

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 23, 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 - Absent

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

INVOCATION

Invocation was given by Reverend Don Duff, Trinity Lutheran Church.

PLEDGE OF ALLEGIANCE

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

INTRODUCTIONS

Introductions of the Members of the Board, county staff, elected officials, and county department heads were made.

PUBLIC COMMENT PERIOD - OPEN TIME

Betty Doty, Joyce Creighton, Fulton Doty, and Michel Czehatowski all spoke in opposition to fluoridation and the use of County funds for promoting this purpose. Mr. Czehatowski complained that the Health Department is breaking the law by continuing to post signs advocating support for fluoridation of the City of Redding Water system.

Responding to a question by the Board regarding Mr. Czehatowski's comments, County Counsel Karen Jahr responded that she had spoken with Mr. Czehatowski as well as the Director of Public Health Marta McKenzie, and advised them both that she would research this matter and respond to the Board of Supervisors and Public Health.

Bill Price of the Cottonwood Partnership Action Council, which was established to assess the needs of their community, explained they have been working with the Sheriff's Office regarding their concerns for increased patrol services. He submitted of a petition containing over 750 signatures, requesting that the Board of Supervisors consider returning a substation to the Cottonwood area and increasing patrols in the Cottonwood area.

Mary Stegall, current Executive Director of the Women's Refuge, announced her retirement from that position and introduced Suzie Evans, the new Executive Director.

ITEMS PULLED FROM CONSENT CALENDAR

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:

Adopted Resolution No. 2002-51, which authorizes the issuance of tax and revenue anticipation notes for Fiscal Year (FY) 2002-2003. (Administrative Office/Treasurer-Tax Collector)
(See Resolution Book No. 43)

Authorized the issuance of warrants totaling \$89,774.33 for County operating funds and special districts, as submitted; and authorized the issuance of warrants totaling \$140.22 requiring special Board action. (Auditor-Controller)

Approved the minutes of the meeting held on April 16, 2002, as submitted. (Clerk of the Board)

Enacted Shasta County Code Ordinance No. 2002-3, regarding the establishment of the Department of Child Support Services, as introduced on April 9, 2002. (Clerk of the Board)

Reappointed Diane Gerard and Marjorie Hall to the Mental Health Board for additional three-year terms to January 2005. (Mental Health)

Approved and authorized the Chairman to sign renewal agreements with the following Locum Tenens agencies to provide temporary psychiatric services during FY 2002-2003: (1) Locum Tenens.com, Inc. in the amount of \$230,000; and (2) Psychiatrists Only, LLC in the amount of \$230,000. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Laura J. Baldi, DBA Scribe, to provide medical transcription services from date of signing through June 30, 2002, with an option to renew for two additional one-year terms, in an amount not to exceed \$40,000 annually. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with North State Security, Inc. for security services from the date of signing through June 30, 2002, with an option to renew for two additional one-year terms, in an amount not to exceed \$130,000 annually. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Nurses & Professional Healthcare, Inc. to provide supplemental health care services for the period July 1, 2002 through June 30, 2003 in an amount not to exceed \$40,000. (Mental Health)

Approved and authorized the Chairman to sign Amendment No. 1 to the agreement with Cornerstone Recovery Systems for residential alcohol and drug treatment services from date of signing through June 30, 2002 and increasing the funding to \$110,421. (Mental Health/Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an agreement with the University of California, Davis for supervisor training for the period of June 1, 2002 through June 30, 2003 in the amount of \$29,000. (Public Health)

Approved and authorized the Chairman to sign the Maternal and Child Health funding application to the Department of Health Services in the amount of \$333,156 for the period of July 1, 2002 through June 30, 2003. (Public Health)

Approved and authorized the Chairman to sign a contract with the University of California, Davis in the amount of \$72,500 to provide eligibility worker training for the period of July 1, 2002 through June 30, 2003. (Social Services)

Approved and authorized the Chairman to sign the third amendment to the contract with Cresswell Physical Therapy and Hand Rehabilitation to provide ergonomic intervention solutions and increasing the contract to a total of \$13,100 and extending the termination date to June 30, 2003. (Social Services)

