

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, September 18, 2001

**REGULAR MEETING**

9:03 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  
Clerk of the Board - Carolyn Taylor

**INVOCATION**

Invocation was given by Reverend Ernie Johnson, Redding Christian Fellowship.

**PLEDGE OF ALLEGIANCE**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

Chris Christensen of the Anderson Veterans of Foreign Wars presented a plaque to Supervisor Clarke in recognition of her efforts on behalf of their organization.

Dwight Bailey requested that his request to speak under Open Time on the response to the Final Grand Jury Report be deferred until the item is presented for consideration.

**CONSENT CALENDAR**

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

Authorized the issuance of warrants totaling \$54,569.10 for County operating funds and special districts, as submitted; and authorized the issuance of warrants totaling \$1,673.21 requiring special Board action. (Auditor-Controller)

Approved the minutes of the meeting held on September 11, 2001, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign amendments to the lease agreement and a grant agreement with Shasta Community Health Center extending the term of both agreements to October 31, 2001. (Administrative Office)

Approved and authorized the Chairman to sign a lease with South End Enterprises in the amount of \$917 per month (\$0.91 per square foot) for 1,009 square feet of office space at 1670 Market Street, Suite 242, Redding, for the period September 1, 2001 through August 31, 2002 with an option to renew for one additional year with a three percent increase. (Housing and Community Action Programs)

Authorized the submission of the Substance Abuse and Mental Health Services Administration Renewal Grant application to continue contracted services for persons with psychiatric disabilities, and the acceptance of federal funds estimated at \$185,229 during Fiscal Year 2001-2002. (Mental Health)

Authorized the submission of the Federal Projects for Assistance in Transition From Homelessness Renewal Grant application to provide services to homeless persons with psychiatric disabilities, and the acceptance of federal funds estimated at \$19,589 for Fiscal Year 2001-2002. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Bryan Featherstone, D.O., in an amount not to exceed \$32,000 to provide physician services from the date of signing through June 30, 2002. (Mental Health)

Approved and authorized the Chairman to sign a contract with Michaels Business Furnishings, Inc. for moving costs associated with the relocation of approximately 106 workstations from 378 Lake Blvd. to 1313 Yuba Street and 1615 Continental Street in an amount not to exceed \$45,000 from the date of signing through November 30, 2001. (Social Services)

Approved and authorized the Chairman to sign a renewal contract with Doreen Bradshaw in the amount of \$15,000 for project support of the Shasta County Older Adult Policy Council, including grant writing and activity coordination, for the period October 1, 2001 through April 30, 2002. (Social Services)

Adopted Salary Resolution No. 1161, which increases the salary range of the Social Services Program Manager classification to conform to that of the Staff Services Manager, and alternately staffs eight management classifications effective October 7, 2001. (Social Services)

(See Salary Resolution Book)

Adopted Salary Resolution No. 1162, which reflects the deletion of one Senior Account Clerk position and the addition of one Accounting Technician position effective October 7, 2001. (District Attorney-Family Support Division)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign a lease with South End Enterprises in the amount of \$1,453.50 per month (\$0.85 per square foot) for 1,710 square feet of office space at 1670 Market Street, Suite 116, Redding, for the period October 1, 2001 through September 30, 2002 with an option to renew for one additional year with a three percent increase. (District Attorney-Family Support Division)

Took the following actions regarding the Installation of Street Name Signs at Various Locations project: Found the project categorically exempt in conformance with the California Environmental Quality Act; approved plans and specifications, and directed the Director of Public Works to advertise for bids; and authorized the opening of bids on October 19, 2001 at 11:00 a.m. (Public Works)

Approved and authorized the Chairman to sign an agreement with the Air Quality Management District in the amount of \$30,000 from the date of signing through June 30, 2002 to use AB 2766 Vehicle Surcharge Fees for the purpose of planning and implementing a project which will result in air quality benefits in accordance with the California Clean Air Act of 1988. (Planning Division)

## **REGULAR CALENDAR**

### **BOARD MATTERS**

#### **RESOLUTION CONDEMNING TERRORIST ATTACK** **RESOLUTION NO. 2001-184**

Prior to taking action to adopt a resolution condemning the recent terrorist attacks, Supervisor Wilson made moving remarks condemning those terrorist acts on the United States, encouraging support for the President and Congress, and commending the pride and resolve of the American people as they unite together in support of our Country.

By motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No 2001-184, which condemns the September 11, 2001 terrorist attacks and supports the President of the United States.

At the request of Supervisor Wilson, Pastor Jim Wilson addressed those present and offered a prayer for all, followed by those present singing "God Bless America."

Senator Maurice Johannessen then presented updates on the veterans cemetery and the establishment of a veterans home which he is committed to seeing built in Shasta County.

(See Resolution Book No. 42)

### **PRESENTATIONS**

#### **CHULA VISTA VETERANS HOME PRESENTATION**

Supervisor Molly Wilson and County Administrative Officer (CAO) Douglas Latimer made a presentation and showed a video of a new veterans home located in Chula Vista, California which they recently visited.

### **HEALTH AND WELFARE**

#### **HOUSING AND COMMUNITY ACTION AGENCY**

#### **BUSINESS PLAN: SHASTA PAPER MILL** **SUPERIOR CALIFORNIA ECONOMIC DEVELOPMENT DISTRICT** **CITY OF ANDERSON** **COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS**

At the recommendation of CAO Doug Latimer and Housing and Community Action Agency Director Jerry Brown and by motion made, seconded (Fust/Hawes), and carried, the Board of Supervisors approved the use of \$25,000 in Community Development Block Grant income funds to support a business

plan for the potential reopening of the Shasta Paper Mill in conjunction with the City of Anderson, the Superior California Economic Development District, and the Shasta Paper Employee Buy-Out Association, for a total of \$80,000. Supervisor Clarke abstained from taking action on this item since she will be serving on the Employee Buy-Out Association Board of Directors. On behalf of the employees, Sam Piercy expressed appreciation to the Members of the Board of Supervisors for their supportive action.

## **PUBLIC WORKS**

### **ALLOCATION OF FUNDS FOR PARK IMPROVEMENTS**

Public Works Director Pat Minturn presented the staff report and recommended approval of the recommended distribution of \$600,000 in Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond Act funds as follows: City of Redding Aquatics Center - \$355,000; City of Anderson skateboard park - \$40,000; City of Shasta Lake skateboard park - \$40,000; Shasta County for Balls Ferry boat ramp stairs, lighting, and parking - \$35,000 and French Gulch Park fencing - \$20,000; Palo Cedro Park future improvements - \$50,000; Shingletown Meadow Park for park amenities - \$20,000; and Cottonwood Community Park for paving - \$40,000.

Under discussion, Supervisor Clarke offered an alternate proposal to disburse the funds as follows: \$300,000 to the City of Redding; \$40,000 each to the Cities of Anderson and Shasta Lake; \$30,000 for the Balls Ferry Boat Ramp if other funds are available for them to do the paving; \$33,000 for the French Gulch Park; if the Palo Cedro bond election passes, she recommended that \$50,000 be set aside for that project; \$24,000 for Shingletown Meadow Park amenities; and \$78,000 for the Cottonwood Community Park.

Supervisor Clarke made a motion to approve her recommended allocations; however, the motion died for lack of a second.

The Board of Supervisors then accepted comment from members of the audience regarding the project proposals. City Manager Mike Warren spoke in support of the staff recommendation and the funding for the proposed aquatic center. He explained that there are two challenges facing the City of Redding and the County--the development of the proposed aquatic center and the extension of three miles of the River Trail to Spring Creek. He stated the City of Redding does not have the funds for building the aquatic center, and that is why they have applied for these park grant funds; however, they do have previously received funds that can be used to complete the connection between the City's River Trail and the Sacramento River-Rail Trail. This would provide a "win-win" situation for both the County and the City of Redding. He urged the Board of Supervisors to adopt the staff recommendation.

