comment

Received public comment from Adrian Keys, Alan Sigmiller, Michael Yang, Lisa Wright, Terry Mines, Posha, Jennifer Hill, Choa, Steve Lyons, Bella Lor, John Brower, Tru, Jordan, Chia Song, Za Vang, a member of the public, Dana Hauser, Ben Brady, Darrel Davis, Ryan Tarbell, Chriss Williams, Rosanna Betts Gehret, Anne Maire Golovin, Veronica Kelly-Albiez, Patrick Kahan, Karla Avila, Joe Taylor, Tyler Thompson, Catherine Sidman, Astrid Dubo, Deidre Brower and Walter Wood.

Presentations

Board of Supervisors

- 2.1** Adopted a proclamation recognizing the retirement of Trinity County Administrative Officer Richard Kuhns, Psy.D.

Received comments from County Administrative Officer Richard Kuhns.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

Clerk of the Board

- 2.2** Received a presentation from Nor Cal EMS CEO Donna Stone and EMS Specialist Nick Entsminger regarding the services provided to Trinity County.

- 2.3** Received an update from U.S. Forest Service District Ranger Terra Jones regarding matters of interest in Trinity County.

Trinity County Transportation Commission

- 2.4** Received a presentation from Green DOT Transportation Solutions' Principal Transportation Planner Jeff Schwein regarding the preparation of the 2022 Trinity County Regional Transportation Plan.

Sheriff

- 2.5** Adopted a proclamation recognizing May 15, 2022 as National Police Officers Memorial Day and May 15-21, 2022 as National Police Week.

Received comments from Sheriff/Coroner Tim Saxon.

Motion: Jill Cox **Second:** Keith Groves **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

Consent Calendar

Behavioral Health Services

- 3.1** Approved an agreement with Willow Glen Care Center to operate the Adult Residential Facility at Alpine House, in Weaverville, CA.

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

Clerk of the Board

- 3.2** Adopted Resolution No. 2022-077 giving signature authorization on all federal contracts and other necessary documents for financial transactions and adopted Resolution No. 2022-083 giving signature authorization on all state contracts and other necessary documents for financial transactions.

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

- 3.3** Adopted Resolution No. 2022-078 regarding the use of remote teleconference meetings pursuant to the Brown Act.

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

- 3.4** Adopted Resolution No. 2022-079 which confirms the continuance of a Local Health Emergency in the County of Trinity due to debris and air quality concerns created by the 2020 wildfires.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

- 3.5** Adopted Resolution No. 2022-080 which confirms the continuance of a Local Health Emergency in the County of Trinity due to hazardous material concerns resulting from the 2021 fires.

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

- 3.6** Adopted Resolution No. 2022-081 which confirms the continuance of a Local Health Emergency in the County of Trinity due to the novel coronavirus known as COVID-19.

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

General Services

- 3.7** Adopted Resolution No. 2022-082 which removes from Motor Pool and General Services Capital Asset Listings:
- Asset ID# 12957, 2001 Subaru Legacy, (VIN# 4S3BE635X17213342);
 - Asset ID# 13003, 2003 Ford F-150, (VIN# 1FTRF18243NA05226);
 - Asset ID# 13261, 2010 Ford Ranger XL, (VIN# 1FTLR1FE3APA40383);
 - Asset ID# 12972, 2002 Ford E350 , (VIN# 1TSE34L92HA81682);
 - Asset ID# 12530, 1999 Ford F250, (VIN# 1FTNF20S0XED43552); and
 - Asset ID# 13355, 2003 Ford F250, (VIN# 1FTNF21P23EC87778).

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

- 3.8** Approved a budget adjustment for FY 21/22 for Grants Admin - Dept. 8193 decreasing Other Charges and increasing Transfers out by \$90,000; and approved a budget adjustment for FY 21/22 for General Services - Dept. 1750 Increasing Transfers in and Fixed Assets by \$90,000.

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

Grants

- 3.9** Approved an agreement with the Timber Lodge Motel for motel services.

