

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

**MEETING MINUTES**

December 6, 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**

**Letty Garza - Interim County Administrative Officer**  
**Margaret E. Long - County Counsel**  
**Suzie Hawkins - Deputy Clerk of the Board**

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**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 Frasier.

**PRESENTATIONS**

**Building and Development Services**

- 1.1** Adopted a proclamation of appreciation which recognizes Building Inspector III Jim Santiago, upon his retirement from the Trinity County Building Department.

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

**Clerk of the Board**

1.2 Received an update from U.S. Forest Service representative Tara Jones regarding matters of interest in Trinity County.

1.3 Received a presentation regarding the Data Report on Children and Students in the county from Trinity County Office of Education, Trinity County Superintendent Sarah Suphan, and incoming Superintendent Bobby Robles. .

#### **Public Comment**

### **REPORTS/ANNOUNCEMENTS**

- 2.1 I. Received reports from Sheriff Tim Saxon, Director of Transportation Panos Kokkas, Acting Cannabis Division Director Drew Plebani, and Interim HR Director Letty Garza  
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.

### **CONSENT CALENDAR**

#### **Auditor/Controller**

- 3.1 Adopted Resolution Number 2022-178 which establishes Trinity County's Appropriation Limit for Fiscal Year 22/23.

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

- 3.2 This item was pulled from the consent calendar. Directed staff to bring back the approval of amendment number 5 to the agreement with CliftonLarsonAllen, LLC to update Exhibit B1 and increase the cost to \$735,465, to provide audits and issue required reports with proper funding departments.

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

#### **Board of Supervisors**

- 3.3 This item was pulled from consent calendar and considered separately. Authorized the Chairman to sign a letter supporting Fish and Wildlife Commissions opposition to the Delta Tunnel Project.

**Motion:** Liam Gogan **Second:** Keith Groves **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

Motion Amend letter to take out paragraph 3. Sign and send letter as amended.

**Motion:** Liam Gogan **Second:** Keith Groves **Failed due to passing of a subsequent motion**

Motion to rewrite letter and submit for approval.

- 3.4 This item was pulled from consent calendar and considered separately. Authorized the Chairman to sign a letter supporting Trinity High School's request for funding an all-weather track with clerical correction o the last sentence.

Receved comments from Veronica Kelly-Albiez and Steve Lyon.

**Motion:** Keith Groves **Second:** Liam Gogan **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

#### **Clerk of the Board**

- 3.5 Adopted resolutions confirming the continuance of the following local health emergencies in the County of Trinity:
- Resolution Number 2022-179 adopting local health emergency due to hazardous material concerns resulting from the 2021 fires;
  - Resolution Number 2022-180 adopting local health emergency due to the novel coronavirus knows as COVID-19; and
  - Resolution Number 2022-181 adopting local health emergency due to hazardous unhealthy debris and air quality concerns caused by the 2022 Lightning Fires- Six Rivers Lightning Complex.

**Motion:** Jeremy Brown **Second:** Liam Gogan **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

- 3.6 Appointed in lieu of election, those qualified individuals who submitted letters of interest to fill remaining vacancies for office with insufficient candidates beginning December 2, 2022:  
Marla Walters for Trinity Life Support Board

**Motion:** Jeremy Brown **Second:** Liam Gogan **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

- 3.7 Appointed Suzie Hawkins and Margaret Long as the County's designated representatives for the purpose of labor negotiations with the following employee organizations: Trinity County Skilled Trades, Trinity County General Unit, Trinity County Management and Confidential Unit, Probation Peace Officers Association and Trinity County Deputy Sheriff's Association.

**Motion:** Jeremy Brown **Second:** Liam Gogan **Carried**

3.8 Authorized the Chairman to sign the Trinity County Fair Operating Budget for 2023.

**Motion:** Jeremy Brown **Second:** Liam Gogan **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

3.9 Pursuant to Trinity County Fee Waiver Policy, found that the Weaverville Fire Department's project for new training grounds provides a benefit to the County, that this project is not for the purpose of fundraising, and approve the Weaverville Fire Department's application for waiver of county fees, waiving Building Department fees in the amount of \$2,237.72.

