

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 15, 2005

REGULAR MEETING

9:02 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Pastor George Gunn, Shasta Bible College.

PLEDGE OF ALLEGIANCE

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

INTRODUCTIONS

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

PUBLIC COMMENT PERIOD - OPEN TIME

Assistant Auditor-Controller Connie Regnell advised that an Open House is scheduled for the Shasta County Administration Center on Wednesday, March 16, 2005 from 4:30 to 6:30 p.m.

Richard Paz requested the members of the Board of Supervisors oppose the closure of Beale and Travis Air Force Bases. County Administrative Officer Doug Latimer stated that the Board of Supervisors had previously written letters to oppose the closure of Beale Air Force Base and could do so again. By consensus, the Board of Supervisors agreed to send another letter.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Clarke stated that several consent agenda items that addressed budget amendments should have been placed on the regular agenda, as they required a 4/5 vote of the Board of Supervisors.

Supervisor Kehoe pulled for discussion the agenda item regarding the contract amendment with Ray Carlson, Ph.D. and inquired about the reduction in compensation. Director of Social Services Sher Huss advised that although the Shasta County Adoption Unit focuses on the adoption of older children, review of applications find that fewer children are in need of this assistance.

CONSENT CALENDAR

By motion made, seconded (Hawes/Hartman), 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 \$49,743.34 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on March 8, 2005, as submitted. (Clerk of the Board)

Appointed Peter Johnson to the Fall River Resource Conservation District to fill an unexpired term to December 2008. (Clerk of the Board)

Approved and authorized the Chairman to sign a Memorandum of Understanding with the Shasta County Office of Education for the transfer of \$80,209 in Federal Individuals with Disabilities Education Act Funds to the Shasta County Department of Mental Health for Fiscal Year 2004-05 to provide services to special education students. (Mental Health)

Approved and authorized the Chairman to sign a contract amendment with Northern Valley Catholic Social Service, Inc. increasing compensation by \$120,500 (for a total not to exceed \$520,000) to provide additional mental health services to Medi-Cal eligible children and youth from the date of signing through June 30, 2006. (Mental Health)

Approved and authorized the Chairman to sign a contract amendment with Remi Vista, Inc. increasing compensation by \$50,000 (for a total not to exceed \$301,648) to provide additional mental health services to Medi-Cal eligible children and youth from the date of signing through June 30, 2007. (Mental Health)

Approved a budget adjustment increasing revenues in the amount of \$57,071 in the Public Health California Children's Services (CCS) budget to account for federal authorization of administration costs to CCS programs and to recognize realignment growth received from the Social Services Department. (Public Health)

Approved and authorized the Chairman to sign a contract amendment with Northern Valley Catholic Social Service, Inc. increasing compensation by \$8,000 (for a total not to exceed \$55,000) to provide additional counseling services to Children and Family Services clients and retaining the term of July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with Ray Carlson, Ph.D. reducing compensation by \$1,000 (for a total not to exceed \$19,000) to provide psychological evaluations and consultation services and retaining the term of July 1, 2004 through June 30, 2005. (Social Services)

Adopted Resolution No. 2005-22, which authorizes the Public Works Director to sign the applications and agreements for Federal Transit Act section 5311 funding for Fiscal Years 2003-04, 2004-05, and 2005-06 to receive transit capital and operating assistance. (Public Works)

(See Resolution Book No. 46)

Adopted Resolution No. 2005-23, which authorizes the County to recover costs in the amount of \$113,672.80 resulting from the abatement of nuisance conditions on various parcels by means of special assessments and liens. (Resource Management)

(See Resolution Book No. 46)

Adopted Resolution No. 2005-24, which authorizes the Environmental Health Division to apply for a Solid Waste Enforcement Assistance Grant for Fiscal Year 2005-06 in an approximate amount of \$42,400. (Resource Management-Environmental Health Division)

(See Resolution Book No. 46)

ACTION ON ITEMS PULLED FROM THE CONSENT CALENDAR

AGREEMENT: KELLY SHULER

LANDSCAPING SERVICES AT INTER-MOUNTAIN FAIRGROUNDS

Supervisor Kehoe pulled for discussion the agenda item regarding the agreement for landscaping services with Kelly Shuler at the Inter-Mountain Fair (Fair) inquired whether a Request for Proposal (RFP) had been conducted. County Administrative Officer Doug Latimer replied that Ms. Shuler has performed the landscaping duties at the Fair for several years. Since the Fair has become a County department, it was determined that a proper agreement needed to be put in place, and an RFP for the services will be done in December 2005.