Chuck Shultz, Area Manager of the Bureau of Reclamation (BLM), spoke in support of the staff recommendation and stated that when this critical inter-connection link of the trail is completed, it would pave the way for designating the entire segment of the trail as a national recreation trail. This would bring considerable notoriety and special events to the area. Administration of the trail after it is completed will be done in unison by the Bureau of Reclamation and the BLM.

Mike Bogue spoke in support of funding for the Balls Ferry boat ramp proposal. Mike Wagner, James Finck, Executive Director of the YMCA, and Rudy Balma all spoke in support of funding for the proposed aquatic center. Lori Jusack of Shingletown pointed out the need for funding the Shingletown Meadow Park project by citing the fact that they must water the park with buckets of water because they have no irrigation system. She asked the Board to support the funding for the park. John Helfrich and Bill Price both requested approval of the funding for the Cottonwood Park project.

By motion made, seconded (Fust/Kehoe), and unanimously carried the Board of Supervisors approved the allocation of \$600,000 in Safe Neighborhood Parks, Clean Water, Clean Air and Coastal Protection Bond Act of 2000 funds for park improvements and directed staff to prepare the necessary applications and agreements to proceed with the following projects:

1. City of Redding - \$355,000 for an aquatics center.
2. City of Anderson - \$40,000 for a skateboard park.
3. City of Shasta Lake- \$40,000 for a skateboard park.
4. Shasta County--Balls Ferry Boat Ramp - \$35,000 for stairs, lighting, and parking.
5. Shasta County--French Gulch Park - \$20,000 for fencing.
6. Palo Cedro Park - \$50,000 for future improvements.
7. Shingletown Meadow Park - \$20,000 for park amenities.
8. Cottonwood Community Park - \$40,000 for paving.

10:38 a.m.: Supervisor Fust left the hearing room.

### **BOARD MATTERS**

#### **PROCLAMATION: EMPLOY THE OLDER WORKER WEEK**

By motion made, seconded (Clarke/Hawes), and carried the Board of Supervisors adopted a proclamation which designates September 24-28, 2001 as "Employ the Older Worker Week" in Shasta County. Supervisor Fust was absent from the hearing room for this vote.

10:40 a.m.: Supervisor Fust returned to the hearing room.

#### **PROCLAMATION: GREEN THUMB EMPLOY THE OLDER WORKER WEEK**

By motion made, seconded (Clarke/Hawes), and unanimously carried the Board of Supervisors adopted a proclamation which designates September 24-28, 2001 as "Green Thumb Employ the Older Worker Week" in Shasta County.

### **GENERAL GOVERNMENT**

#### **ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

#### **LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

CAO Latimer requested that the Board of Supervisors approve and authorize the Chairman to sign a letter in support of Assembly Bill 589, which would establish the Property Tax Administration Grant Program. This would change the way funds are received for property tax administration services from an annual application request to a five-year grant funded program.

Supervisors reported on issues of countywide interest. Supervisor Clarke informed the Members of the Board that she had received calls indicating that following the recent terrorist acts, threats had been made against people in the community because of their East Indian decent. A meeting was requested with Members of the Board of Supervisors to discuss this problem and to work together to ensure that this unacceptable behavior ceases. She stated that with the Board's concurrence she would set this public meeting. It was the consensus of the Board of Supervisors that such a public meeting be scheduled.

RESPONSE: FISCAL YEAR 2000-2001 SHASTA COUNTY GRAND JURY FINAL REPORT

Dwight Bailey addressed the Board of Supervisors regarding one of the findings in the Final Grand Jury Report relative to campaign spending requirements and gave a history of the problems he had which prompted the finding. He expressed his appreciation to the Grand Jury for addressing this issue and stated it was rewarding that the Board of Supervisors had responded to his concerns.