**Motion:** Jeremy Brown **Second:** Liam Gogan **Carried**

Ayes: Brown, Cox, Frasier, Gogan, Groves

#### **Clerk/Recorder/Assessor**

3.10 This item was pulled from consent calendar and considered separately.

Acknowledged the receipt of the Certification of the June 7, 2022 Statewide Direct Primary Election completed on June 20, 2022 and the Certification of the November 8, 2022 Statewide General Election completed on November 17, 2022 showing the following local results and directed the Clerk to let the record show that the Cumulative Results Reports and Precinct Results Reports are hereby attached and made a part of the minutes of the Board of Supervisors:

Auditor Controller: Angela C. Bickle (June 7, 2022 Election)

Board of Supervisors District 1: Richard Leutwyler (June 7, 2022 Election)

Board of Supervisors District 4: Heidi Carpenter-Harris (June 7, 2022 Election)

Clerk/Recorder/Assessor: Shanna S. White (June 7, 2022 Election)

District Attorney: David M. Brady (June 7, 2022 Election)

Sheriff/Coroner: Timothy D. Saxon (June 7, 2022 Election)

Superior Court Judge: Michael B. Harper (June 7, 2022 Election)

Superintendent of Schools: Fabio Robles (June 7, 2022 Election)

Treasurer/Tax Collector: Terri L. McBrayer (June 7, 2022 Election)

Trinity Public Utilities District – Michael D. Rourke and Nick Goulette (November 8, 2022 Election)

Measure L – Failed (November 8, 2022 Election)

Received comments from Clerk/Recorder/Assessor Shanna White.

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

Ayes: Brown, Cox, Frasier, Gogan, Groves

#### **County Administrative Office**

- 3.11 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 and directed the CAO to renegotiate how and who the money is allocated for TOT for the next fiscal year.

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

### **Grants**

- 3.12 Adopted Resolution Number 2022-182 accepting Transitional Housing Program Round 4 funds and Housing Navigation and Maintenance Program Round 1 funds.

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

- 3.13 Approved an agreement with the California Business, Consumer Services and Housing Agency for Homeless Housing, Assistance and Prevention program, round 3 funds.

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

### **Sheriff**

- 3.14 Adopted Resolution Number 2022-183 which removes from the Sheriff's Office Capital Asset Inventory Listing:

- Asset ID #12535- 1999 Ford Crown Victoria; and
- Asset ID# 12536- 1999 Ford Crown Victoria; and
- Asset ID # 13075 - Colt, M16, Serial #605804; and
- Asset ID # 13076 - Colt, M16, Serial #4809903; and
- Asset ID # 13077 - Colt, M16, Serial #1791912; and
- Asset ID # 13078 - Colt, M16, Serial #4810052.

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

- 3.15 Approved a budget adjustment for FY 21/22 for Sheriff - Dept. 2200 decreasing Salaries & Benefits by \$13,000, and Inter-fund expenses by \$5,600; approved a budget adjustment for FY 21/22 for Search & Rescue - Dept. 2270 increasing Services & Supplies by \$11,600; and approved a budget adjustment for FY 21/22 for Jail Health - Dept. 2301 increasing Services & Supplies by \$7,000.

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

- 3.16** Approved a budget adjustment for FY 22/23 for Animal Control Trust - Dept. 8469 increasing Other Revenue by \$35,000 and Services & Supplies by \$35,000.

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

- 3.17** Approved an agreement with Emergency Vehicle Outfitting Company, (EVOC), to provide installation, maintenance, repair, and reprogramming of vehicle and communication equipment used in Trinity County Sheriff's Office vehicles and trailers on an as needed bases.

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

- 3.18** Approved amendment number 3 to the agreement with Lexipol, increasing the maximum cost by \$395.14 and updating Exhibit A to provide Law Enforcement and Custody Policy Manuals and updates to the Sheriff's Office.

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

- 3.19** Approved amendment number 1 to the agreement with Michael Novak, P. A., increasing the maximum cost by \$24,360 annually and updating Exhibit B; to retain the services of a medical provider at the Trinity County Jail Facility and Trinity County Juvenile Detention Facility.

