

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, January 12, 1999

**REGULAR MEETING**

9:05 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe  
 District No. 2 - Supervisor Fust  
 District No. 3 - Supervisor Hawes  
 District No. 4 - Supervisor Wilson  
 District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer  
 County Counsel - Karen Jahr  
 Clerk of the Board - Carolyn Taylor  
 Administrative Board Clerk - Lynn Cereghino

**INVOCATION**

Invocation was given by Dr. James Horton, Shasta Lake United Methodist Church.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance to the Flag was led by Supervisor Kehoe.

**ITEMS PULLED FROM CONSENT CALENDAR**

Chairman Hawes pulled from the Consent Calendar the request of the Clerk of the Board to approve the minutes of the meeting held on January 5, 1999 to be brought back for consideration at the next meeting.

**CONSENT CALENDAR**

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended:

Adopted Resolution No. 99-3 which authorizes the execution of the Fiscal Year 1999-2000 California Arts Council Grant State/Local Partnership Program. (Clerk of the Board)  
 (See Resolution Book No. 40)

Confirmed and approved a contract with Pacific Bell in the amount of \$27,378 to provide Internet service to the County for a three-year period which was previously signed by the County Administrative Officer for the Information Systems Department. (Information Systems)

Took the following actions to receive Corporation for National Service funding of \$92,735 in support of the Retired Senior Volunteer Program: approved and authorized the Chairman to sign a renewal agreement for calendar year 1999, authorized the Auditor-Controller to pay for promotional recognition items for volunteers, and authorized expenditures for food and supplies for fund-raising activities. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign an amendment to the contract with PlusONE Mentors, Inc. which adds a required mentor training program and stipulates that 20 trained mentors be available to serve referrals from the CalWORKS Program without changing the total contract amount. (Social Services)

9:07 a.m.: The Board of Supervisors recessed and convened as the Board of Directors of the various County Service Areas.

**SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR**

**COUNTY SERVICE AREAS COMMUNITY ADVISORY BOARDS**

By motion made, seconded (Wilson/Fust), and unanimously carried, the Board of Directors made the following appointments of various property owners to two-year terms on their respective County Service Area (CSA) Community Advisory Boards, which was listed on the Special Districts Consent Calendar (Public Works):

CSA No. 2 - Sugarloaf

Ron Johnson  
Carmen Lee  
David Lee

CSA No. 11 - French Gulch

Steve Poirier  
Joann Williams  
John Horton

CSA No. 3 - Castella

Corrine Lee  
James Stambolis

CSA No. 17 - Cottonwood

Bill J. Morgan  
Rolland Robinson  
Larry Brower

CSA No. 6 - Jones Valley

Bill Sherman  
Corwin Myers  
Al Clewett

CSA No. 25 - Keswick

Ralph Bentrin III

9:08 a.m.: The Board of Directors of the various County Service Areas adjourned and reconvened as the Board of Supervisors.

**REGULAR CALENDAR**

**BOARD MATTERS**

**1998 VOLUNTEERS OF THE YEAR**  
**PAT BUNNELL AND BILL AND RITA COX**

At the recommendation of Support Services Director Harry Albright, Library Director Carolyn Chambers, and Shasta County Sheriff Jim Pope, the Board of Supervisors recognized Pat Bunnell and Bill and Rita Cox as Shasta County's 1998 Volunteers of the Year.

EMPLOYEE OF THE YEAR  
COLLEEN TANENBAUM  
RESOLUTION NO. 99-4

At the recommendation of Dr. James Broderick, Director of Mental Health, Alcohol/Drug Program Director Dave Reiten, and Department Head Forum President Russ Mull, and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 99-4 which recognizes Colleen Tanenbaum, Lead Substance Abuse Prevention Specialist in the Mental Health Department, as Shasta County's 1998 Employee of the Year.

(See Resolution Book No. 40)

CHAIRMAN'S 1999 APPOINTMENTS

Chairman Hawes presented the following list of his 1999 supervisorial appointments:

Supervisor Kehoe, District 1

Northern California County Supervisors Association, Member  
 Superior California Economic Development District, Member  
 Mental Health Board (1/2000), Member  
 Health and Human Services, Board Liaison  
 Area Agency on Aging/Planning Service Area II - Executive Board, Alternate

Supervisor Fust, District 2

Regional Council of Rural Counties, Member  
 Redding/Shasta Home Financing Authority (1/2000)  
 Regional Transportation Planning Agency, Member  
 General Government, Board Liaison  
 Local Agency Formation Commission (5/99), Alternate  
 Airport Land Use Commission (5/99), Alternate  
 Mental Health Board (1/2000), Alternate

Supervisor Hawes, District 3

Upper Sacramento River Advisory Council, Member  
 Solid Waste Hearing Panel, Member  
 California State Association of Counties, Member  
 Regional Transportation Planning Agency, Member  
 Land Use, Board Liaison

