

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

MEETING MINUTES

April 6, 2021

**Chairman
Supervisor Jeremy Brown - District 4**

**Vice-Chairman
Supervisor Dan Frasier - District 5**

**Supervisor Keith Groves - District 1
Supervisor Jill Cox - District 2
Supervisor Liam Gogan - District 3**

**Richard Kuhns, Psy.D - County Administrative Officer / Clerk of the Board
Margaret E. Long - County Counsel
Emma Purvis - Deputy Clerk of the Board**

The Trinity County Board of Supervisors welcomes you to its meetings which are regularly scheduled for the first and third Tuesday of each month, unless altered to accommodate a holiday, starting at 9:00 a.m. at 351 Main Street, Weaverville, California.

This Board Agenda contains a brief, general description of each item to be considered. Supporting documentation is available online at www.trinitycounty.org, at the County Administrative Office located at 11 Court Street, Room 230, Weaverville, CA, during normal business hours, and in the Public Packet at the rear of the Board Chambers during the meeting.

If you would like to receive notification via email that the agenda has been posted, please send your request to clerkoftheboard@trinitycounty.org.

Members of the public wishing to present documents to the Board of Supervisors during the meeting must submit ten (10) copies to the Deputy Clerk of the Board.

During the meeting the Trinity County Board of Supervisors may take action sitting as the Board of Supervisors and as the governing body of: The Trinity County Transportation Commission, the In-Home Supportive Services Authority, the Consolidated Transit Services Agency, the Trinity County Board of Equalization, the Trinity County Housing Authority and the Solid Waste Local Task Force.

In compliance with the Americans with Disabilities Act, those requiring accommodations for this meeting should notify Emma Purvis at the County Administrative Office three (3) full business days prior to the meeting at (530) 623-1382 or clerkoftheboard@trinitycounty.org.

ZOOM INFORMATION

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

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

Pledge of Allegiance

Pledge led by Chairman Jeremy Brown.

9:00 AM Closed Session

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

No. of Cases: 1

Trinity Action Association, Inc. v County of Trinity, et al (Trinity County Superior Court Case No. 19CV001)

Received comments from Lisa Wright, Tom Ballanco, Marie Petersen, Matthew Jefferson, Catherine Siman, Ana Wright, Steve Lyon, Illya, Walter Wood, Deidre Brower, and John Brower.

Direction was given to staff.

Public Comment

Received public comment from Tom Ballanco, Jeff Ghidella, Keith Groves, Dero Forslund, Dana Scott, and John Brower.

Presentations

Board of Supervisors

2.1 Did not receive a presentation from US Forest Service Regional Forester Randy Moore regarding Trinity County.

Clerk of the Board

2.2 Received a presentation from Trinity Public Utility District's General Manager Paul Hauser regarding their Right of Way Protection Project.

Consent Calendar

Auditor/Controller

- 3.1** Approved amendment number four to the agreement with MGT of America INC. changing the maximum cost to a per fiscal year maximum cost to consult and assist in preparation of the SB 90 State Reimbursement claims.

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

Behavioral Health Services

- 3.2** Adopted Resolution 2021-031 authorizing Trinity County Behavioral Health to opt out of the requirements of AB 1976 regarding Assisted Outpatient Treatment.

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

- 3.3** Appointed Cheryl Anderson to the Behavioral Health Services Board (BHSB) to serve a three-year term commencing on April 6, 2021 and expiring on November 20, 2023, as recommended by the BHSB.

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

- 3.4** Approved amendment number one with Psynergy Programs to update the Scope of Services and added in the FY 21/22 Rates, to provide Mental Health Residential and Outpatient services to Trinity County residents.

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

- 3.5** Approved amendment number two to the agreement with Crestwood Behavioral Health, Inc. updating Exhibit B: Compensation or Fees for FY 21/22 to provide Mental Health Services for the mentally disordered pursuant to the provisions of the Bronzan-McCorquodale Act.

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

- 3.6** Approved amendment number two to the agreement with King's View Corporation to assign the contract to a newly formed, wholly owned subsidiary named King's View Professional Services to provide Telemedicine (Psychiatric Care) services to Behavioral Health clients.

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

- 3.7** Approved amendment number three to the agreement with King's View Corporation to assign the contract to a newly formed, wholly owned subsidiary named King's View Professional Services to provide electronic health records information system and all pay sources billing services.

Motion: Dan Frasier **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

Clerk of the Board

- 3.8** Adopted Resolution 2021-032 which approves the conflict of interest code for Trinity County Resource Conservation District.

Motion: Dan Frasier **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

- 3.9** Adopted Resolution 2021-033 which confirms the continuance of a Local Health Emergency in the County of Trinity due to debris and air quality concerns created by the wildfires.

Motion: Dan Frasier **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

- 3.10** Adopted Resolution 2021-34 which confirms the continuance of a Local Health Emergency in the County of Trinity due to the novel coronavirus known as COVID-19.

