

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 2, 2001

REGULAR MEETING

9:00 a.m.: Chairman Wilson 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
Assistant County Counsel - Michael Ralston
Administrative Board Clerk - Linda Mekelburg
Administrative Board Clerk - Connie Simpson

INVOCATION

Invocation was given by Pastor Duane Friesen, Little Country Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Glenn Miller announced that Chuck Braun, who was active in many community issues involving veterans, passed away last week. A moment of silence was observed for his passing.

George Goehring asked that his open time comments be deferred until the item regarding the agreement for drug testing of probationers is heard.

Jim Hawley appealed to the Board of Supervisors to avoid awarding the agreement for drug testing of probationers to an agency outside the County when services are available locally. He felt the bid should have a service-area restriction which would limit bidders to those within 25 miles of the City of Redding and requested the Board of Supervisors withdraw the bid and reissue it within Shasta County only.

Supervisor Hawes related that his daughter, son-in-law, and two grandchildren were in an automobile accident recently. He stated he was very impressed with the actions of the emergency medical technicians, the California Highway Patrol, and the doctors. Although his family received cuts and bruises, the people in the other vehicle were killed. A moment of silence was observed for Kayla Clay and James Simonis.

CONSENT CALENDAR

By motion made, seconded (Clark/Hawes), and carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar. Supervisor Kehoe voted no on the item approving County claims.

Approved and authorized the Chairman to sign an agreement with the Shasta County Superior Court for operational services for the period July 1, 2001 through June 30, 2002, with two one-year automatic extensions. (Administrative Office)

Authorized the issuance of warrants totaling \$57,105.41 for County operating funds and special districts, as submitted by Auditor-Controller Rick Graham. (Auditor-Controller)

Approved a budget amendment transferring \$16,664.20 from Small Tools and Equipment to a Fixed Asset Account-Network Equipment to fund the acquisition of wireless network equipment needed to connect the Information Systems offices located at 1900 Court Street and 1655 West Street; and approved and authorized the Chairman to sign an agreement with Open Computing Platforms, Inc. in the amount of \$16,664.20 from the date of signing through November 30, 2001 to purchase, install, and configure wireless network equipment. (Information Systems)

Approved and authorized the Chairman to sign a Declaration of Intent notifying the California Department of Health Services (DHS) of the County's intent not to apply for Fiscal Year 2001-2002 Rural Health Services Program funding in favor of continuing DHS's disbursement of funds directly to area hospitals and physicians. (Public Health)

Adopted Salary Resolution No. 1165, which reflects the deletion of one Family Support Program and Training Analyst position and the addition of one Family Support Supervisor position effective October 7, 2001. (District Attorney-Family Support Division)

(See Salary Resolution Book)

Adopted Resolution No. 2001-192, which authorizes the expenditure of funds for the purchase of incentives for positive behavioral changes in juveniles and authorizing the Auditor-Controller to pay claims for said expenditures in an amount not to exceed \$10,000 per fiscal year. (Probation)

(See Resolution Book No. 42)

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 ten days of actual completion of the work. (Public Works)

REGULAR CALENDAR

BOARD MATTERS

**RESOLUTION ENCOURAGING CONTINUED TOLERANCE AND
RESPECT FOR ALL ETHNIC CULTURES
RESOLUTION NO. 2001-193**

At the recommendation of Supervisor Clarke and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2001-193, which encourages continued tolerance and respect for all ethnic cultures.

(See Resolution Book No. 42)

OCTOBER 2001 EMPLOYEE OF THE MONTH
EMILY YANTIS, SOCIAL WORKER
RESOLUTION NO. 2001-194

At the recommendation of Interim Director of Social Services Barbara McKend and by motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2001-194, which recognizes Social Worker Emily Yantis as Shasta County's October 2001 Employee of the Month.

(Resolution Book No. 42)

PROCLAMATION: DOMESTIC VIOLENCE AWARENESS MONTH

At the recommendation of Shasta County Women's Refuge Education Outreach Supervisor Mary Jensen, District Attorney McGregor Scott, and Shasta County Women's Refuge Director Mary Stegall, and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors proclaimed October 2001 as Domestic Violence Awareness Month in Shasta County.

PROCLAMATION: MENTAL ILLNESS AWARENESS WEEK

At the recommendation of Deputy Mental Health Director Dr. Don Kingdon, Shasta County National Alliance for the Mentally Ill Chairman Marge Hall, and Mental Health Board Vice-Chair Nicole Huggins and by motion made, seconded (Hawes/Wilson), and unanimously carried, the Board of Supervisors proclaimed October 7-13, 2001 as Mental Illness Awareness Week in Shasta County.

APPOINTMENTS: GLENN HAWES, MEMBER AND
MOLLY WILSON, ALTERNATE
CALIFORNIA STATE ASSOCIATION OF COUNTIES
BOARD OF DIRECTORS

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors reappointed Supervisor Hawes (member) and Supervisor Wilson (alternate) to the Board of Directors of the California State Association of Counties.