CAO Latimer presented the staff report, and a motion was made and seconded (Clarke/Hawes) to adopt the response to the Final Report of the Fiscal Year 2000-2001 Shasta County Grand Jury, as presented.

Under discussion, Supervisor Kehoe questioned a sentence on Page 3 of Attachment 1 of 5, which read "The Board will not implement the Grand Jury's recommendation that the Board should "respond to questions asked of them in a public session because such a blanket policy would, in certain circumstances, place on the Board the obligation to expend County resources on matters not warranting that expenditure or make expenditures for the benefit of a single individual." He stated that while he concurs that the Board should not respond extemporaneously, it has an obligation to respond to questions posed by the audience.

Mr. Latimer explained the problem of requiring a response to each and every comment or concern made during the meeting and cited an example. Supervisor Clarke stated she concurred with Supervisor Kehoe regarding this language but also stated her belief that it should be up to the Board of Supervisors to refer, as they always have, a matter for follow up. She suggested deleting a portion of the sentence but continuing with the current practice of referring matters to staff. It was pointed out that the Brown Act prohibits the Board from responding to questions during the meeting.

Assistant County Counsel Ralston explained that the Grand Jury's recommendation would allow the Board of Supervisors no discretion in this matter, regardless of who the presenter was or if the subject matter is outside the jurisdiction of the Board and could not, therefore, recommend such a complete abdication of the Board's discretion.

Supervisor Fust stated that the language of the Grand Jury recommendation is that "all" members of the Board must respond. When the question is directed to an individual supervisor, that supervisor can make a determination whether or not to respond. Imposing this blanket requirement would not work because the Board of Supervisors cannot respond immediately because the Brown Act prohibits this. It must be brought back later for discussion and action. He stated his belief that deleting "because such a blanket policy would, in certain circumstances, place on the Board the obligation to expend County resources on matters not warranting that expenditure or make expenditures for the benefit of a single individual" would remove the negative inference, but the remainder of the paragraph should be left intact to provide for continuing with the Board's current practices. Supervisor Clarke stated the only way the "Board" can respond is to place the matter on a subsequent agenda.

Supervisor Clarke amended her original motion, and Supervisor Hawes his second, to adopt the response to the Final Report of the Fiscal Year 2000-2001 Shasta County Grand Jury, with the deletion of the following language from page 3 of Attachment 1 of 5: "because such a blanket policy would, in certain circumstances, place on the Board the obligation to expend County resources on matters not warranting that expenditure or make expenditures for the benefit of a single individual." The motion passed; Supervisor Kehoe voted no.

**AUDITOR-CONTROLLER**

**AUDIT REPORT: DEPARTMENT OF SOCIAL SERVICES**

At the recommendation of CAO Latimer and by consensus of the Board of Supervisors, the report by the Auditor-Controller on the audit on the Department of Social Services for the fiscal year ended June 30, 2000 was continued for one week.

**HEALTH AND WELFARE**

**PUBLIC HEALTH**

**ACTIVE AGING PROGRAM FOR SHASTA COUNTY  
CALIFORNIA WELLNESS FOUNDATION**

At the recommendation of Public Health Director Marta McKenzie and Holly Lenz and Sara Sundquist of the Department of Public Health, and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved the submission of a proposal to the California Wellness Foundation in the amount of \$133,000 for an Active Aging Program for Shasta County citizens 55 years and older for the period January 2002 through December 2003.

**PUBLIC WORKS**

**AWARD OF BID: J. F. SHEA COMPANY, INC.  
KNIGHTON ROAD EXTENSION PROJECT**

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Kehoe/Fust), and carried, the Board of Supervisors awarded to the low bidder, J. F. Shea Company, Inc. on a unit cost basis, the contract for construction on the Knighton Road Extension project in the amount of \$4,332,522.40. Supervisor Hawes abstained from taking action on this matter.

11:25 a.m.: The Board of Supervisors adjourned.

\_\_\_\_\_  
Chairman

CAROLYN TAYLOR  
Clerk of the Board of Supervisors

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