

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, May 11, 2004

REGULAR MEETING

9:02 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 Tracy

INVOCATION

Invocation was given by Director of Social Services Del Skillman.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for clarification the item regarding the Fiscal Year 04-05 Shasta County Substance Abuse and Crime Prevention Act (SACPA). Alcohol and Drug Program Administrator David Reiten stated the Shasta County District Attorney's Office attends all SACPA-related planning committees, courts and probation and treatment staff, at no cost to the SACPA program. Mr. Reiten advised the costs involved for the District Attorney would be actual costs, and SACPA allows for court-related costs.

Supervisor Kehoe pulled for clarification the item regarding the County's Comprehensive Multi-Agency Juvenile Justice Plan Modification for Fiscal Year 04-05. Chief Probation Officer Jim Kuhn stated that the new Phoenix/Drug Court Program will be funded due to the layoff of one analyst and one Probation Assistant in the Probation Department.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$118,152.67 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$1,226.56 requiring special board action. (Auditor-Controller)

Took the following actions regarding agreements with Whitmore Community Center, Inc.: Authorized the Chairman to sign an amendment to the agreement increasing the Community Development Block Grant loan amount by \$148,456 (for a total of \$248,456) to construct a community center in Whitmore to be completed no later than December 31, 2004; and approved and authorized the Chairman to sign an agreement in the amount of \$51,544 to utilize Jobs Housing Balance Incentive Grant Program funds to construct the community center in Whitmore to be completed no later than December 31, 2004. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign an agreement with the County of Stanislaus in an amount not to exceed \$250,000 annually to provide psychiatric inpatient hospital services to Shasta County residents from July 1, 2004 through June 30, 2005, with an automatic renewal for two additional one-year periods; and adopted Resolution No. 2004-51, which designates the County of Stanislaus through its Department of Behavioral Health and Recovery Services as a facility to provide 72-hour treatment and evaluation and 14-day intensive treatment pursuant to the Lanterman-Petris-Short (LPS) Act. (Mental Health)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an agreement with Nusrat N. Malik, M.D. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Peggy Farver, M.F.T. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year periods. (Mental Health)

Approved the Fiscal Year 04-05 Shasta County Substance Abuse and Crime Prevention Act of 2000 County Plan for drug treatment, probation supervision, and other supportive services; and authorized the Alcohol and Drug Program Administrator to sign and submit the Plan. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign a renewal agreement with the State Department of Alcohol and Drug Programs in an amount not to exceed \$5,227,401 to provide alcohol and other drug treatment and prevention services for the period July 1, 2004 through June 30, 2008. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign a contract with David Wilson, Ph.D. in the amount of \$7,000 to provide psychological consultation services for the period July 1, 2004 through June 30, 2005. (Social Services)

Adopted Resolution No. 2004-52, which authorizes the Chief Probation Officer to sign and submit the County's Comprehensive Multi-Agency Juvenile Justice Plan Modification for Fiscal Year 04-05. (Probation)

(See Resolution Book No. 45)

Found the 2004 Chip Seal Project categorically exempt in conformance with the California Environmental Quality Act (CEQA), approved plans and specifications and directed the Director of Public Works to advertise for bids, and authorized opening of bids on or after June 4, 2004 at 11 a.m. (Public Works)

Found the Redding Regional Septage Impoundments Clean Out Project categorically exempt in conformance with the California Environmental Quality Act (CEQA), approved plans

and specifications and directed the Director of Public Works to advertise for bids, and authorized opening of bids on or after June 11, 2004 at 11 a.m. (Public Works)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the Lake Boulevard Bike Lanes Project and record it within 10 days of actual completion of the work. (Public Works)

Approved the Tract 1872, Oak Knoll Subdivision (east Burney area) final map for filing; accepted on behalf of the public offers of dedication for public highway and public utility easements; and adopted Resolution No. 2004-53, which consents to but does not accept offers of dedication for private roads or for any other public use. (Public Works)

(See Resolution Book No. 45)

Adopted Resolution No. 2004-54, which certifies that the County maintains 1,191.189 miles of road, annually required as a condition for State funding. (Public Works)

(See Resolution Book No. 45)

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: FOSTER CARE AWARENESS MONTH

At the recommendation of the Director of Social Services Del Skillman and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation designating May 2004 as Foster Care Awareness Month in Shasta County.

9:19 a.m. The Board of Supervisors recessed.

9:20 a.m. The Board of Supervisors reconvened.

PRESENTATIONS

PRESENTATION: SHASTA PSYCHIATRIC HOSPITAL

Shasta County Director of Mental Health Dr. Don Kingdon reported on the status of transition efforts in response to the pending closure of the Shasta Psychiatric Hospital. It is anticipated that 24-hour emergency response with all three Shasta County hospitals will be in place by Shasta County Mental Health crisis staff by July 1, 2004.

PRESENTATION: BUREAU OF LAND MANAGEMENT

Bureau of Land Management Assistant Field Manager Francis Berg introduced the new Bureau of Land Management Field Manager Steve Anderson, who provided a brief update on the activities of the local office. In response to questions by Members of the Board of Supervisors, Mr. Anderson stated that he has met with gun range proponents and citizens and was advised that there is a great need for a shooting range in Shasta County.