Supervisor Wilson, District 4

Local Agency Formation Commission (5/99), Member  
 Airport Land Use Commission (5/99), Member  
 Remote Access Network Board (RAN), Member  
 Administration of Justice, Board Liaison  
 Regional Council of Rural Counties, Alternate  
 California State Association of Counties, Alternate  
 Northern California Supervisors Association, Alternate  
 Regional Transportation Planning Agency, Alternate  
 Redding Area Bus Authority, Alternate

Supervisor Clarke, District 5

Redding Area Bus Authority, Member  
 Local Agency Formation Commission (5/2002), Member  
 Area Agency on Aging/Planning Service Area II - Executive Board  
 Community Action Board, Member  
 Regional Transportation Planning Agency, Member  
 Airport Land Use Commission (5/2001), Member  
 Land Use, Board Liaison  
 Regional Council of Rural Counties, Alternate

**GENERAL GOVERNMENT**

**AUDITOR-CONTROLLER**

**COUNTY CLAIMS**

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors authorized the issuance of warrants totaling \$55,959.86 for County operating funds and special districts, as submitted by Auditor-Controller Rick Graham.

**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

**LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

**LETTERS TO THE GOVERNOR**

**RESOLUTION NOS. 99-5 AND 99-6**

At the recommendation of County Administrative Officer (CAO) Doug Latimer, and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors took the following actions:

1. Approved and authorized the Chairman to sign a letter to Governor Davis which requests a thorough review of the basic structure of local government financing.
2. Approved and authorized the Chairman to sign a letter to the Governor and adopted Resolution No. 99-5 which urges increased Medicare HMO reimbursement rates for rural California counties.
3. Approved and authorized the Chairman to sign a letter to the Governor and adopted Resolution No. 99-6 which declares support for the enactment of the Forest Counties' "Safety Net" reform legislation.

(See Resolution Book No. 40)

Supervisors Fust, Hawes, Wilson, and Clarke reported on countywide issues of interest. Supervisor Hawes also read a letter from the California State Association of Counties who were asked by the County Engineer's Association of California to sponsor legislation that, if passed, would grant public employees, specifically biologists, the right to enter private property to conduct biological studies and surveys. After a brief discussion, the Board of Supervisors directed staff to further investigate the matter and bring back a recommendation at the January 19, 1999 Board of Supervisors' meeting.

CAO Latimer also presented legislation of importance to Shasta County.

**1999 LEGISLATIVE PLATFORM**

CAO Latimer presented the proposed 1999 Legislative Platform to the Board of Supervisors with the recommendation that an additional item be added regarding Trial Court Funding.

Steve Barry, a Shasta Lake resort owner, addressed the Board of Supervisors stating his opposition to the Transient Occupancy Tax on houseboats. Supervisors Fust and Wilson agreed that they would like to see this item taken off of the Legislative Platform.

Supervisor Kehoe stated that he would like to research the backgrounds of the various items on the platform. Supervisor Fust suggested that the Legislative Platform be placed on next week's agenda to allow for public discourse on some of the items. The other Board Members concurred.

**ASSESSOR-RECORDER**

**ABATEMENT OF PENALTY FOR FAILURE TO FILE  
CHANGE OF OWNERSHIP STATEMENT**

Assessor-Recorder Cris Andrews presented the staff report. Clerk of the Board Carolyn Taylor read a letter from the applicant, Convenience Acquisition Company, LLC, requesting the abatement of penalty for failure to timely file a Change of Ownership Statement. The applicant claimed that information regarding the purchase price of businesses they were acquiring was received late as they were conducting business through their attorneys on the east coast.

Supervisor Clarke agreed that it would be difficult to handle business in a timely manner from across the County, and since the filing of the Change of Ownership Statement was only ten days late, she felt that this constituted reasonable cause, not willful neglect. Supervisor Hawes concurred.

Supervisor Kehoe asked County Counsel Karen Jahr for a legal definition of 'reasonable cause' and 'willful neglect'. Mrs. Jahr offered to look into the matter and return to the Board next week with the definitions, however, it was decided that the matter should not be put off.

By motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors approved the property owner's request to abate the penalty assessed for failure to timely file a Change of Ownership Statement. The vote was as follows:

Ayes: Supervisors Fust, Hawes, Wilson, and Clarke  
Noes: Supervisor Kehoe

Supervisor Kehoe explained that he could not vote for this request without the definitions of 'reasonable cause' and 'willful neglect'.