Approved the submission of a grant proposal to the Office of Criminal Justice Planning for an Integrated Justice System Documentation Accessibility Project grant and authorized the Chief Probation Officer to sign the grant award agreement. (Probation)

Took the following actions to reinstate James Masterson as a Probation Assistant: (1) Directed the Auditor to reimburse Mr. Masterson for medical insurance deducted from his PERS retirement up to the contribution amount made to other employees; and (2) approved a one-time waiver of Personnel Rule 6.8 and UPEC MOU Section 11 to facilitate reinstatement, regain his previous vacation accrual rate, and qualify (without the six-month delay) for the County's contribution to dental insurance. (Probation/Support Services-Personnel)

Took the following actions for the Sheriff's Boating Safety Program: (1) Approved and authorized the Chairman to sign an application and financial aid agreement with the State Department of Boating and Waterways for FY 2003-2004 in the amount of \$762,931.29; (2) authorized the Auditor-Controller or Assistant Auditor-Controller to sign the estimated boat taxes Form 808 and all quarterly claims for reimbursement for the FY 2003-2004 Boating Safety Program; and (3) authorized Sergeant Mark Jenkins to sign the quarterly and annual activity reports. (Sheriff)

Took the following actions regarding the Phillips Road at Oak Run Creek Bridge Deck Replacement Project: (1) Approved plans and specifications and directed the Director of Public Works to advertise for bids; and (2) authorized opening of bids on May 24, 2002 at 11 a.m. (Public Works)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the Public Health Parking Lot Project and record it within ten days of actual completion of the work. (Public Works)

REGULAR CALENDAR

BOARD OF SUPERVISORS

PROCLAMATION: VETERAN APPRECIATION MONTH

By motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which proclaims May 2002 as Veteran Appreciation Month. Kevin Marshal was present to accept the proclamation and commented on some of the planned activities.

PROCLAMATION: NATIONAL CRIME VICTIMS' RIGHTS WEEK

By motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which proclaims April 21-27, 2002 as National Crime Victims' Rights Week in Shasta County.

District Attorney McGregor Scott, Mary Jensen, Chief Probation Officer Lou Rizzo, Undersheriff Larry Schaller and Commander of the Redding California Highway Patrol Dave Hahn, were present to receive the proclamation and address the Board of Supervisors.

9:40 a.m.: The Board of Supervisors recessed to participate in a community-wide gathering on the Courthouse steps to recognize crime victims and their families by the releasing of doves.

10:05 a.m.: The Board of Supervisors reconvened.

PRESENTATION

RETIREMENT PRESENTATION: JERRY BROWN
DIRECTOR OF HOUSING AND COMMUNITY ACTION PROGRAMS

The Board of Supervisors presented a plaque expressing appreciation to Housing and Community Action Programs Director Jerry Brown on the occasion of his retirement after 15 years of County service.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on legislation of importance to Shasta County including Senate Bill 1802, the "PERS Bill," and Assembly Bill (AB) 1753, a bill which would have provided backfill for vehicle license fees. CAO Latimer requested that the Board of Supervisors send a letter in support of AB 2448 (Dickerson), which will benefit rural county clinics. By consensus, the Members of the Board authorized sending a letter in support of this bill.

Supervisors reported on issues of countywide interest.

HEALTH AND WELFARE

HOUSING AND COMMUNITY ACTION PROGRAMS

BUDGET TRANSFER

At the recommendation of Housing and Community Action Programs Director Jerry Brown and by motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors approved a budget revision recognizing additional grant revenue in the amount of \$52,445 and related expenditures.

**PUBLIC HEARING: COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS
PLANNING AND TECHNICAL ASSISTANCE
RESOLUTION NO. 2002-52**

Housing and Community Action Programs Director Jerry Brown presented the staff report and recommended that following the public hearing, the Board of Supervisors approve the application for Community Development Block Grant Funds, Planning and Technical Assistance. Ken McKrola of the Assessor's Office also recommended approval of the request.

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

By motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2002-52, which authorizes submission of a grant application in the amount of \$35,000 for Community Development Block Grant Funds, Planning and Technical Assistance, and approved and authorized the Chairman to sign the agreement with the State Department of Housing Community Development.