Received comments from Lisa Harper.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

Health and Human Services

- 3.10** Approved amendment number four to the agreement with Valsoft Corporation, Inc. dba Cascade Software extending the term to June 30, 2025 and increasing maximum cost to \$90,000 to provide system modules to meet Health and Human Services' accounting requirements.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

- 3.11** Approved an agreement with U-STOR Self Storage, Inc. to provide self storage rooms/units to Health and Human Services.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

Library

- 3.12** Approved a budget adjustment for FY 21/22 for Library - Dept. 6000 increasing revenues and Services & Supplies by \$1,000.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

Planning and Zoning

3.13 *This item was pulled from the consent calendar and considered separately.*

Discussed approving amendment number one to the agreement with Tschudin Consulting Group increasing the maximum cost to \$86,900 to review and revise the County's Cannabis ordinances as necessary.

Received comments from John Brower, John Vorpel, Ryan Tarbell, Lisa Wright, Adrian Keys, Dana Hauser, Ann Marie Golovin, Rhonda Cain, Veronica Kelly-Albiez, Tyler Thompson, Karla Avila, County Administrative Officer Richard Kuhns, and Deputy County Counsel Sean Cameron.

Motion by Supervisor Groves, second by Supervisor Frasier to approve amendment number one to the agreement with Tschudin Consulting Group increasing the maximum cost to \$86,900 to review and revise the County's Cannabis ordinances as necessary failed due to the passage of a subsequent motion.

Motion: Keith Groves **Second:** Dan Frasier **Failed due to passing of a subsequent motion**

Subsequent motion by Supervisor Gogan, second by Supervisor Cox to approve amendment number one to the agreement with Tschudin Consulting Group increasing the maximum cost to \$86,900 to review and revise the County's Cannabis ordinances as necessary contingent upon the requirement that task orders for consultant be approved by Cannabis Ad Hoc prior to work beginning failed due to the passage of a subsequent motion.

Motion: Liam Gogan **Second:** Jill Cox **Failed due to passing of a subsequent motion**

Approved amendment number one to the agreement with Tschudin Consulting Group increasing the maximum cost to \$86,900 to review and revise the County's Cannabis ordinances as necessary, with the understanding that the consultant is authorized to work on the Cannabis Processing ordinance and modifications to the Personal Grow ordinance, any other tasks require approval of the BOS prior to commencing work.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

Sheriff

- 3.14** Approved a memorandum of agreement (MOA) with Sutter County Probation pertaining to assistance under the Law Enforcement Mutual Aid Plan for the 2021 Monument Fire and authorize the Sheriff to sign the MOA.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

- 3.15** Approved a memorandum of agreement (MOA) with the City of Ferndale Police Department pertaining to assistance under the Law Enforcement Mutual Aid Plan for the 2021 Monument Fire and authorize the Sheriff to sign the MOA.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

- 3.16** Approved an agreement with Hayfork Tire to perform general tire repair and/or replacement, vehicle repair services, emergency vehicle road service and other vehicle maintenance to the Trinity County Sheriff's Office vehicles on an as needed basis.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

- 3.17** Approved an agreement with the State of California Campaign Against Marijuana Planting Program for the purpose of identifying agency responsibilities related to cannabis eradication operations conducted in Trinity County and authorize the Sheriff to sign the agreement.

Received comments from Rhonda Cain.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

- 3.18** Approved an agreement with the US Department of Justice Drug Enforcement Administration (2022-52) for Domestic Cannabis Eradication Suppression Program for 2022, and authorize the Sheriff to sign the agreement.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

Treasurer/Tax Collector

- 3.19** Approved amendment number one to the agreement with RT Lawrence Corporation increasing the maximum cost for the first year to \$34,856.26 to provide remittance processing software.

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

Trinity County Transportation Commission

- 3.20** Appointed the following individuals to the Social Service Transportation Advisory Council (SSTAC) as recommended by the Transportation Commission:
- Darla Strong to the position of Social Service Provider for Seniors with Maura Klopfer as alternate for a term that expires December 31, 2024;
 - Tracy Waid to the position of Social Service Provider for Disabled Individuals with Lee Lupton as alternate for a term that expires December 31, 2025; and
 - Tricia Aberg to the position of Social Service Provider for Persons of Limited Means with Angel Morton as alternate for a term that expires December 31, 2024.