**CLERK OF THE BOARD**

**1999 APPOINTMENTS TO COMMITTEES,  
COMMISSION, AND BOARDS**

At the recommendation of Clerk of the Board Carolyn Taylor and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors made the following appointments to committees, commissions, and boards for 1999:

**AIRPORT LAND USE COMMISSION**

Dan Kovacich	Reappointment to May 1999, Member
Ron Hill	Appointment to May 1999, Alternate

**DEVELOPMENT DISABILITIES BOARD, AREA 2**

Rose Ryan-Johansen	Reappointment to December 2000
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**BOARD OF EMPLOYEE APPEALS**

Dennis Moser	Reappointment to January 2001
Russell Tollefson	Reappointment to January 2001
Ernie Graham	Appointment to January 2001
Alan Gugin	Reappointment to January 2001, Alternate
Sergeant Dan Kupsky	Appointment to January 2001, Alternate

GRAZING ADVISORY BOARD

District 1	Jack McAuliffe	Reappointment to January 2002
District 3	Henry Giacomini	Reappointment to January 2002

INDUSTRIAL DISABILITY RETIREMENT BOARD

Rick Graham	Appointment to June 1999, Alternate, Filling unexpired term
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LAW LIBRARY TRUSTEES

William Meek	Reappoint to January 2000
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MENTAL HEALTH BOARD

Diane Gerard	Community Category	Reappointment to January 2002
Judith Bradley	Family Category	Reappointment to January 2002
Richard Hardy	Community Category	Reappointment to January 2002
Margie Hall	Family Category	Reappointment to January 2002
Patricia Oetzel	Consumer Category	Reappointment to January 2002

PLANNING COMMISSION

Richard Riis	District 1	Reappointment to January 2003
John Casolary	District 5	Reappointment to January 2003

ZONE AMENDMENT 98-14SHASTA COUNTYCOUNTYWIDE AREAORDINANCE NO. SCC 99-1

At the recommendation of Clerk of the Board Carolyn Taylor and by motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors enacted Ordinance No. SCC 99-1 which makes various amendments to the Shasta County Zoning Plan (text) identified in Zone Amendment 98-14, Shasta County, countywide area, as introduced on December 29, 1998. Supervisor Kehoe abstained from taking action on this item as he was not in office at that time.

(See Shasta County Ordinance Code)

BOARD OF SUPERVISORS' MEETING CALENDAR FOR 1999

At the recommendation of Clerk of the Board Carolyn Taylor and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved the Board of Supervisors' meeting calendar for 1999, as presented.

**LAW AND JUSTICE****SHASTA COUNTY COURTS**UPDATE FROM COURT COLLECTIONS DIVISION

Court Executive Officer Susan Null and Chief Financial Officer Ray Tickner presented an update on the activities and progress of the Court Collections Division.

COMPUTER UPGRADESBUDGET TRANSFER

At the recommendation of Assistant Court Executive Officer Melissa Fowler-Bradley and Dan Ostrowski of Information Systems and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors approved a budget transfer of \$144,480 from Court Trust Fund 811 for the purchase of computer hardware and software upgrades for the Superior Court to bring all of its computers up to year 2000 compliance and automate the warrant process.

11:12 a.m.: The Board of Supervisors recessed and convened as the Board of Directors of County Service Area No. 8 - Palo Cedro Sewer.

**SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR**

**COUNTY SERVICE AREA NO. 8 - PALO CEDRO SEWER**

**PUBLIC WORKS**

**PALO CEDRO EXPANSION PROJECT  
BUDGET AMENDMENT**

At the recommendation of Public Works Director Ron Hill and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Directors of County Service Area No. 8 - Palo Cedro Sewer took the following actions to cover additional construction and engineering costs associated with the Palo Cedro Expansion Project:

1. Approved a budget amendment which transfers \$131,783 from Palo Cedro Capital Improvement Administration fund balance to Palo Cedro Sewer Administration fund balance.
2. Increased appropriations in Palo Cedro Sewer Administration in the amount of \$131,783.

11:20 a.m.: The Board of Directors of County Service Area No. 8 - Palo Cedro Sewer adjourned and reconvened as the Board of Supervisors.

**CLOSED SESSION ANNOUNCEMENT**

Chairman Hawes announced that the Board of Supervisors would recess to Closed Session to take the following actions:

1. Conduct the semi-annual review of all pending cases, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with counsel about existing litigation entitled The Committee to Save Fall River vs. County of Shasta, and Poe vs. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a)
3. Confer with counsel about one case of anticipated litigation, pursuant to Government Code Section 54956.9, subdivision (b).
4. Confer with its labor negotiator, County Administrative Officer Doug Latimer, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-Management Association, Deputy Sheriff's Association, Sheriffs Administrative Association, Professional Peace Officers' Association, Unrepresented Employees, and United Public Employees of California, pursuant to Government Code Section 54957.6.

11:21 a.m.: The Board of Supervisors recessed to Closed Session.

12:40 p.m.: The Board of Supervisors recessed from Closed Session.

12:48 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Clarke, Kehoe, and Fust, County Counsel Karen Jahr, and Clerk of the Board Carolyn Taylor present.

**REPORT OF CLOSED SESSION ACTIONS**

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session, however, no reportable action was taken.

12:49 p.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

CAROLYN TAYLOR  
Clerk of the Board of Supervisors

By \_\_\_\_\_  
Deputy