Motion: Dan Frasier **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

- 3.11** Approved the regular meeting minutes of March 2, 2021 and March 16, 2021 and the special meeting minutes of March 15, 2021 and March 22, 2021 as submitted by the Deputy Clerk.

Motion: Dan Frasier **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

3.12 *This item was pulled from consent and considered separately.*

Continued to April 20, 2021 the authorization of a letter supporting SB 59: Cannabis Licenses on April 20th, 2021.

Received comments from Lisa Wright, Adrien Keys, Catherine Sidman, Rhoda Caine, Matthew Jefferson, Walter Wood, Patricia Lai, Sarah Smale, Jeff Ghedela, Karla Avila, Deidre Brower, Steve Lyon, John Letton, John Brower, and Laurie Wills.

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

Ayes: Brown, Cox, Frasier, Gogan, Groves

County Administrative Office

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

Approved an agreement with Trinity County Visitors and Development Bureau, Trinity County Historical Society, Trinity County Arts Council, Weaverville Chamber of Commerce, Hayfork Chamber of Commerce, Humboldt Trinity Recreation Alliance and Trinity County Information Services to promote and advertise Trinity County as a tourist destination, modifying payment terms to provide one payment, with 45 days of full execution.

Received comments from County Administrative Officer Richard Kuhns and Senior Financial Analyst Suzie Hawkins.

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

Ayes: Brown, Cox, Frasier, Gogan, Groves

Grants

3.14 Adopted Resolution 2021-035 authorizing application(s) for grant funding through the California State Department of Parks and Recreation for park improvements.

Motion: Dan Frasier **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

3.15 Adopted Resolution 2021-036 authorizing grant funding under California's Cannabis Equity Act to conduct a cannabis equity assessment to assist in the development of a local equity program.

Motion: Dan Frasier **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

Health and Human Services

- 3.16** Approved amendment number four to the agreement with RUSH Personnel changing the contract payment terms to provide Employer of Record Services for the Subsidized Employment and Temporary Employment Programs.

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

Probation

- 3.17** Approved a memorandum of understanding with Butte County for placement of minors in their Juvenile Detention Facility and Juvenile Camp Program.

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

- 3.18** Approved the revised Trinity County Electronic Monitoring / Home Detention (EMHD) Plan to increase offender accountability and better support justice programs in the county.

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

Sheriff

- 3.19** Approved an agreement with Derrick Adams, D.O. to perform postmortem autopsies on an as needed basis.

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

- 3.20** Approved a memorandum of understanding 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 authorized the Sheriff to sign the memorandum of understanding.

Solid Waste

- 3.21** Adopted Resolution 2021-029 which classifies land within the unincorporated areas of the County of Trinity, provides for appropriate exemptions and credits, and establishes a schedule of fees for a waste disposal system.

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

Transportation

3.22 Adopted Resolution 2021-037 certifying Trinity County's 2020 Maintained Mileage.

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

Reports/Announcements

- 4.1** I. Received a report from Director of Transportation Rick Tippet.
II. Receive a report from County Administrative Officer Richard Kuhns.
III. Received reports from members of the Board of Supervisors.

At the request of Supervisor Frasier, Chairman Brown directed staff to bring an item to discuss Limited Density Rural Dwellings (Type K) housing.

County Matters

Agriculture

- 5.1** Introduced and waived the reading of an ordinance implementing a ban of Industrial Hemp within the unincorporated areas of Trinity County.

Received comments from Agricultural Commissioner/Sealer Joe Moreo.

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

Recused: Jeremy Brown

Clerk of the Board

- 5.2** Appointed David Albiez as the Board's alternate on the PSA-II Executive Board, to serve a term ending December 31, 2021.

Received comments from County Administrative Officer Richard Kuhns and Senior Financial Analyst Suzie Hawkins.

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

- 5.3** Appointed Supervisor Jill Cox to the Trinity County Fire Safe Council, Supervisor Kieth Groves to the Weaverville Community Forest Steering Committee, and Supervisor Liam Gogan to the Trinity River Watershed Council.

Received comments from County Administrative Officer Richard Kuhns and Azalie Welsh.

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

County Administrative Office

- 5.4** Received a mid-year budget review for FY 20/21 and authorized the County Administrative Officer and Auditor/Controller to sign the budget adjustments necessary to recognize the corrections to the actuarial determined contributions required for OPEB for FY 19/20 and 20/21.

Received comments from County Administrative Officer Richard Kuhns, Senior Financial Analyst Suzie Hawkins, Director of Building and Planning Kim Hunter, County Counsel Margaret Long, Lisa Wright, and Dana Scott.

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

County Counsel

- 5.5** Discussed an amendment to the settlement agreement in *Trinity Action Association v. County of Trinity*, Trinity Superior Court Case No. 19CV0001.

Received comments from County Counsel Margaret Long, Contract Counsel Derek Cole, Ryan Tarbell, John Letton, Dana Scott, Charles Correll, Adrien Keys, Rhoda Cane, Matt Holstein, Karla Avila, Tom Ballanco, Steve Lyon, Jeff Ghedella, Catherine Sidman, Matt Marvin, Deidre Brower, Walter Wood, Matt Jefferson, Gina Tappan, Lisa Wright, John Brower, Erin Wampler, Laurie Wills, and Pat McCaslin.

