

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 6, 2004

REGULAR MEETING

9:01 a.m.: Chairman Hawes 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
Chief Deputy Clerk of the Board - Glenda K. Tracy

INVOCATION

Invocation was given by Pastor Jim Wilson, Pray NorthState.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Russ Wade spoke regarding implausible air credits and warned the members of the Board of Supervisors not be fooled by Knauf Fiberglass facility's alleged attempt to purchase air credits.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE

MEMORANDUM OF UNDERSTANDING
NORTHERN CALIFORNIA VETERANS CEMETERY

Supervisor Kehoe requested, since Senator Johannesson, Assemblyman LaMalfa, and many members of the public were present regarding the Northern California Veterans Cemetery, that the matter be pulled from the regular agenda and heard at this time.

County Administrative Officer (CAO) Doug Latimer advised that on March 18, 2004 he and Supervisors Wilson and Fust, Assistant County Counsel Mike Ralston, and Public Works Director Pat Minturn met with the new Secretary of Veterans Affairs Tom Johnson and his staff, at which time an agreement was reached for a Memorandum of Understanding (MOU). Instead

of the State having to have a full-time maintenance mechanic on staff, Public Works Director Minturn volunteered that Public Works could do the work at their cost, saving the State approximately \$92,000.

Supervisor Wilson was recognized for her work on the project to obtain a Veterans Cemetery in Shasta County for 16 years. CAO Latimer also thanked those who had been instrumental in making the Veterans Cemetery be successful. These included Senator and Secretary of Veterans Affairs Maurice Johannessen, Congressman Wally Herger, Senator Aanested, Assemblyman Doug La Malfa, Public Works Director Pat Minturn, Sheriff Jim Pope, and the staff of all their offices. Supervisor Wilson acknowledged the members of the Veterans Cemetery Advisory Committee.

Senator Johannessen spoke regarding that he and past Assemblymember Tom Woods wrote the legislations together. Senator Johannessen clarified that the Veterans Cemetery is the State cemetery, located in Shasta County. Supervisor Wilson thanked Senator Johannessen for his many years of assistance.

Assemblyman Doug La Malfa stated that he has been happy to facilitate many of the meetings. He thanked the many individuals who have helped in this project.

Shasta Regional Community Foundation Executive Director Kathy Anderson advised that the Community Foundation will establish a trust fund to fund Shasta County's share of water costs for the cemetery. The amount of \$200,000 is to be housed in perpetuity so that it will generate approximately \$7,500 for the water costs. These funds would grow over time to meet additional costs for water. If the legislature reestablished full payment for the water fund, then the Foundation's fund could be used for other things outside the normal funding.

By motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a Memorandum of Understanding (MOU) with the State Department of Veterans Affairs regarding maintenance of the Northern California Veterans Cemetery effective the date of signing through April 5, 2014, with automatic ten-year renewal periods.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes pulled from the Consent Calendar the minutes of March 23, 2004 for correction.

Supervisor Kehoe pulled from the Consent Calendar for discussion the matter regarding the purchase of a new patrol boat for the Sheriff's Office Boating Safety Unit.

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

A correction to the March 23, 2004 Board of Supervisors minutes is to be made on page 76 under SUPPORT SERVICES - HUMAN RESOURCES DIVISION, fifth paragraph, to correct the names of the supervisors on the motion. It should be corrected to read: "AYES: Supervisors Hawes, Wilson, and *Clarke*, NOES: Supervisors Kehoe and Fust."

Supervisor Kehoe spoke regarding the purchase of a patrol boat for the Boating Safety Unit of the Sheriff's Office. He noted that in the afternoon session, the Fire Department is contemplating purchasing two boats also, which are called "rescue boats." Supervisor Kehoe questioned whether there is any coordination between the two departments, and whether it is necessary to purchase three boats. Undersheriff Larry Schaller reported that the boat for the Sheriff's Office is a replacement boat for one that is eleven years old, used at the lake. This purchase has been coordinated by County Purchasing in terms of the bids. Chairman Hawes

stated that the Sheriff's boat is used for patrol purposes on the lake, the Fire Department's boats will be used for rescue.

