

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 3, 2000

REGULAR MEETING

9:00 a.m.: Chairman Fust 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

INVOCATION

Invocation was given by Pastor Stace Rollefson, Trinity Lutheran Church, Redding.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled from the Consent Calendar the request to approve an agreement with the Shasta Cascade Wonderland Association for general marketing and administration services promoting Shasta County. Mr. Kehoe explained that he wanted to give the Shasta Cascade Wonderland Association General Manager an opportunity to speak regarding this request. The item was moved to the Regular Calendar for consideration.

Supervisor Hawes pulled from the Consent Calendar the request to enact several zoning ordinances, so he could abstain from taking action since he was not present when one of the ordinances was introduced.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$49,613.71 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on September 26, 2000, as submitted. (Clerk of

the Board)

Adopted Resolution No. 2000-185 which approves the amended Conflict of Interest Code for the Bella Vista Water District. (Clerk of the Board)

(See Resolution Book No. 41)

Adopted Resolution No. 2000-186 which approves the amended Conflict of Interest Code for the Clear Creek Community Services District. (Clerk of the Board)

(See Resolution Book No. 41)

Approved and authorized the Chairman to sign a contract with the City of Shasta Lake for the purpose of administering the low-income housing loan portfolio. (Housing and Community Action Programs)

Approved and authorized the Director of Public Works to sign a Notice of Completion for construction in various Permanent Road Divisions and record it within 10 days of actual completion of the work. (Public Works)

Approved and authorized the Chairman to sign an agreement between the Air Quality Management District and the Department of Resource Management's Planning Division for projects authorized by the Vehicle Surcharge Program. (Planning Division)

By further motion made, seconded (Clarke/Kehoe), and carried, the Board of Supervisors enacted the following ordinances: Ordinance No. 378-1822 (Zone Amendment 00-05, Barron/Water Wheel Park, Manton area), as introduced on September 19, 2000; Ordinance No. 378-1823 (Zone Amendment 00-02, Sierra Pacific Industries, various areas), as introduced on September 5, 2000; Ordinance No. 378-1824 (Zone Amendment 99-20, Keller/Old Oregon Trail Gang, East Redding area), as introduced on May 9, 2000; and Ordinance No. 378-1825 (Zone Amendment 99-19, Tanqueray Corporation, Columbia Plan area), as introduced on February 29, 2000. Supervisor Hawes abstained from taking action. (Clerk of the Board)

(See Zoning Ordinance Book)

REGULAR CALENDAR

GENERAL GOVERNMENT

BOARD OF SUPERVISORS

OCTOBER 2000 EMPLOYEE OF THE MONTH

JANET BRESHEARS, DEPUTY SHERIFF

RESOLUTION NO. 2000-187

At the recommendation of Sheriff Jim Pope and by motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2000-187 which recognizes Deputy Sheriff Janet Breshears as Shasta County's October 2000 Employee of the Month.

(See Resolution Book No. 41)

DONATION: SHERIFFS' BADGES
RETIRED SHERIFF JOHN BALMA

At the recommendation of Sheriff Jim Pope and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors accepted the donation of two Sheriffs' badges donated by former Sheriff John Balma to the Shasta County Sheriff's Office to be retained and displayed in the Shasta County Public Safety Building; directed that a proclamation be prepared thanking Mr. Balma for the donation; and appointed Sheriff Pope, Chairman Fust, and Vice-Chairman Wilson, as a committee to visit Mr. Balma and present the proclamation.

PROCLAMATION: BREAST CANCER AWARENESS MONTH
THINK PINK DAY

At the recommendation of Dr. Sharon Pereira and Melody Christenson, and by motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2000 as "Breast Cancer Awareness Month" and October 19, 2000 as "Think Pink Day" in Shasta County.

PROCLAMATION: DOMESTIC VIOLENCE AWARENESS MONTH

At the recommendation of District Attorney McGregor Scott, Chairman of the Domestic Violence Awareness Coordinating Council, Mary Jensen, Women's Refuge Community Education and Outreach Supervisor, Mary Stegall Women's Refuge Executive Director, and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2000 as "Domestic Violence Awareness Month" in Shasta County.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

AGREEMENT: WOMEN'S REFUGE

At the recommendation of County Administrative Officer Doug Latimer, Mary Stegall, Women's Refuge Executive Director, and by motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal contract with the Shasta County Women's Refuge in the amount of \$30,000 for Fiscal Year 2000-2001.