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

Reports/Announcements

- 4.1** I. Received reports from Director of Transportation Panos Kokkas, Interim Deputy Director of Planning Ed Prestley, Cannabis Division Director Sean Connell, Treasurer/Tax Collector Terri McBrayer, and Sheriff/Coroner Tim Saxon
II. Received a report from Interim County Administrative Officer Letty Garza
III. Received reports from Members of the Board of Supervisors
A. Received a report from Cannabis Cultivation Program Ad Hoc

County Matters

County Administrative Office

5.1 Discussed the proposed spending of the County's American Rescue Plan (ARP) Act funds.

Received comments from County Administrative Officer Richard Kuhns, Senior Financial Analyst Suzie Hawkins, Interim County Administrative Officer Letty Garza, Veronica Kelly-Albiez, Director of Health and Human Services Liz Hamilton, Treasurer/Tax Collector Terri McBrayer, Director of Human Resources Shelly Nelson, Interim Deputy Director of Transportation - Operations David Colbeck, Interim Deputy Director of Planning Ed Presley, Election Office Program Manager Carrie McCuan, John Brower, Sheriff Tim Saxon, Chief Information and Soical Media Officer Michael Singleton, Clerk/Recorder/Assessor/Registrar of Voters Shanna White, Kelly Sheen, Auditor/Controller Angie Bickle and Jail Commander/DSA President Ryan Lynn.

Motion by Supervisor Cox, second by Supervisor Groves to authorize using \$300,000 of ARP funds to cover the cash shortfall for the New Jail Construction project, allocate \$278,000 for Deputy Sheriff's Association (DSA) employee retention bonuses based on the \$1,000 per year of services allocation, and consider the remaining recommended uses at a later date was amended to revise the DSA retention bonus allocation amount to \$485,000 and have bonuses be based on the tiering method requested by DSA contingent upon employees signing a 2 year retention agreement failed due to the passage of a subsequent motion.

Motion: Jill Cox Second: Keith Groves Failed due to passing of a subsequent motion

Authorized using \$300,000 of ARP funds to cover the cash shortfall for the New Jail Construction project, allcoated \$485,000 for Deputy Sheriff's Association (DSA) employee retention bonuses based on the tier structure requested by the DSA and contingent upon the employees signing a 2 year retention agreement, directed staff to consider, create and bring back a funding plan for the other items recommended, including retention bonuses for remaining staff members.

Motion: Dan Frasier Second: Keith Groves Carried
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

Cannabis

- 5.2 Approved a budget adjustment for FY 21/22 for Cannabis - Dept. 8239 increasing Transfers In and Other Charges by \$338,831; approved a budget adjustment for FY 21/22 for Contributions to Other Funds - Dept. 1990 increasing Transfers Out by \$338,831; and approved a budget adjustment for FY 21/22 for General Fund Contingency decreasing provisions for contingency by \$338,831.

Received comments from County Administrative Officer Richard Kuhns, Senior Financial Analyst Suzie Hawkins, John Brower, and Lisa Wright

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

- 5.3 Discussed taking the following actions regarding the creation of the Rush Creek Estates and Lewiston Expansion Cannabis Opt Out Areas:
1. Adopting a CEQA Determination finding that adoption of the proposed ordinance falls within the scope of the Trinity County Cannabis Program EIR and no further environmental review is required.
 2. Waiving the reading of and enacting an ordinance amending various section of Title 17 of Trinity County Code to create the Rush Creek Estates and Lewiston Expansion Cannabis Opt Out Areas; and
 3. Directing staff to file a CEQA Notice of Determination within five days of this action by the Board of Supervisors.

Received comments from Consultant Heidi Tschudin, Kristel Bell, Laurie Wills, Adrian Keys, John Brower, Dana Hauser, Sally Barrow, Carl, Lisa Wright, Karla Avila, Rhoda Cain, Steve Lyons, Tony Miller, Veronica Kelly-Albiez, County Counsel Margaret Long, Deputy County Counsel Sean Cameron and Deputy County Counsel Amanda Uhrhammer.