CONSENT CALENDAR

By motion made, seconded (Clarke/Fust), 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 \$409,688.55 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on March 23, 2004, as amended. (Clerk of the Board)

Reappointed Al Friesen, Jerry Nash, and Billy Sutter, Jr. to the Board of Building Appeals for two-year terms to expire December 2006. (Clerk of the Board)

Reappointed Linda Arenchild (as recommended by District 1 Supervisor Kehoe) and Mana Davis (as recommended by District 5 Supervisor Clarke) to the Commission on Aging for two-year terms to expire January 2006. (Clerk of the Board)

Reappointed Linda Arenchild and Mana Davis to the Shasta County Long Term Care/Adult Day Health Care Council to two-year terms to expire January 2006. (Clerk of the Board)

Reappointed Sam Major, Chris Kutras, Mark Lascelles, Richard Thompson, and Larry Fredrickson to the Economic Development Corporation for two-year terms to expire January 2006. (Clerk of the Board)

Reappointed William Meek to the Law Library Board of Trustees for a one-year term to expire January 2005. (Clerk of the Board)

Reappointed Dr. Andrew Deckert, Karen Kratzer, Barbara Lapp, Del Skillman, Judie Englesby-Smith, and Maxine Wayda to the Shasta Children and Families First Commission for one-year terms to expire January 2005. (Clerk of the Board)

Reappointed Jeff Cummings and Janet Tyrrel to the Shasta County Solid Waste Hearing Panel to two-year terms to expire January 2006. (Clerk of the Board)

Reappointed Steve Foster, Brian Gartner, and Robert McCullough to the Well Standards Advisory Board for two-year terms to expire January 2006. (Clerk of the Board)

Adopted Policy Resolution No. 2004-2 which approves revisions to Administrative Policy 8-103, Fleet Management Program; and authorized Fleet Management to account for the payment of a multi-year software licensing agreement proportionally in Fiscal Years 03-04 and 04-05. (Support Services-Fleet Management Division)

Approved the award of Bid No. 03-10 to Boulton Powerboats Incorporated in the amount of \$51,132.51 for the purchase of a new patrol boat for the Sheriff's Office Boating Safety Unit. (Support Services-Purchasing Division)

Approved and authorized the Chairman to sign a renewal agreement with the State Department of Mental Health allocating \$980,747 to allow Mental Health to operate the Managed Mental Health Care Plan for Medi-Cal eligible residents for Fiscal Year 03-04. (Mental Health)

Approved and authorized the Chairman to sign an agreement with the State Department of Mental Health to provide State Hospital services for Fiscal Year 02-03. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the Fiscal Year 03-04 agreement with Shasta County Women's Refuge to authorize advance payment of up to 25 percent (\$18,750) of the maximum compensation amount of \$75,000 for CalWORKs domestic violence services. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an amendment to the agreement with Kitchell CEM in the amount of \$34,650 (for a total not to exceed \$1,468,975) to provide additional special testing and inspection services for the Administration Center project. (Public Works)

Took the following actions regarding the Resource Management Permit Center Addition: (1) Found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA), and authorized the Director of Public Works to sign a Notice of Exemption; (2) approved plans and specifications, and directed the Director of Public Works to advertise for bids; and (3) authorized opening of bids on or after May 21, 2004 at 11 a.m. (Public Works)

Authorized the Director of Public Works to release securities guaranteeing faithful performance (in the amount of \$50,000) and payment (in the amount of \$25,000) for Parcel Map No. 02-006, Lamb (west Redding area). (Public Works)

REGULAR CALENDAR

PRESENTATION

STILLWATER BUSINESS PARK

City of Redding Administrative Services Director Randy Bachman provided an update on the Stillwater Business Park project. This project was conceived in 1999 due to the issue of the lack of "ready-to-go" industrial sites in which businesses can be recruited. The Stillwater Business Park is located on the east side of the municipal airport.

Mr. Bachman stated that there are basically three types of significant transportation links that are important for a business industrial park to have access to: rail, air traffic, and interstate access. The Stillwater Business Park project meets the air and interstate access.

It is proposed to use one-fifth of the industrial property area for building area. The project is 678 acres, with 250 acres set aside into open space. There is approximately 80 acres of wetlands. The area offers much beauty in the surrounding area. Mr. Bachman stated that with the size of the property, and the estimated building sites, there is an estimate of approximately 7,500 jobs available.

Mr. Bachman requested the Members of the Board of Supervisors to allow the Shasta County Director of Public Works Pat Minturn to attend the meetings of the project team that meet every three weeks. His attendance would be to represent the County and participate, and give the benefit of his experience.

BOARD MATTERS

APRIL 2004 EMPLOYEE OF THE MONTH EXECUTIVE ASSISTANT LINDA COPLEN RESOLUTION NO. 2004-43

At the recommendation of Director of Social Services Del Skillman and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-43, which recognizes Executive Assistant Linda Coplen as Shasta County's April 2004 Employee of the Month.