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

### **Transportation**

**3.20** Continued to January 3, 2023 the consideration of the following actions regarding APN 014-350-56

1. Declare 1.33 acres of APN 014-350-56 as no longer necessary for county or other public purposes and approve the Trinity County Department of Transportation to enter into a sales agreement for the selling of the property; and
2. Adopt a resolution to declare 1.33 acres of APN 014-350-56 "surplus land" as that term is described in the Surplus Land Act (Government Code section 54221(b)(1)) and comply with the noticing requirements therein; and
3. .Accept the Federal Aviation Administration (FAA) Land Release Authorization of said "surplus county land"; and
4. Accept the Waiver Evaluation prepared by OCP of the "surplus county land"; and
5. After complying with noticing requirements and assuming no other offers for the property are received, approve the Trinity County Department of Transportation to negotiate and enter into a sales agreement with Paul Klein based on the estimated value for said "surplus county land" and authorize the Director to execute the sales agreement and all documentation required for escrow to complete the transaction following approval of the lot line adjustment, and the record of survey recorded after monuments are set in the field.

Continued to the January 3,2023 meeting.

## **PUBLIC HEARINGS**

### **Building and Development Services**

- 4.1 Conducted a public hearing to consider taking the following actions regarding the establishment of County Code Section 15.26 – Electric Vehicle Charging Station Permit Expediting:
1. Found the adoption and implementation of this ordinance to be exempt from the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines Section 15061(b)(3), common-sense exemption, which applies to projects where the activity will not result in a significant effect on the environment.
  2. Introduced and waived the reading of an ordinance establishing Trinity County Code Section 15.26 regarding Electric Vehicle Charging Station Permit Expediting.

Received comment from: Skyler Fisher, Letty Garza and Margaret Long.

Motion by Supervisor Groves, Second by Supervisor Brown to deny as presented.  
*Failed due to subsequent motion passing.*

Motion by Supervisor Brown, Second by Supervisor Cox to approved as presented.  
*Failed due to subsequent motion passing.*

Motion by Supervisor Frasier, Second by Supervisor Gogan to ask County Council to speak with State repersinitive to find legal standingand bring back to meeting 12/20/2022.  
Passed 4-1

**Motion: Keith Groves Second: Jeremy Brown Failed due to passing of a subsequent motion**

Deny as presented.

**Motion: Keith Groves Second: Jeremy Brown Failed due to passing of a subsequent motion**

**Motion: Jeremy Brown Second: Jill Cox Failed due to passing of a subsequent motion**

Approve as presented.

**Motion: Jeremy Brown Second: Jill Cox Failed due to passing of a subsequent motion**

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

To ask County Council to speak with State repersentitives to fund legal standings and bring back 12/20/2022.

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

### **Grants**

- 4.2 Conducted a public hearing and discussed the completion of a Community Development Block Grant (CDBG) public services project that constructed a fire apparatus structure at the Trinity Center fire department to house fire trucks and related equipment.

Received comment from Grants Director Suzi Kochems.

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

- 4.3 Conducted a public hearing and adopted Resolution Number 2022-184 authorizing an application for funding and the execution of a grant agreement and any amendments under the 2020-21 CDBG program.

Received comment from Grants Director Suzi Kochems.

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

### **Planning and Zoning**

- 4.4 Conducted a public hearing and took the following actions concerning Planning file P-20-20 & P-21-33, regarding APN 024-510-002, in the Weaverville area:
1. Adopted a Mitigated Negative Declaration and mitigation monitoring and reporting program (MMRP), finding that on the basis of the whole record before the Board, including the initial study and comments received, that there is no substantial evidence that the project will have a significant effect on the environment and that a mitigated Negative Declaration reflects the Board's independent judgment and analysis; and
  2. Adopted Resolution Number 2022-185 amending the Trinity County General Plan by reclassifying APN 014-510-002 from Single Family Res. - Low Density (SF-L) to Multi Family Res. - High Density (MF-H), roughly .0.14 miles from State Route 299 in the Weaverville Community.
  3. Introduced and waived the reading of and enacted Ordinance Number 315-854 amending Trinity County Zoning Ordinance) by rezoning APN 024-510-002 from Single Family Res. - Low Density (R1A) to Multi Family Res. - High Density (R3)/Plan Review (PR) ), roughly .0.14 miles from State Route 299 in the Weaverville Community.