Motion by Supervisor Frasier, second by Supervisor Groves to take the following actions regarding the creation of the Rush Creek Estates and Lewiston Expansion Cannabis Opt Out Areas:

1. Adopt a CEQA Determination finding that adoption of the proposed ordinance falls within the scope of the Trinity County Cannabis Program EIR and no further environmental review is required.
2. Waive the reading of and enact an ordinance amending various section of Title 17 of Trinity County Code to create the Rush Creek Estates and Lewiston Expansion Cannabis Opt Out Areas; and
3. Direct staff to file a CEQA Notice of Determination within five days of this action by the Board of Supervisors.

failed due to the passage of a subsequent motion.

Motion: Dan Frasier **Second:** Keith Groves **Failed due to passing of a subsequent motion**

Took the following actions regarding the creation of the Rush Creek Estates and Lewiston Expansion Cannabis Opt Out Areas:

1. Adopted a CEQA Determination finding that adoption of the proposed ordinance falls within the scope of the Trinity County Cannabis Program EIR and no further environmental review is required.
2. Waived the reading of and enacted Ordinance No. 315-851 amending various section of Title 17 of Trinity County Code to create the Rush Creek Estates and Lewiston Expansion Cannabis Opt Out Areas with the following modifications: striking the sentence "The area experiences illegal pumping from unauthorized water sources, and lack of water for cultivation and dust control." from Section 3 Number 4 and Section 4 Number 3 and adding "Approved" to the beginning of Section 3 Number 7 and Section 4 Number 8; and
3. Directed staff to file a CEQA Notice of Determination within five days of this action by the Board of Supervisors.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

Human Resources

- 5.4** Ratified County's Lead Negotiator Sophia Meyer's signature on a side letter agreement with the Deputy Sheriff's Association replacing references to Correctional Deputy Sheriff Sergeant with Jail Commander.

Received comments from Director of Human Resources Shelly Nelson.

Motion: Keith Groves **Second:** Jill Cox **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

- 5.5** Ratified County's Lead Negotiator Sophia Meyer's signature on a side letter agreement with the Deputy Sheriff's Association to increase salaries by 15% effective June 1, 2022.

Received comments from Director of Human Resources Shelly Nelson and Veronica Kelly-Albiez.

Motion: Jill Cox **Second:** Keith Groves **Carried**

Ayes: Cox, Frasier, Gogan, Groves

Absent: Brown

- 5.6** Took the following actions regarding the Deputy Director of Solid Waste classification:
1. Approved a side letter agreement with the Management & Confidential Unit (M&C) modifying spreadsheet A of the MOU regarding the Deputy Director of Solid Waste classification;
 2. Authorized the Director of Human Resources to modify the alphabetical listing of classification changing the range for Deputy Director of Solid Waste to M265 retroactively effective July 1, 2021.

Received comments from Director of Human Resources Shelly Nelson.

Motion: Keith Groves **Second:** Jill Cox **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

Planning and Zoning

- 5.7** Introduced, waived the reading of, and enacted Urgency Ordinance No. 1363 establishing temporary guidelines for temporary occupancy and reconstruction on private property that suffered damage due to the 2021 lightning fires.

Received comments from Environmental Health Director Kristy Anderson.

Motion: Jill Cox **Second:** Liam Gogan **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

Probation

- 5.8** Approved a budget adjustment for FY 21/22 for Probation - Dept. 2400 increasing Services & Supplies by \$52,040; and approve a budget adjustment for FY 21/22 for General Fund Contingency - Dept. 9901 decreasing Provisions for Contingency by \$52,040

Received comments from Chief Probation Officer Ruby Fierro.

Motion: Keith Groves **Second:** Liam Gogan **Carried**
Ayes: Cox, Frasier, Gogan, Groves
Absent: Brown

Closed Session

6.1 Government Code Section 54954.5(f) - Labor Negotiations
County's Designated Representatives: Sophia Meyer and Elizabeth Hamilton
Employee Organizations: In-Home Supportive Services

Received comments from Sarah Kasha, Marissa Morra, member of the public with last name Miller, member of the public with last name Burk, Clayton Raposa, Dana Hauser, John Brower, Steve Lion, Adrian Keys, Leah, Veronica Kelly-Albiez and Ben Brady.

No reportable action was taken.

Adjourn

TRINITY COUNTY BOARD OF SUPERVISORS



Dan Frasier, Chairman
Board of Supervisors,
County of Trinity.
State of California

Attest:

Richard Kuhns, Psy.D
Clerk of the Board of Supervisors

By:



Deputy