(See Resolution Book No. 45)

PROCLAMATION: FAIR HOUSING MONTH

At the recommendation of Director of Housing/Community Action Programs Larry Lees and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation designating April 2004 as Fair Housing Month in Shasta County.

PROCLAMATION: CHILD ABUSE PREVENTION AWARENESS MONTH

At the recommendation of Director of Social Services Del Skillman and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation designating April 2004 as Child Abuse Prevention Awareness Month in Shasta County; and received an annual report of activities from the Shasta County Child Abuse Prevention Coordinating Council.

PROCLAMATION: VICTIM/WITNESS ASSISTANCE MONTH

At the recommendation of District Attorney Jerry Benito and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2004 as Victim/Witness Assistance Month in Shasta County.

PROCLAMATION: NATIONAL CRIME VICTIMS' RIGHTS WEEK IN SHASTA COUNTY

At the recommendation of District Attorney Jerry Benito and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 18-24, 2004 as National Crime Victims' Rights Week in Shasta County.

10:35 a.m.: The Board of Supervisors recessed to the front steps of the Shasta County Courthouse to attend a ceremony in recognition of Crime Victims' Rights Week.

11:00 a.m.: The Board of Supervisors reconvened.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County including a report on the realignment program that was instituted several years ago that included the "poison pill" that if any County sued the State successfully that the Vehicle License Fees (VLF) realignment process would cease. San Diego County sued and won their case against the State, so basically the Department of Motor Vehicles has ceased sending the vehicle license fees to the State so that the State could distribute them for realignment to the Public Health, Mental Health, and Social Services departments. There may be

some urgency legislation worked out that the State may be able to release those monies, but several Counties are struggling with cash flow problems.

Supervisor Fust advised that he and Supervisor Clarke had attended the 2004 National Forest Counties and Schools Coalition Conference recently. Supervisor Fust brought back information about illegal dumping. In Clackamas County, Oregon, a program has been set up through Bureau of Land Management, the U.S. Forest Service, and certain landowners, which creates a fund used for the arrest and prosecution of individuals that are found to have participated in illegal dumping. Supervisor Fust asked Director of Resource Management Russ Mull to contact the "Dump Stoppers," to obtain information that may be helpful for Shasta County to initiate such a program.

Supervisor Fust reported further on a meeting with Regional Forester Jack Blackwell and Shasta-Trinity National Forest Supervisor Sharon Heywood to come before the Board of Supervisors to provide an update. Ms. Heywood's office had called to schedule her to come before the Board on April 20, 2004. Mr. Blackwell will be before the Board on October 26, 2004.

Supervisor Kehoe advised that the Public Health Advisory Board conducted their second annual Excellence in Public Health Awards.

Supervisor Clarke spoke of the PILT Payments (Payments in Lieu of Taxes) dealt with by Regional Council of Rural Counties (RCRC) and National Association of Counties (NACo). The money is in the budget for full payment of PILT payments. Supervisor Clarke stated that the Board of Supervisors should send a letter to members of the Senate and Congress to assure that the language in a House resolution goes forward.

Supervisor Clarke shared a video "FOREST WITH A FUTURE," which told about introducing fire into our atmosphere in order to save communities and stop the devastating forest fires. Supervisor Clarke reemphasized that, if handled properly, it is a renewable resource if managed properly.

Supervisor Hawes advised he attended the Basic Control Council meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE/GRAND JURY

LIMITED SCOPE MANAGEMENT AUDIT **SHASTA COUNTY AUDITOR-CONTROLLER'S OFFICE**

Budget Officer Kim Pickering presented a report reviewing the Limited Scope Management Audit of the Shasta County Auditor-Controller's Office prepared by the Harvey Rose Accountancy Corporation concerning components such as an evaluation of the organizational structure, the accounts payable processing, financial data management and control, staff development and training, and communication with other departments. Ms. Pickering stated that the audit included recommendations which focus on five general areas: financial oversight, purchasing and accounts payable processes, employee retention, Board's claims, and the Shasta County cost allocation (A87 plan). By motion made, seconded (Clarke/Kehoe) and unanimously carried, directing implementation of the recommendations supported by the County Administration Office.

HEALTH AND WELFARE

HOUSING AND COMMUNITY ACTION PROGRAMS

RECORDS RETENTION SCHEDULE
RESOLUTION NO. 2004-44

At the recommendation of Director of Housing/Community Action Programs Larry Lees and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-44, which establishes a records retention schedule for the Department of Housing and Community Action Programs.

