

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, June 8, 1999

**REGULAR MEETING**

9:00 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  
 Administrative Board Clerk - Lynn Cereghino

**INVOCATION**

Invocation was given by Sheriff Jim Pope.

**PLEDGE OF ALLEGIANCE**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

Richard Levin spoke in support of Proposition 215, the Compassionate Use Act of 1996, regarding the use of marijuana for medicinal purposes.

**ITEMS PULLED FROM CONSENT CALENDAR**

Supervisor Hawes pulled three items from the Consent Calendar for public awareness. The first was the request to award the contract for the Lower Gas Point Road at the North Fork of the Cottonwood Creek Bridge Replacement Project to Shasta Constructors, Inc.

The second item was the request to award the contract for the Vedder Road at Burney Creek Bridge Replacement Project to Blaisdell Construction Company.

The third item was the request for certification that the County maintains 1,193.143 miles of road.

Supervisor Kehoe pulled for clarification the request to approve the Fiscal Year 1999-2000 budget for the Shasta Interagency Narcotics Task Force. This item was moved to the Regular Calendar to be discussed with the other items from the Sheriff's Department.

**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:

Approved the minutes of the meeting held on June 1, 1999, as submitted. (Clerk of the Board)

Adopted Resolution No. 99-74 which approves the Conflict of Interest Code for the Shasta County Children and Families First Commission. (Clerk of the Board)

(See Resolution Book No. 40)

Approved the workers' compensation Stipulations with Request for Award in the amount of \$38,157 to finalize the claim of Lanie Barrows, a former Shasta County Deputy Probation Officer III. (Risk Management)

Approved a Compromise and Release Agreement for Deputy Sheriff Michael Seitter in the amount of \$75,000, less permanent disability payments previously made in the amount of \$46,725, leaving a net payment of \$28,275. (Risk Management)

Approved and authorized the Chairman to sign a certification of disability letter to the Public Employees Retirement System dated June 8, 1999 granting Deputy Marian Judy Moore an industrial disability retirement, effective May 22, 1999. (Risk Management)

Adopted Resolution No. 427 of Ordinance No. 413-1 for the placement of a stop sign on Mechanic Street at its intersection with Bridge Street in the Fall River Mills area. (Public Works)

(See Stop Sign Ordinance Book)

Adopted Resolution No. 99-75 which certifies that the County maintains 1,193.143 miles of road. (Public Works)

(See Resolution Book No. 40)

Awarded the contract for the Vedder Road at Burney Creek Bridge Replacement Project to the low bidder, Blaisdell Construction Company, on a unit cost basis, in the amount of \$484,400. (Public Works)

Awarded the contract for the Lower Gas Point Road at the North Fork of the Cottonwood Creek Bridge Replacement Project to the low bidder, Shasta Constructors, Inc., on a unit cost basis, in the amount of \$646,464. (Public Works)

Approved and authorized the Chairman to sign an amendment to the agreement with Owens Pharmacy No. 2, Inc., which increases the amount by \$38,000 for a total of \$168,000 during Fiscal Year 1998-99 for medication and pharmacy services to the Psychiatric Hospital. (Mental Health)

Authorized the submission of a renewal application to the State Department of Health Services in the amount of \$14,826 during Fiscal Year 1999-2000 for tuberculosis control activities. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the State Office of Child Abuse Prevention which increases the Fiscal Year 1998-99 amount by \$27,194 for a total of \$80,570 for a family unity program. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Robert Lincoln Hancock in the amount of \$44,000 during Fiscal Year 1999-2000 to provide CalWORKs business liaison services. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with the Family Service Agency in the amount of \$140,000 during Fiscal Year 1999-2000 to operate a visitation and parenting center. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta County Department of Public Works in the amount of \$54,606 during Fiscal Year 1999-2000 to provide CalWORKs transportation coordination activities. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Golden Umbrella in the amount of \$60,000 during Fiscal Year 1999-2000 to administer the Adult Special Circumstances Program. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with the Family Service Agency in the amount of \$93,800 during Fiscal Year 1999-2000 for administration of the Enhanced Adult Protection Service Program. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Northern Valley Catholic Social Service in the amount of \$210,000 for Fiscal Year 1999-2000 to administer the Cal-Learn Program which targets teen CalWORKs participants. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta County Office of Education in the amount of \$2,395,440 during Fiscal Year 1999-2000 to administer CalWORKs Stage I child care services. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Northern Valley Catholic Social Service in the amount of \$25,000 during Fiscal Year 1999-2000 to administer the Teen Pregnancy Disincentive Program. (Social Services)

Adopted Resolution No. 99-75A which approves and authorizes the Sheriff to sign and submit a Grant Award Agreement, and any extensions or amendments, to the State Office of Criminal Justice Planning for the Shasta County Drug Suppression in Schools-Gateway Unified School District Program. (Sheriff)

(See Resolution Book No. 40)

Approved and authorized the Chairman to sign a renewal agreement with Los Angeles County to provide Shasta County with prisoner transportation services for a five-year period commencing July 1, 1999 and terminating June 30, 2004. (Sheriff)

9:10 a.m.: The Board of Supervisors recessed and convened as the Board of Directors of County Services Area No. 1 - Fire Protection.