By motion made, seconded (Hawes/Clarke), and carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Kelly Shuler in the amount of \$1,600 per month to provide gardening and landscaping services for the period February 1, 2005 through November 30, 2005. Supervisor Kehoe and Supervisor Cibula voted no. (Inter-Mountain Fair)

REGULAR CALENDAR

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. CAO Latimer advised that Director of Public Health Marta McKenzie has requested a letter of support for Senate Bill 12, (Escutia) establishing comprehensive nutrition standards for food and beverages sold on California campuses. By consensus, the Board of Supervisors directed the Chairman to sign a letter supporting SB12.

Supervisor Hawes related an incident that had occurred in the Whitmore area where a high-speed chase took place and an accident occurred at an intersection. Supervisor Hawes stated that high-speed chases should not take place, avoiding the danger of collisions, and possible injury to members of the public. He gave pictures of the incident site to Sheriff's Office Captain Tom Bosenko.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES/RESOURCE MANAGEMENT

**AIR QUALITY DISTRICT MANAGER, BUILDING DIVISION MANAGER,
AND ENVIRONMENTAL HEALTH DIVISION MANAGER
SALARY RESOLUTION NO. 1266**

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Hawes/Clarke), and carried, the Board of Supervisors adopted Salary Resolution No. 1266, which increases the salary ranges for the Air Quality District Manager, Building Division Manager, and Environmental Health Division Manager classifications by 10 percent. Supervisor Kehoe voted no.

(See Salary Resolution Book)

HEALTH AND WELFARE

PUBLIC HEALTH

**PUBLIC HEALTH ADVISORY BOARD
APPOINTMENTS
YEAR-END REPORT**

At the recommendation of Director of Public Health Marta McKenzie, and by motion made, seconded (Hartman/Clarke), and unanimously carried, the Board of Supervisors appointed Toni Rango and reappointed Melinda Brown to the Public Health Advisory Board as general membership appointees for three-year terms to March 2008; and appointed Margaret Brennan (as recommended by District 1 Supervisor Kehoe), and Ray Siner (as recommended by District 4 Supervisor Hartman), to the Public Health Advisory Board for three-year terms to March 2008.

Supervisor Clarke advised that Eric Hanson had requested not to be reappointed. She requested that interested individuals residing in her district, particularly the Shingletown, Millville, or Cottonwood areas contact her. Supervisor Clarke stated that she would like to appoint an individual from the business community as that would offer a different perspective.

Public Health Advisory Board Chair Dean Germano presented the year-end report of the Advisory Board.

LAW AND JUSTICE

SHERIFF

**TRANSFER OF ASSET TO CITY OF REDDING
HOMELAND SECURITY GRANT PROGRAM PART II
BUDGET AMENDMENT**

At the recommendation of Sheriff's Office Lieutenant Stan Morgan and by motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors approved a budget amendment for the FY 03 Homeland Security Grant Program Part II in the amount of \$21,200 to adjust appropriations between services and supplies and fixed assets to coincide with actual program needs; and authorized the Auditor-Controller to make necessary adjustments to transfer a hazardous materials trailer to the Redding Municipal Utilities Department on behalf of Shasta County through its Office of Emergency Services at the time the County receives reimbursement from the Grant.

PUBLIC WORKS/ADMINISTRATIVE OFFICE

GULF WAR VETERANS MEMORIAL

9:50 a.m. Supervisor Cibula recused himself due to a conflict of interest as he owns real property in the immediate vicinity, and he left the room.