(See Resolution Book No. 45)

MENTAL HEALTH

MENTAL HEALTH BOARD ANNUAL REPORT

Shasta County Mental Health Board Chairman Terrance Starr presented the annual report and introduced other members of the Board who gave presentations on their committees. Members introduced were Mary Rickert, David Talbott, Susan Wilson, and Marge Hall.

SOCIAL SERVICES

BANK OF AMERICA DEBIT CARDS
CHILDREN AND FAMILY SERVICES-RELATED
EMERGENCY TRAVEL EXPENSES

At the recommendation of Deputy Director of Social Services Barbara McKend and by motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors approved the purchase of Bank of America debit cards to pay for Children and Family Services-related emergency travel expenses; and authorized the Auditor-Controller to pay claims associated with the purchase of the cards.

LAW AND JUSTICE

PROBATION

BUDGET AMENDMENT

At the recommendation of Chief Probation Officer James Kuhn and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved a budget amendment increasing Juvenile Hall appropriations and revenue by \$121,000, decreasing Probation appropriations by \$85,000, and moving \$85,000 in General Fund monies from Probation to Juvenile Hall.

RESOURCE MANAGEMENT

COMMUNITY EDUCATION SECTION

**AGREEMENT: CLEAN HARBORS ENVIRONMENTAL SERVICES, INC.
HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENTS**

At the recommendation of Staff Services Manager Resource Management Ronnie Taddei and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Clean Harbors Environmental Services, Inc. in an amount not to exceed \$60,424 to provide assistance in conducting four household hazardous waste collection events from the date of signing through June 30, 2004.

12:15 p.m.: The Board of Supervisors recessed and convened as the Shasta County Housing Authority.

SCHEDULED HEARING

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY HOUSING AUTHORITY

**ANNUAL REPORT AND CERTIFICATION OF COMPLIANCE
HOUSING AUTHORITY RESOLUTION NO. 2004-2**

This was the time set to conduct a public hearing regarding the Shasta County Housing Authority's annual plan and to discuss the Certification of Compliance.

The public hearing was opened, no one spoke for or against the proposal, and the hearing was closed.

At the recommendation of Housing Director Larry Lees and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted the annual plan for the Shasta County Housing Authority as required by the Department of Housing and Urban Development; and adopted Housing Authority Resolution No. 2004-2, which authorizes the Chairman to sign the Certification of Compliance.

(See Housing Authority Resolution Book)

12:20 a.m.: The Shasta County Housing Authority adjourned and reconvened as the Board of Supervisors.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c),
2. Confer with its counsel to discuss the appointment of a public employee (Public Defender), pursuant to Government Code section 54957.

3. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-Management Association, Deputy Sheriffs Association, Deputy Sheriffs Association-Correctional Officers, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California-General Unit, United Public Employees of California-Professional Unit, and Teamsters-Trades and Crafts, pursuant to Government Code Section 54957.6.

12:25 p.m.: The Board of Supervisors recessed to Closed Session.

1:15 p.m.: The Board of Supervisors recessed from Closed Session.

1:31 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, Hawes, and Clarke, County Counsel Karen Jahr, and Chief Deputy Clerk of the Board Glenda K. Tracy 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. By unanimous vote, the Board of Supervisors took the following action: to hire Neal Pereira, at the "F" step, as Public Defender.

No additional reportable action was taken.

PUBLIC WORKS

TITLE II/III TIMBER RECEIPT FUNDS PROJECTS

1:32 p.m.: Supervisor Kehoe recused himself due to a conflict and left the room.

Deputy Director of Public Works Daniel Kovacich presented an overview of Title II/III (timber receipt funds) projects.

Public Works Accountant Auditor II Susan Crowe gave a presentation on Secure Rural Schools and Self-Determination Act of 2000, a supplement to increase revenue to counties with declining timber receipts through the U.S. Forest Service. Ms. Crowe told of the purpose of the Resource Advisory Committee (RAC), which is to improve relationships between the land management agencies, the Forest Service, and the counties for the purpose to improve the health of the forest.

Shasta County Fire Safe Council Coordinator Barbara Camacho and District Manager of the Western Shasta Resource Conservation District (WSRCD) Mary Schroeder told many dates the RAC is scheduled to have their project displayed in the area in the near future.

U.S. Forest Service Assistant Public Affairs Officer Mike Odle, Liaison to RAC provided an update on more recent grants that are pending. Mr. Odle told of various projects and their status.

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors authorized the reserve of 15 percent of the full payment for forest projects, requests received from County Fire and Western Shasta Resource Conservation District for Fiscal Year 04-05 Title III projects; and reserved the remainder of the 15 percent amount for Title II projects to be selected by the Resource Advisory Committee.

1:55 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By _____
Deputy