AGREEMENT: SHASTA CASCADE WONDERLAND ASSOCIATION

At the recommendation of Bob Warren, General Manager of the Shasta Cascade Wonderland Association (SCWA) and Karen Whitaker, SCWA Tourism Development Manager, and by motion made, seconded, (Hawes/Wilson), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with the Shasta Cascade Wonderland Association in a not-to-exceed amount of \$17,500 for general marketing and administration services promoting Shasta County, for Fiscal Year 2000-2001.

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer explained that although the one-year Education Relief Augmentation Fund (ERAF) bill was signed by the Governor which provides an additional \$100,000 for Shasta County, the Governor vetoed Senate Bill (SB) 1637 (Burton) which would have frozen ERAF over a three-year period. In addition, the Governor signed into law SB 402, which provides for compulsory arbitration for law enforcement officers, and Assembly Bill (AB) 1036, a one-year extension for the property tax administration program which will provide approximately \$340,000 in funding for the County Assessor's Department.

District Attorney (DA) McGregor Scott informed the Board of Supervisors that the Governor had vetoed legislation which would have provided \$10 million of lost federal funding for the Drug Endangered Children Program. DA Scott stated that although this legislation passed the Assembly and Senate with zero opposition and there is a State surplus of \$12 billion, the Governor said he vetoed the legislation because he did not want to spend general fund money without an analysis being conducted to determine the legitimacy of the program. The District Attorney stated he and his staff will be coming back with a plan to some how keep this program going.

CAO Latimer reported that even though SB 1407, the annual deficiency funding legislation, did not pass, Opportunity Center bills which would have been paid through this legislation, have been reviewed and the State will pay these bills in full.

Supervisor Clarke informed the Members of the Board that AB 2838 (Hertzberg) had been signed by the Governor. She stated that CALAFCO had already begun working on implementation of this legislation, and has set up a workshop for November for all LAFCo directors. There will also be a workshop for LAFCo Commissioners and other interested parties.

Supervisors reported on issues of countywide interest. Supervisor Clarke distributed information received on proposed restrictions to protect the "red-legged frog." She stated her belief that these restrictions could create a similar problems to those created from the spotted owl issue and that appropriate action should be taken, if necessary. Supervisor Clarke recommended that this information be forwarded to Pat Minturn of the Public Works Department for review to determine if a response is needed. A copy of the information was also provided to the Director of Resource Management.

Supervisor Clarke stated that she had attended the recent Area Agency on Aging (AAA) meeting. She informed the Members of the Board that the AAA Executive Director has proposed a recommendation that would increase Shasta County's current match of \$10,000 by 150%. She indicated that she would be working with the rest of the AAA Executive Board on this matter and would keep the Board of Supervisors updated.

Supervisor Fust explained that the Regional Council of Rural Counties (RCRC), along with several water companies and water purveyors, had filed suit against the CALFED Record of Decision. He requested that Assistant County Counsel Michael Ralston explain how this action may affect Shasta County.

Mr. Ralston explained that the County's involvement with RCRC is as one of its Board of Directors. RCRC, as a separate, legal entity, can be a participant in litigation such as this, however, there is no liability for the County because it is a member of the Board of Directors. He further explained the RCRC had filed a writ of mandate to compel the State to set aside the CALFED Record of Decision, based upon alleged deficiencies in the environmental review process. He reviewed the specifics of the various allegations/deficiencies listed in the lawsuit. Mr. Ralston indicated he would provide the Members of the Board with periodic updates on the litigation.

GENERAL GOVERNMENT

SUPPORT SERVICES - HUMAN RESOURCES DIVISION

**AMENDMENTS TO MEMORANDUMS OF UNDERSTANDING
GENERAL UNIT, UNITED PUBLIC EMPLOYEES OF CALIFORNIA
SUPERVISORY UNIT, SHASTA COUNTY EMPLOYEES ASSOCIATION
TRADES AND CRAFTS UNIT, TEAMSTERS
RESOLUTION NOS. 2000-188, 2000-189, AND 2000-190**

At the recommendation of Support Services Director Joann Davis, and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2000-188 which adopts Addendum A to the current comprehensive memorandum of understanding with the General Unit, represented by United Public Employees of California; Resolution No. 2000-189 which adopts Addendum A to the current comprehensive memorandum of understanding with the Supervisory Unit, represented by Shasta County Employees Association; Resolution No. 2000-190 which adopts Addendum A to the current comprehensive memorandum of understanding with the Trades and Crafts Unit, represented by the Teamsters.