### **SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR**

#### **COUNTY SERVICE AREA NO. 1 - FIRE PROTECTION**

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Directors of County Services Area No. 1 - Fire Protection approved and authorized the Chairman to sign the Automatic Aid Agreement with the Shasta Community Services District.

9:11 a.m.: The Board of Directors of County Services Area No. 1 - Fire Protection adjourned and reconvened as the Board of Supervisors.

### **REGULAR CALENDAR**

#### **BOARD MATTERS**

#### **PROCLAMATION: AIRPORT DAY IN EASTERN SHASTA COUNTY**

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation which designates June 13, 1999 as Airport Day in Eastern Shasta County.

**GENERAL GOVERNMENT****ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer Doug Latimer presented an update on legislation of importance to Shasta County.

The Supervisors reported on issues of countywide interest.

**AUDITOR-CONTROLLER****COUNTY CLAIMS**

By motion made, seconded (Wilson/Fust), and unanimously carried, the Board of Supervisors authorized the issuance of warrants totaling \$297,144.48 for County operating funds and special districts, as submitted by Auditor-Controller Rick Graham.

**PUBLIC WORKS****PURCHASE Y2K COMPLIANT COMPUTER EQUIPMENT  
BUDGET AMENDMENT**

At the recommendation of Public Works Director Ron Hill and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors approved budget amendments in the amount of \$21,000 in the Roads Budget and \$2,600 in the CSA Administration Budget to fund Y2K compliant computer equipment.

**LAW AND JUSTICE****DISTRICT ATTORNEY****APPLICATION: FUNDING FOR DRUG  
ENDANGERED CHILDREN PROGRAM  
RESOLUTION NO. 99-77**

At the recommendation of District Attorney McGregor Scott and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 99-77 which authorizes the District Attorney to sign an application to the State Office of Criminal Justice Planning in the amount of \$350,000 during the period of July 1, 1999 through September 30, 2000 to implement a Drug Endangered Children Program to benefit children exposed to chemicals associated with methamphetamine production.

(See Resolution Book No. 40)

**PROBATION****JUVENILE DETENTION FACILITY CONSTRUCTION GRANT**

At the recommendation of Chief Probation Officer Renny Noll, Deputy Chief Probation Officer Lou Rizzo, and Juvenile Hall Director Deborah Botts and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors accepted a Juvenile Detention Facility Construction Grant from the State, administered by the Board of Corrections, in the amount of \$787,200 and authorized the designation of \$188,052 in Fiscal Year 1998-99 Public Safety fund balance as the required match.

**SHERIFF****ADDITIONAL POSITIONS TO REDDING  
ENFORCEMENT AND BURNEY STATION  
SALARY RESOLUTION NO. 1066**

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Wilson/Kehoe), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1066 which adds six Deputy Sheriff positions to the Redding Enforcement budgets and one Deputy Sheriff position to the Burney Station, effective July 1, 1999. These positions are being created under four separate grant/partnership programs—U. S. Department of Justice, Office Community Oriented Policing Services (four officers), State Alcoholic Beverage Control (one officer), Shasta County Adult Protective Services (one officer), and State Office of Criminal Justice Planning under its Drug Suppression in Schools Program (one officer). It is necessary to add the new allocations to the appropriate Sheriff's Office budgets in order to be able to implement the programs.

(See Salary Resolution Book)

Supervisor Clarke pointed out that these seven positions will be terminated when the grant funding ceases.

**SHASTA INTERAGENCY NARCOTICS TASK FORCE BUDGET  
RESOLUTION NO. 99-76**

Supervisor Kehoe pulled this request from the Consent Calendar, because he wanted clarification of the miscellaneous investigative expenses and contingency fund.

Undersheriff Larry Schaller explained that this fund consists of asset forfeiture funds. Any unexpended portion of these funds is carried over to the next year's budget.

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 99-76 which approves the Fiscal Year 1999-2000 budget for the Shasta Interagency Narcotics Task Force in the amount of \$105,400.

