

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 19, 2002

REGULAR MEETING

9:00 a.m.: Chairman Kehoe 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. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson (excused)

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Clerk of the Board - Carolyn Taylor
Administrative Board Clerk - Christie Jewell

INVOCATION

Invocation was given by Brad Manley, Anderson-Cottonwood Neighborhood Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Russ Wade spoke about his concerns about the environment and the need for “super heroes,” and introduced “Cat Woman” as one such super hero.

Arnold Erickson spoke about his concern regarding the Knauf plant, the process that allowed its operation, and its effects on the community.

CONSENT CALENDAR

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar: (Supervisor Hawes abstained from acting on the approval of the minutes since he was absent from that meeting.)

Authorized any award money for the County’s state fair exhibit to be paid by the California Exposition and State Fair to Bah Humbugs (Les Baugh) on behalf of the Shasta County State Fair Exhibit Committee. (Administrative Office)

Authorized the issuance of warrants totaling \$84,760.13 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meetings held on March 7 and 12, 2002, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an employment agreement with Jayleen P. Azcona, M.D. at Step C of the salary range of the Senior Psychiatrist employee classification to provide psychiatric services from May 1, 2002 through April 30, 2004. (Mental Health)

Approved and authorized the Chairman to sign an agreement with the Superior Court of California, County of Shasta in the amount of \$40,000 for the Court to provide administrative services associated with the Substance Abuse and Crime Prevention Act of 2000 court-related cases from the date of signing through June 30, 2003. (Mental Health-Alcohol and Drug Programs)

Approved budget transfers for Budget Units 422 and 425 to reflect final state and federal funding allocations which decrease budgeted revenues and appropriations by \$513,428 in Budget Unit 422 (Alcohol and Drug Programs) and align budget with County Auditor-Controller's General Ledger; and reallocate appropriations within Budget Unit 425 (Perinatal Program) to align budget with the County Auditor-Controller's General Ledger. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an amendment to an agreement with the California Department of Health Services for the Women, Infants, and Children program which increases compensation for the Fiscal Year 2001-02 Budget by \$50,276, for a total three-year maximum grant of \$1,956,525. (Public Health)

Approved and authorized the Chairman to sign two amendments to an agreement with Trinity County to provide laboratory testing services through Shasta County Department of Public Health which increases total compensation to a maximum of \$16,000 and extends the term through September 30, 2003. (Public Health)

Approved and authorized the Chairman to sign an amendment to an agreement with Northern Valley Catholic Social Service to administer the Independent Living Skills Program which increases compensation by \$13,133, for a total of \$273,744, for additional transitional living services. (Social Services)

Approved and authorized the Chairman to sign an amendment to an agreement with Wright Education Services to provide anger management and domestic violence treatment services which increases compensation by \$6,410, for a total of \$11,400, to purchase additional treatment services. (Social Services)

REGULAR CALENDAR

GENERAL GOVERNMENT

BOARD OF SUPERVISORS

PRESENTATION: QUINCY LIBRARY GROUP PILOT PROJECT SIERRA-NEVADA FRAMEWORK REGIONAL FOREST REVIEW

Forester Frank Stewart presented an update on the Quincy Library Group Pilot project and the slow process that has been made due to the constraints imposed under the Sierra-Nevada Framework Regional Forest Review. He reviewed their ongoing efforts and funding suggestions, and discussed pending litigation to force the U.S. Forest Service to fulfill their required obligations under the Quincy Library Group legislation.

PROCLAMATION: NATIONAL NUTRITION TIME

By motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which declares March and April 2002 as "National Nutrition Time." Julie McKenzie, Co-chair of Shasta Coalition for Activity and Nutrition, and Gloria Espinoza Hall were present to accept the proclamation. Ms. McKenzie requested the Board of Supervisors' support and participation in their upcoming activities.