(See Resolution Book No. 41)

**PILOT PROGRAM
ULTRA-LOW EMISSION - HYBRID VEHICLES
BUDGET AMENDMENT**

Support Services Director Joann Davis presented the staff report and explained that the Department of Social Services had expressed interest in purchasing three ultra-low emission vehicles and the Department of Mental Health wishes to purchase one. This would bring the total number of these vehicles to be purchased this fiscal year to six. By motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors authorized Fleet Management to conduct a pilot program to evaluate the performance of ultra-low emission - hybrid vehicles; approved the purchase of two ultra-low emission hybrid vehicles which will be added to the rental fleet and which increases the fleet by two vehicles; approved Purchasing to encourage the purchase of up to six more ultra-low emissions - hybrid vehicles by departments who have vehicles budgeted for purchase in Fiscal Year 2000-2001; and approved a budget amendment authorizing appropriations necessary to purchase two vehicles.

LAW AND JUSTICE

DISTRICT ATTORNEY - VICTIM WITNESS DIVISION

**AGREEMENT: STATE BOARD OF CONTROL
VICTIM/WITNESS ASSISTANCE CENTER
RESOLUTION NO. 2000-191
BUDGET TRANSFER**

At the recommendation of Criminal Program Director Ben Lambert and by motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors approved a Joint Powers Agreement in the amount of \$294,972 with the State Board of Control, Victims of Crime Division, to operate a Victim/Witness Assistance Center providing claims verification services for the Victims of Crime Program; adopted Resolution No. 2000-191 which approves and authorizes the District Attorney to sign the Joint Powers Agreement with the State Board of Control for the operation of the Victim/Witness Assistance Center; and approved a budget transfer increasing Budget Unit 256 by \$15,940 offset by revenue from the State Board of Control.

(See Resolution Book No. 41)

SHERIFF**AGREEMENT: CHANGE ORDER**
MOTOROLA, INC.
MULTI-AGENCY TECHNOLOGY PROJECT
BUDGET AMENDMENT

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign Change Order No. 4 in the amount of \$32,471 for the Multi-agency Technology Project with Motorola, Inc., which increases the project total from \$1,297,857 to \$1,330,328; and approved a budget amendment increasing expenditures and setting up a fixed asset for the purchase of a repeater in the amount of \$32,471, and increasing revenues from the Integrated Public Safety System in the amount of \$32,471 from contributions to be made by the Redding Police Department (\$14,612), the Anderson Police Department (\$3,247), and the Shasta County Sheriff's Office (\$14,612). The Sheriff's Office share of this repeater will be allocated from the Office of Criminal Justice Planning Technology Grant funds.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled *Croswell v. County of Shasta* and *Outdoor Media Dimensions v. County of Shasta*, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss one potential case of litigation pursuant to Government Code Section 54956.9, subdivision (b).
3. Confer with its Labor Negotiator, County Administrative Officer Doug Latimer, to discuss the following employees' organizations: Shasta County Employees Association, Shasta County Mid-Management Association, Deputy Sheriff's Association, Sheriffs Administrative Association, Professional Peace Officers' Association, Unrepresented Employees, United Public Employees of California, and Trades and Crafts, pursuant to Government Code Section 54957.6.

10:44 a.m.: The Board of Supervisors recessed to Closed Session.

12:05 p.m.: The Board of Supervisors recessed from Closed Session.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, Assistant County Counsel Michael Ralston, and Administrative Board Clerk Lynn Cereghino, present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation, however, no reportable action was taken. The Board of Supervisors did not discuss labor negotiations as listed on the agenda.

1:31 p.m.: The Board of Supervisors adjourned.

Chairman

CAROLYN TAYLOR
Clerk of the Board of Supervisors

By _____
Deputy