Received public comment from Jack Simmions; Sheriff Tim Saxon; Ann Marie Taylor; Eric Keyes, Dana Ryan; Skyler Fisher, Abby Goodyear, and Scott White.

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

- 4.5 Conducted a public hearing and took the following actions concerning Planning file RN-22-01, regarding APN 018-210-016 in the Mad River area:
1. Found the project to be exempt from the California Environmental Quality Act (CEA), pursuant to Section 15061(b)(3); and
  2. Adopted Resolution Number 2022-186 approving the proposed road names "Homestead Way" and "Triple R Lane" within the Mad River community.

Received comment from Associate Planner Skyler Fisher.

## COUNTY MATTERS

### Board of Supervisors

- 5.1 Introduced and waived reading of an ordinance amending Trinity County Code Section 3.26 - Commercial Cannabis Tax by temporarily reducing some of the tax rates.

Received public comment from Adrian Keyes, County Council Margaret Long, Ben Brady, Dana Hoser- Scott, John Brower, Ryan Tarbell, Liza Wisniewski; Steve Lyon, Matt Jefferson, D'Andre Caldwell- Johnson, Lisa Wright, Krala Avila, Partick Kahan, and Tyler Thompson.

Motion by Supervisor Gogan, Second by Supervisor Groves to pass as presented.  
Motion amend to make a resolution.  
*Failed due to subsequent vote passing.*

Motion by Supervisor Groves, Second by Supervisor Frasier to Make item into a resolution and to suspend collection of tax for a two year period.

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

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

Make item into a resolution and to suspend collection of tax for a two year period.

**Motion:** Liam Gogan **Second:** Keith Groves **Failed due to passing of a subsequent motion**

**Motion:** Liam Gogan **Second:** Keith Groves

To pass as presented.

### Clerk of the Board

- 5.2 Approved the Board's response to the Grand Jury Report: COR 2022-001 - Continuity Committee Compliance Report.

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

### **Human Resources**

- 5.3 Pursuant to Trinity County Code Section 2.60.140(A) authorized hiring Candidate No. 51378613 as a Mechanic III at Range T208 Step E in the Department of Transportation.

Received comments from Interim County Administrative Officer Letty Garza.

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

## **CLOSED SESSION**

- 6.1 Government Code Section 54954.5(c) - Conference with Legal Counsel - Existing Litigation  
No. of Cases: 2

- Carlson, et al. v. County of Trinity, et al. (Trinity County Superior Court Case No. 20CV136)
- Hoopa Valley Tribe vs US Bureau of Reclamation,( US District Court Case No. 1:20-cv-01814-JLT-EPG)

Continued to 12/20/22.

- 6.2 Government Code Section 54956.95 - Liability Claim  
No. of Cases:1  
Name of Claimant: Linda Linsey  
Agency Claim Against: Trinity County

Motion deny claim

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

- 6.3** Government Code Section 54954.5(b) - Conference with Real Property Negotiators
- Address: 430 Morgan Hill, Hayfork, CA; 101 Memorial Dr, Weaverville, CA & 104 Hawthorne, Weaverville, CA
- Agency Negotiator: Letty Garza and Margaret Long  
Negotiating party: TBD  
Under Negotiation: Price and Terms of Sale/Payment

Direction given to negotiators.

- 6.4** Government Code Section 54954.5(f) - Conference with Labor Negotiators  
County's Designated Representatives: Suzie Hawkins and Margaret Long  
Employee Organizations: Deputy Sheriff's Association, Probation Peace Officers Association, Skilled Trades Unit, Management and Confidential Unit and General Unit

No reportable action taken.

- 6.5** Government Code Section 54954.5(e) - Public Employee Appointment: County Administrative Officer.

Direction given to Interim CAO.

## ADJOURN

### TRINITY COUNTY BOARD OF SUPERVISORS



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

Attest:

Letty Garza  
Clerk of the Board of Supervisors

By:

  
Deputy