(See Resolution Book No. 40)

**SCHEDULED HEARINGS****GENERAL GOVERNMENT****ADMINISTRATIVE OFFICE****REORGANIZATION: COTTONWOOD FIRE PROTECTION DISTRICT  
AND COUNTY SERVICE AREA NO. 1 - FIRE PROTECTION  
RESOLUTION NO. 99-78**

This was the time set to determine the value of written protest received with respect to a reorganization which would annex territory to the Cottonwood Fire Protection District and detach territory from County Service Area No. 1 - Fire Protection. The affidavit of publication and notice of public hearing are on file.

LAFCO/Redevelopment Administrator Julie Howard presented the staff report. Mrs. Howard advised that there have been no written protests received and recommended that the Board of Supervisors adopt a resolution ordering the reorganization.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 99-78 which orders the reorganization.

(See Resolution Book No. 40)

**LAW AND JUSTICE****SHERIFF****JAIL BOOKING FEE RATE  
RESOLUTION NO. 99-79**

This was the time set to consider adopting a resolution which sets the Jail booking fee rate. Undersheriff Larry Schaller presented the staff report and both he and County Administrative Officer Doug Latimer recommended approval. The affidavit of publication and notice of public hearing are on file.

The public hearing was opened, at which time Redding Police Chief Bob Blankenship spoke in opposition to the increased booking fee. No one else spoke and the public hearing was closed.

By motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors adopted Resolution No. 99-79 which sets the Jail booking fee rate at \$118, effective July 1, 1999. The vote was as follows:

Ayes: Supervisors Fust, Hawes, and Clarke

Noes: Supervisors Kehoe and Wilson

Supervisors Kehoe and Wilson felt that this increase could harm the present harmonious relationship between the Sheriff's Department and the City of Redding Police Department.

(See Resolution Book No. 40)

**SHERIFF'S OFFICE FEE SCHEDULE AMENDMENT  
ORDINANCE NO. 607**

This was the time set to consider the enactment of an ordinance which amends the Sheriff's Office fee schedule by amending and adding fees for the Enforcement Division, Coroner, and Animal Control. Undersheriff Larry Schaller presented the staff report and recommended approval. The affidavit of publication and notice of public hearing are on file.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors enacted Ordinance No. 607 which amends the Sheriff's Office fee schedule by amending and adding fees for the Enforcement Division, Coroner, and Animal Control, as introduced on May 25, 1999.

(See General Ordinance Book)

**CLOSED SESSION ANNOUNCEMENT**

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

1. Confer with legal counsel about existing litigation entitled Ashmun vs. County of Shasta (two cases), Holly vs. County of Shasta, Peck vs. County of Shasta, Wade vs. Kehoe, et al., Edelman vs. County of Shasta, Williams vs. Bank of America, Williams vs. First Northern Securities, and Whitmore vs. County of Shasta.
2. 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.

10:37 a.m.: The Board of Supervisors recessed to Closed Session.

11:50 a.m.: The Board of Supervisors recessed from Closed Session to reconvene in Open Session at 1:30 p.m.

1:35 p.m.: The Board of Supervisors reconvened in Open Session with all Members, Assistant County Counsel Michael Ralston, and Administrative Board Clerk Pamela English present.

### CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would continue its Closed Session following its afternoon hearings and the Shasta County Redevelopment Agency meeting.

### SCHEDULED HEARINGS

#### PUBLIC WORKS

#### SISKIYOU COUNTY LANDFILL COLLECTION RATES RESOLUTION NO. 99-80

This was the time set to receive public testimony and consider adopting a resolution which establishes rates for collection of fees for disposal of waste at Siskiyou County Landfills. Public Works Director Ron Hill presented the staff report and recommended establishment of the rates in the same amount as last year (see resolution for breakdown). The notice of hearing and affidavit of publication are on file.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Wilson/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 99-80 which establishes rates for collection of fees for disposal of waste at Siskiyou County Landfills in the same amount as last year.

(See Resolution Book No. 40)

#### FISH AND GAME FINE FUND ALLOCATIONS FOR FISCAL YEAR 1999-2000

This was the time set to receive public testimony and consider the allocation of \$12,000 of Fish and Game fine funds available in Fiscal Year 1999-2000. The notice of hearing and affidavit of publication are on file.

Supervising Public Works Planner Bill Ramsdell presented the staff report recommending that the Board allocate \$12,000 of Fish and Game fine funds in the following manner:

CalTIP Reward Fund	\$1,000
Shasta Wildlife Rescue and Rehabilitation to build outdoor wildlife rehabilitation cages	\$9,722
State Department of Fish and Game for the purchase of GPS receivers and a digital camera	\$1,000
Shasta County Sportsmen's Association reimbursement for completed work	\$ 278

Mr. Ramsdell reported that an additional request was received after the deadline from Stephen Vaughn, Master Hunter Education Instructor, on behalf of the California Department of Fish and Game Hunter Education Program. Mr. Vaughn's request was in the amount of \$1,700 to be used to have a mountain lion mounted. The mount would be available to Hunter Education Instructors for use in their classes, and it would also be made available to school districts for educational purposes. Mr. Ramsdell explained that this request was eligible for funding under this program.