(See Resolution Book No. 43)

MENTAL HEALTH

**REORGANIZATION: MENTAL HEALTH DEPARTMENT
SALARY RESOLUTION NO. 1195**

Director of Mental Health Don Kingdon presented the staff report and showed a slide presentation outlining the need for and benefits of the proposed reorganization.

By motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors approved the reorganization of the Mental Health Department, adopted Salary Resolution No. 1195, which amends the current classifications, salary range assignments, position allocation list, and corresponding job descriptions, and waived Personnel Rule 19.3 and related sections of the Rules and Memorandums of Understanding for reorganization implementation so salary on promotion/reclassification will be based on base salary plus specialty pay.

(See Salary Resolution Book)

PUBLIC WORKS

BUDGET ADJUSTMENT

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors approved a budget adjustment in the total amount of \$787 for the payment of Liability Insurance Premiums for the following four Permanent Road Divisions, utilizing fund balances: Amber Ridge (\$43); Marianas Way (\$57); Coloma Drive (\$9); and Holiday Acres (\$678).

OTHER DEPARTMENTS

INTER-MOUNTAIN FAIR

ACCEPTANCE OF GRANT FUNDS

CHENEY FOUNDATION

INSTALLATION OF ELECTRONIC SIGN

At the recommendation of Administrative Office Analyst Julie Hope and by motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors accepted grant funds from the Cheney Foundation in the amount of \$24,000 on behalf of the Inter-Mountain Fair and approved the allocation of those funds for the purchase and installation of an electronic sign.

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 David Laskiewicz vs U.S. Pretrial Office and Brandon Rugar, by his guardian ad litem, Brandee Maclean, vs County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss one case of anticipated litigation pursuant to (Government Code Section 54956.9, subdivision (c)):

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

11:45 a.m.: The Board of Supervisors recessed from Closed Session.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, Hawes, and Clarke, Assistant County Counsel Michael Ralston, and Administrative Board Clerks Linda Mekelburg and Christie Jewell present. Supervisor Wilson was absent.

AFTERNOON CALENDAR

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 Rugar vs County of Shasta, the Board of Supervisors, on a unanimous vote (Supervisor Wilson was absent), assigned the case to Gary Brickwood.

JOINT WORKSHOP

JOINT MEETING

SHASTA COUNTY BOARD OF SUPERVISORS

SHASTA COUNTY PLANNING COMMISSION

Chairman Kehoe welcomed the members of the Planning Commission. Planning Commission Chairman John Casolaro introduced his fellow Planning Commissioners: Roy Ramsey, Jerry Smith, and John Cornelius.

Director of Resource Management Russ Mull made introductions of staff members, who discussed the following:

1. Senior Planner John Stokes, the recently enacted Sign Ordinance, which becomes effective May 16, 2002;
2. Senior Planner Paul Bolton, the proposed Wineries Ordinance, which is still in draft form;
3. Senior Planner Bill Walker, the proposed Wind-Powered Generator Ordinance, which is scheduled for public hearing May 7, 2002;
4. Associate Planner Nancy Polk, the proposed Cell Tower Ordinance, which is currently in draft form; and
5. Assistant Director of Resource Management Jim Cook, the proposed Olive Processing Ordinance amendments, which are still in development.

Following Board discussion regarding these ordinances and bed-and-breakfast facilities, by consensus, the Board directed staff to further examine the rules for these facilities to see if the limitations currently placed on them accomplish the County's goals for them.

Fred Fortes of the California Department of Forestry and Fire Protection (CDF) gave a PowerPoint™ presentation showing the current state of a secondary access road located in the Old Shasta area and discussed CDF's proposal to include secondary access roads in the permanent road divisions formed for larger subdivisions. Following discussion, by consensus, the Board of Supervisors agreed that this is a possible solution.

2:40 p.m.: Supervisors Kehoe and Hawes left the hearing room.

Jim Nelson, Habitat Conservation Planning Specialist with the California Department of Fish and Game, gave a PowerPoint™ presentation explaining conservation easements, habitat conservation plans, and natural community conservation plans; Laura Valoppi, Fish and Wildlife Biologist with the U.S. Fish and Wildlife Service, also answered questions regarding easements and the plans.

3:30 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

CAROLYN TAYLOR
Clerk of the Board of Supervisors

By _____
Deputy