PRESENTATION: TOUCH-SCREEN VOTING SYSTEM

County Clerk/Registrar of Voters Ann Reed provided an update regarding the County's touch-screen voting system. Mrs. Reed appeared before the Secretary of State's Voting Procedures Panel and testified, urging the Panel and the Secretary not to decertify electronic voting machines for use in California; however, on April 30, 2004 two decertification orders were issued. The first decertified the Diebold TSx system in use in some counties, and the

second decertified all electronic voting machines for use in California with two exceptions: counties that use voting machines with a voter-verified paper audit trail, and those that use Direct Recording Electronic (DRE) devices, if the county complies with 23 security directives. Electronic voting machines throughout the State of California were tested and found to have a zero error rate. The issues raised by the Secretary of State are security and the lack of a printed version of a ballot; he has mandated that all voting systems must have a paper audit trail by January 2005. Sequoia Voting Systems, the vendor that sold Shasta County its DRE's, is currently in the process of having its printer federally certified. Shasta County plans to have the printers in place for the November 2005 election. The certification is not complete, and it is not anticipated that use of printers will be available for use in Shasta County by November 2004. Should the County be forced to conduct the upcoming election with paper ballots, the additional cost will be approximately \$157,000.

BOARD MATTERS

PROCLAMATION: PEACE OFFICERS' WEEK **PEACE OFFICER MEMORIAL DAY**

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation designating May 9-15, 2004 as Police Officers' Week and May 13, 2004 as Peace Officer Memorial Day in Shasta County, and directing that the Courthouse flag be flown at half-staff on May 13, 2004.

PROCLAMATION: EMERGENCY MEDICAL SERVICES WEEK

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation designating May 16-22, 2004 as Emergency Medical Services Week in Shasta County.

GENERAL GOVERNMENT

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting the May Revision of the State budget will indicate that the decisions taken by the Shasta County Board of Supervisors on May 4, 2004 at the budget workshop will allow the County's budget to remain stable.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

MINUTES: APRIL 27, 2004

By motion made, seconded (Clarke/Fust), carried, the Board of Supervisors approved the minutes of the meetings held on April 27, 2004, as submitted. Supervisor Wilson abstained as she was absent from the April 27, 2004 meeting.

FALL RIVER MILLS CEMETERY DISTRICT AUDIT

Supervisor Kehoe had questions regarding Fall River Mills Cemetery District's request to replace their annual audit with a biennial audit. As permission to grant the district's request in accordance with Government Code section 26909(f) requires a unanimous vote, the Clerk of the

Board was directed to send a letter to the district with the questions to receive answers in writing or for the district to send their chairman to answer the questions before the Board of Supervisors; the matter was continued to the May 25, 2004 Board of Supervisors meeting.

SUPPORT SERVICES

HUMAN RESOURCES DIVISION

FISCAL YEAR 03-04 CLASSIFICATION MAINTENANCE PROGRAM SALARY RESOLUTION NO. 1250

At the recommendation of Assistant Director of Support Services Marty Bishop and by motion made, seconded (Kehoe/Clarke), and carried, the Board of Supervisors approved the Fiscal Year 03-04 Classification Maintenance Program; adopted Salary Resolution No. 1250 which reclassifies various positions and makes certain salary adjustments effective May 16, 2004; deleted twelve job classifications; and approved three new job specifications. Supervisor Fust voted no and stated that he has concerns due to the increase in costs.

(See Salary Resolution Book)

HEALTH AND WELFARE

MENTAL HEALTH

ALCOHOL AND DRUG PROGRAMS

BUDGET TRANSFERS

At the recommendation of Alcohol and Drug Program Administrator David Reiten and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors approved budget transfers for Budget Units 422, 424, and 425 to reflect final state and federal funding allocations which align the budgets with the Auditor-Controller's General Ledger and decreased budgeted revenues and appropriations by \$4,565 in Budget Unit 422 (Alcohol and Drug Programs); increased budgeted revenues and appropriations by \$8,056 in Budget Unit 424 (Prop 36 Program); and increased revenues and appropriations by \$67,659 within Budget Unit 425 (Perinatal Program).

LAW AND JUSTICE

SHERIFF

AGREEMENT: U.S. FOREST SERVICE CONTROLLED SUBSTANCE SERVICES ON NATIONAL FOREST LAND BUDGET AMENDMENT

10:35 a.m.: Supervisor Kehoe recused himself with a conflict due to his association with the U.S. Forest Service and left the room.

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Wilson/Clarke), and carried, the Board of Supervisors approved and authorize the Chairman to sign a renewal agreement with the United States Department of Agriculture, Forest Service in an amount not to exceed \$25,000 to provide controlled substance services on National Forest systems lands from the date of signing through December 31, 2004, and approved a budget

amendment which increases expenditures and revenues in the amount of \$10,000 to cover the period through June 30, 2004.

10:44 a.m. Supervisor Kehoe returned to the room.

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 one case of existing litigation, entitled Preheim v. County of Shasta, et al., and Yandell v. 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).
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.

Chairman Hawes also announced that the In-Home Supportive Services (IHSS) Public Authority Governing Board would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organization: United Domestic Workers of America.

10:45 a.m.: The Board of Supervisors recessed to Closed Session.

11:55 a.m.: The Board of Supervisors recessed from Closed Session, and the IHSS Public Authority Governing Board convened in Closed Session.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

IHSS PUBLIC AUTHORITY GOVERNING BOARD

12:35 p.m.: The IHSS Public Authority Governing Board recessed from Closed Session.

12:40 p.m.: The IHSS Public Authority Governing Board reconvened with Supervisors Hawes, Kehoe, and Fust, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF IHSS PUBLIC AUTHORITY**GOVERNING BOARD CLOSED SESSION ACTIONS**

Supervisor Hawes reported that the In-Home Supportive Services (IHSS) Public Authority Governing Board met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

12:40 p.m.: The In-Home Supportive Services (IHSS) Public Authority Governing Board adjourned, and the Board of Supervisors reconvened.

REPORT OF BOARD OF SUPERVISORS CLOSED SESSION ACTIONS

Supervisor Hawes reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation, as well as labor negotiations; however, no reportable action was taken.

12:40 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By _____
Deputy