PRESENTATIONS

PRESENTATION: REGIONAL COUNCIL OF RURAL COUNTIES

Regional Council of Rural Counties (RCRC) President Brent Harrington discussed the history of RCRC, as well as some of the more recent events: the creation of several joint powers authorities, a successful home-loan program, and increased or renewed interest in water use and rates. RCRC Vice-President Wesley Lujan updated the Board on the Council's functional legislative advocacy program, which has included obtaining funding for a noxious weed abatement program, avoidance of rolling blackouts for emergency facilities such as hospitals, and collaborative planning with state and federal agencies.

GENERAL GOVERNMENT**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE/SUPERVISORS' REPORTS****CONSTITUTIONAL AMENDMENT TO PROTECT LOCAL REVENUES****RESOLUTION NO. 2001-195**

County Administrative Officer Doug Latimer presented an update on legislation of importance to Shasta County. By motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2001-195, which supports the California State Association of Counties', League of California Cities', and the California Special Districts Association's jointly sponsored constitutional amendment to protect local revenues.

(See Resolution Book No. 42)

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD**APPROVAL OF MINUTES**

By motion made, seconded (Hawes/Clarke), and carried, the Board of Supervisors approved the minutes of the meeting held on September 25, 2001, as submitted. Chairman Wilson abstained from taking action as she was absent from that meeting.

HEALTH AND WELFARE**MENTAL HEALTH****ALCOHOL AND DRUG PROGRAMS****CONTRACT AMENDMENT: RIGHT ROAD RECOVERY PROGRAMS, INC.****PURCHASE OF VAN; AUTHORIZATION TO PAY CLAIM**

Alcohol and Drug Program Director David Reiten presented the staff report. CAO Latimer and Support Services Director Joann Davis responded to questions from Supervisor Kehoe regarding lienholder liability. By motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the Fiscal Year 2000-2001 agreement with Right Road Recovery Programs, Inc., including the purchase of a van in the amount of \$23,864.70 and authorized the Auditor-Controller to pay a claim in the amount of \$49,157.91 to Right Road Recovery Programs for services provided in June 2001.

LAW AND JUSTICE**DISTRICT ATTORNEY****BUDGET TRANSFER: DOMESTIC VIOLENCE VICTIMS**

At the recommendation of District Attorney Criminal Program Director Ben Lambert and by motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors approved a budget transfer in the amount of \$120,000 to fund the relocation of verified domestic violence victims offset by revenue from the State Board of Control.

PROBATION**AGREEMENT: REDWOOD TOXICOLOGY LABORATORY
DRUG TESTING FOR PROBATIONERS**

Chief Probation Officer Lou Rizzo presented the staff report and recommended approving the agreement. George Goehring of Goehring Laboratories discussed the thoroughness of the personalized services his laboratory has provided at no cost to Shasta County over the past years.

The Board discussed the 25-mile service-area restriction as mentioned by Jim Hawley during Open Time. CAO Latimer reminded the Board that the County extends further than a 25-mile service-area. Assistant County Counsel Mike Ralston was unsure whether the restriction would apply to contracts; he informed the Board that to create such a restriction for this contract without an existing policy would create both a dangerous precedent and a liability problem as this Request For Proposal (RFP) did not contain any language regarding a local service zone. Supervising Buyer David Wilburn explained the processing for issuing and receiving the RFP and reviewing the bids submitted; no respondent benefitted from any clarification questions asked by the County, nor were there any irregularities in the bid process.

By motion made, seconded (Clarke/Hawes), and carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Redwood Toxicology Laboratory in an amount not to exceed \$100,000 per fiscal year to provide drug testing for probationers for the period October 1, 2001 through June 30, 2003, with an automatic extension to June 30, 2004. Supervisor Fust voted no.

SCHEDULED HEARINGS**RESOURCE MANAGEMENT****PLANNING DIVISION****ZONE AMENDMENT NO. 01-005****ROI JONES****PALO CEDRO AREA**

This was the time set to consider the request of Roi Jones (Zone Amendment No. 01-005) to rezone approximately nine (9) acres located in the Palo Cedro area to a Rural Residential District, building area minimum 2½ acres and/or appropriate zone district. Senior Planner John Stokes introduced Associate Planner Scott Kaminski, who presented the staff report and recommended approval of the project.

In response to questions from the Supervisors, Mr. Kaminski explained that it is the owner's intention to eventually split the parcel, but the exact land acreage division is not known at this time; percolation tests show that the land does not meet standards for a subsequent land division but will support a second residence. Because some zoning issues have become an on-going problem, CAO Latimer suggested that Resource Management may want to conduct a workshop to discuss planning issues and invite the Planning Commission.

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

A motion was made and seconded (Kehoe/Clarke) to deny the request to rezone the property from a Rural Residential District, building minimum 5 acres to a Rural Residential District, building minimum 2½ acres. The motion failed to pass by the following vote:

AYES: Supervisors Kehoe and Clarke
 NOES: Supervisors Fust, Hawes, and Wilson

Assistant County Counsel Ralston suggested that if the Board of Supervisors needs more information as to how to deal with the land division issue, they should continue the matter and allow County Counsel to research this. By motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors voted to continue the matter to October 16, 2001 so the landowner, his engineer, and representatives from Environmental Health can be in attendance and advise the Board as to the proposed placement of residences so the Board can be assured that the land can be divided into two lots.

11:40 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

CAROLYN TAYLOR
 Clerk of the Board of Supervisors

By _____
 Deputy