Continued consideration of amendment to April 20th to confirm Trinity Action Association's legal status and directed staff to meet with Trinity Action Association regarding possible resolution.

Motion: Jill Cox **Second:** Dan Frasier **Failed due to lack of a majority**
Ayes: Cox
Nays: Brown, Frasier, Gogan, Groves

Denied the amendment to the the settlement agreement with Trinity Action Association.

Motion: Liam Gogan **Second:** Dan Frasier **Carried**

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

- 5.6** Continued to April 20th the presentation from County Counsel Margaret Long regarding the redistricting process.

Received comments from County Counsel Margaret Long.

Human Resources

- 5.7** Authorized the Director of Human Resources to recognize and transfer 7 years' applicable longevity and experience from Trinity County Health and Human Services Work Crew Leader for the Employment and Training Worker I promotion and pursuant to Trinity County Code section 2.60.410 (D-E) authorized the Director of Health & Human Services to promote employee No. 02000 to an Employment and Training Worker I at Range G170 step F effective April 1, 2021.

Received comments from Director of Human Resources Shelly Nelson.

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

- 5.8** Pursuant to Trinity County Code Section 2.60.410(A) authorized promoting employee No. 01933 as an Eligibility Specialist Supervisor at Range M229 Step C in Health and Human Services, effective April 1, 2021.

Received comments from Director of Human Resources Shelly Nelson.

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

Transportation

- 5.9** Approved a budget adjustment for New Jail Capital Projects - Dept. 1812 increasing Transfers In by \$75,594 and increasing Other Charges by \$75,594; approved a budget adjustment for General Fund Contingency - Dept. 9901 decreasing Provisions for Contingency by \$75,594 and approved a budget adjustment for Contributions to Other Funds - Dept. 1990 increasing Transfers Out by \$75,594.

Received comments from Director of Transportation Rick Tippet.

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

- 5.10** Directed Director of Transportation Rick Tippet to apply for Federal Lands Access Program (FLAP) grant for improvements to Canyon Creek Road.

Received comments from Director of Transportation Rick Tippet and John Brower.

Motion: Jill Cox **Second:** Jeremy Brown **Carried**
Ayes: Brown, Cox, Frasier, Gogan
Nays: Groves

Closed Session

- 6.1** Government Code 54954.5(c) - Conference with Legal Counsel - Anticipated Litigation
No. of Cases: 1

Continued to April 20, 2021.

- 6.2** Government Code Section 54954.5(c) - Conference with Legal Counsel - Existing Litigation
No. of Cases: 1
Trinity Institute for Permaculture Farming and Restorative Forestry, LLC v County of Trinity, et al. (Trinity County Superior Court Case No. 21CV017)

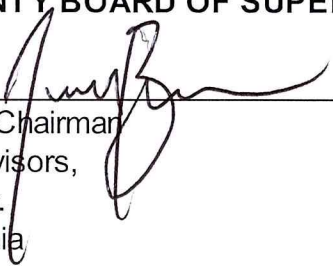
Continued to April 20, 2021.

- 6.3** Government Code Section 54954.5(c) - Conference with Legal Counsel - Initiation of Litigation
No. of Cases: 1

Continued to April 20, 2021.

Adjourn

TRINITY COUNTY BOARD OF SUPERVISORS



Jeremy Brown, Chairman
Board of Supervisors,
County of Trinity,
State of California

Attest:

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

By:



Deputy

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**Meeting Addendum Minutes
April 6, 2021**

Planning and Zoning

- A. Approved an agreement with Mintier Hamish to update the County's General Plan and Zoning Ordinance and prepare the appropriate Environmental Document.

Received comments from Director of Building and Planning Kim Hunter, Lisa Wright, Rachel Wood, and John Brower.

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

- B. Introduced and waived the reading of an Urgency Ordinance amending Urgency Ordinance 1355 making various language modifications.

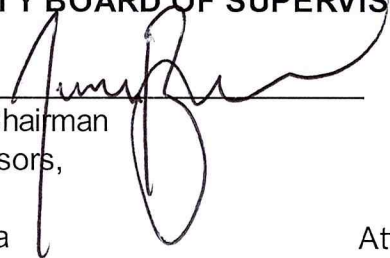
Received comments from Director of Building and Planning Kim Hunter County Counsel Margaret Long, Ana Wright, Patricia Lai, Walter Wood, Scott Watkins, Lisa Wright, Steve Lyon, and John Brower.

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

- C. Received a presentation from Director of Building and Planning Kim Hunter regarding the transition plan for the Cannabis Program.

Received comments from Senior Environmental Compliance Specialist David Colbeck, Patricia Lai, Rachel Wood, Ana Wright, and Scott Watkins.

TRINITY COUNTY BOARD OF SUPERVISORS



Jeremy Brown, Chairman
Board of Supervisors,
County of Trinity.
State of California

Attest:

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

By:



Deputy