The public hearing was opened, at which time Don Neptune with the Shasta Wildlife Rescue and Rehabilitation, Mr. Vaughn, Liz Schwal with CalTIP, Inc., and Scott Willens, local Game Warden with the State Department of Fish and Game, all spoke in support of their requests.

Responding to questions from the Board Members, Mr. Willens explained that the Department of Fish and Game is essentially self-funded and does not receive much of the State General Fund. Also, there is no funding available in Fish and Game's budget for the equipment he requested monies for. No one else spoke, and the public hearing was closed.

Responding to questions from the Board Members, Mr. Ramsdell explained that there was nothing procedurally which would prohibit the Board from considering Mr. Vaughn's late request. He outlined the RFP (Request For Proposal) process which was followed and the extensive mailing list which was developed in order to notify all interested parties of this funding opportunity.

The Board Members expressed their ambivalence about receiving requests for funding from state agencies, however worthwhile the projects they may be. They indicated that although they felt Mr. Vaughn's request had merit, the other applicants followed the procedure and met the deadline. It would not be fair to penalize them by considering a late submission. It was the general consensus that the process which was originally set up should be honored.

After further discussion about possible ways in which all of the projects could be funded, Mr. Vaughn assured the Board that an alternate funding source could be found if he did not receive a portion of the Fish and Game fine funds in question. He encouraged the Board to fund the other applicants, because he did not wish to negatively impact these proposed projects. He explained that the reason his application was late was that the opportunity did not present itself until after the deadline had already passed.

The Board Members encouraged Mr. Vaughn to contact other agencies for the funding of his project (i.e., other local sportsman groups), and they volunteered to help in any fund raising efforts.

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors authorized the allocation of the \$12,000 of Fish and Game fine funds available in Fiscal Year 1999-2000, as outlined above by staff.

## **RESOURCE MANAGEMENT - PLANNING DIVISION**

### **ZONE TEXT AMENDMENT 98-8** **SHASTA COUNTY** **COUNTYWIDE AREA**

This was the time set to receive public testimony and consider approving Zone Amendment 99-8, Shasta County, which amends Title 17 (Zoning) of the Shasta County Code. Senior Planner Pat Cecil presented the staff report and recommended approval. The notice of hearing and affidavit of publication are on file.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment 99-8, Shasta County, Countywide area:

1. Found the project exempt from the California Environmental Quality Act (CEQA), as specifically set forth in Planning Commission Resolution No. 99-35.
2. Made the rezoning findings, and introduced and waived the reading of an ordinance which amends the Shasta County Zoning Plan Text (Shasta County Code Title 17) identified in Zone Amendment 99-8, as specifically set forth in Planning Commission Resolution No. 99-35, dealing with the following changes:
  - a. Amends the table of contents to include the recently adopted Mineral Resource Buffer (MRB) District and the Interim Mineral Resource (IMR) District (Chapters 17.71 and 17.72), renumbering previous Chapter 17.72 (Mobile Home (T) District) to Chapter 17.73.
  - b. Amends Section 17.02.025.C. to add the Mineral Resource Buffer (MRB) District and the Interim Mineral Resource (IMR) District to the list of combining districts.

2:08 p.m.: The Board of Supervisors recessed to convene a meeting of the Shasta County Redevelopment Agency.

2:24 p.m.: The Board of Supervisors reconvened in Open Session and recessed to continue its Closed Session.

3:25 p.m.: The Board of Supervisors recessed from Closed Session.

3:32 p.m.: The Board of Supervisors reconvened in Open Session with Members Kehoe, Fust, and Hawes, County Counsel Karen Jahr, and Administrative Board Clerk Lynn Cereghino present.

#### **REPORT OF CLOSED SESSION ACTIONS**

County Counsel Karen Jahr reported that the Board of Supervisors discussed existing litigation during its Closed Session, and by unanimous vote the Board authorized Art Morgan to appeal the decision on Wallen vs. County of Shasta. Although agendaized, labor relations were not discussed during the Closed Session, and no other reportable action was taken.

3:33 p.m.: The Board of Supervisors adjourned.

\_\_\_\_\_  
Chairman

ATTEST:

CAROLYN TAYLOR  
Clerk of the Board of Supervisors

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