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

County Administrative Officer (CAO) Doug Latimer presented an update on two bills currently being addressed by the Regional Council of Rural Counties. Assembly Bill 1776 (Leslie) would allow a board of supervisors to fill a vacancy on their board if the Governor failed to fill the vacancy within 180 days. He recommended the Board of Supervisors consider taking a position in support of this bill. Since this is not on the County's Legislative Platform, he will agendize this for action at the next meeting.

Mr. Latimer also recommended support for Senate Bill 2070 (Johannessen), which deals with water issues. It was explained that this bill would benefit counties of water origin.

Supervisors reported on issues of countywide interest.

AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS AND MEASURES**BUDGET AMENDMENT**

At the recommendation of Agricultural Commissioner/Sealer Mary Pfeiffer and by motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors approved the establishment of a fixed asset account and transferring \$22,000 for the purchase of a retail meter-testing unit; recognized unanticipated revenue in the amount of \$20,000 from unclaimed gas tax and approved a budget amendment in the same amount increasing revenues and appropriations for the purchase of a ½-ton two-wheel-drive truck; and increased fleet size by one vehicle.

HEALTH AND WELFARE**MENTAL HEALTH****ALCOHOL AND DRUG PROGRAMS****BUDGET TRANSFER**

At the request of Mental Health Director Don Kingdon and by motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors approved a budget transfer for the Substance Abuse and Crime Prevention Budget Unit, increasing budgeted revenues and appropriations by \$47,842.

PUBLIC HEALTH

ADOPTION: BYLAWS
PUBLIC HEALTH ADVISORY BOARD

Public Health Director Marta McKenzie reviewed the proposed bylaws and some modifications that had been made since they were first submitted to the Board of Supervisors. Under discussion, Board Members indicated their desire to ensure that reporting recommendations, etc., first be submitted to the Director of Public Health. A revision to item 8, under responsibilities of the Advisory Board was suggested to read as follows: "Evaluate Public Health prevention strategies and initiatives and report in turn to the Director of Public Health, the Board of Supervisors, and to the public."

By motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors approved the bylaws for the Public Health Advisory Board, as amended.

LAW AND JUSTICE

SHERIFF

BUDGET AMENDMENT

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors approved a budget amendment in the amount of \$194,214, increasing expenditures and revenues and transferring appropriations between budget units of the Sheriff's Office.

ITEMS PULLED FROM THE REGULAR CALENDAR

The Chairman announced that at the request of the department, the following County Fire items were withdrawn from the agenda to be brought back for action at a later time:

1. The request to approve a budget amendment in the amount of \$25,000 reallocating appropriations from Services and Supplies to Fixed Assets to accommodate the purchase of an engine.
2. The request to consider awarding Bid No. 386 to Redding Freightliner/Westates for the purchase of one fire engine in the amount of \$185,896.69.

CLOSED SESSION ANNOUNCEMENT

Chairman Kehoe 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 Beaver v. Shasta County Sheriff's Office, Brewster v. County of Shasta, Burns v. County of Shasta, Carlile v. Scott, County of Shasta, Thomas v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).

10:07 a.m.: The Board of Supervisors recessed to Closed Session.

10:50 a.m.: The Board of Supervisors recessed from Closed Session.

10:54 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, and Hawes, County Counsel Karen Jahr, Clerk of the Board Carolyn Taylor, and Administrative Board Clerk Christie Jewell present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss existing litigation.

In the matter of Beaver v. Shasta County Sheriff’s Office, the Board of Supervisors, on a unanimous vote (Supervisor Wilson was absent), assigned the case to Liebert, Cassidy & Whitmore.

In the matter of Brewster v. County of Shasta, the Board of Supervisors, on a unanimous vote (Supervisor Wilson was absent), authorized the filing of a Petition for Writ of Certiorari with U.S. Supreme Court, and authorized retention of Manning, Marder, Kass, Ellrod & Ramirez in connection with the filing of Petition and retention of the County Counsel Association and John Hagar for related work on appeal.

10:56 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

CAROLYN TAYLOR
Clerk of the Board of Supervisors

By _____
Deputy