Public Works Director Pat Minturn presented the staff report and recommended approval of the placement of a Gulf War Veterans Memorial in the garden area between the Shasta County Administration Center building and the parking structure, and requested the Board of Supervisors to provide direction to the architect working with the veterans group on the size and style of the memorial.

Les Melburg of Nichols Melburg & Rosetto advised that he has agreed to provide services to the Families Honoring Our Troops on a pro bono basis. He is awaiting the Board of Supervisors' approval of the project and the location before designing the monument.

Members of Families Honoring Our Troops Colleen Tannenbaum, Ruth Lyon, Tom McFaren, and Paulene Ariano supported a monument to honor and recognize the troops serving in Iraq.

Mr. Minturn explained that the three issues before the Board of Supervisors are the appropriateness of placing a memorial on County property; the location; and the scale and character of the monument.

Supervisor Hartman spoke of the importance of the project and volunteered to serve on a committee, should there be a need for one.

Supervisor Clarke requested that the design and location of the Gulf War Veterans Memorial not competition with the Pearl Harbor monument currently on County property.

Supervisor Kehoe noted that the diagram shows the proposed Veteran's Memorial to be between the parking structure and the Administration Center. He explained that since the location is not prominent, it is not an appropriate location to honor veterans.

By motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors supported the intent of the construction of a memorial to honor the troops from Iraq.

By consensus, the Board of Supervisors directed CAO Latimer to return to the Board of Supervisors in 30 to 60 days with alternate sites for the memorial.

10:26 a.m. Supervisor Cibula returned to the room.

SCHEDULED HEARINGS

LAW AND JUSTICE

SHERIFF

EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

This was the time set to conduct a public hearing and consider the use of \$38,420 in Edward Byrne Memorial Justice Assistance Grant funds to purchase mobile radios. Sheriff's Office Administrative Services Officer Marjie Stolze presented the staff report and

recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors approved the use of \$38,420 in Edward Byrne Memorial Justice Assistance Grant funds from the U.S. Department of Justice, Bureau of Justice Assistance to purchase seven analog/digital mobile radios; authorized the County Administrative Officer to sign a pending award document and special conditions; and authorized the Auditor-Controller to pay claims for expenses associated with the grant.

PUBLIC WORKS

TRACT 1868 SANTA BARBARA ESTATES PERMANENT ROAD DIVISION
NORTH REDDING AREA
RESOLUTION NOS. 2005-25, 2005-26, AND 2005-27

This was the time set to conduct a public hearing and consider taking the action regarding the formation of Tract No. 1868, Santa Barbara Estates, Unit 2 Permanent Road Division (north Redding area). Public Works Supervising Engineer Steve Preszler presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the formation of the permanent road division. Mr. Preszler noted that in accordance with Proposition 218, the property owners must approve the requested parcel charge, and he delivered the ballot to the Clerk of the Board for tabulation. The clerk opened the ballot; the vote was as follows.

FOR: 1
 AGAINST: 0

By motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors took the following actions regarding Tract No. 1868, Santa Barbara Estates, Unit 2 (north Redding area):

1. For the Permanent Road Division:
 - a) Adopted Resolution No. 2005-25, which forms the Division;
 - b) Adopted Resolution No. 2005-26, which confirms the annual parcel charge report for Fiscal Year 2005-06;
 - c) Received the annual parcel charge report; and

2. For the final map:
 - a) Approved the final map for filing;
 - b) Accepted on behalf of the public offers of dedication for public roads, sanitary sewer easements, storm drainage easements, and public utility easements;
 - c) Adopted Resolution No. 2005-27, which consents to but does not accept offers of dedication for access easements or for any other public use easements;

- d) Approved and authorized the Chairman to sign an agreement with Stoneco Construction, Inc. for completion of improvements, and accepted a performance security in the amount of \$58,000 and a payment security in the amount of \$29,000; and
- e) Approved and authorized the Chairman to sign an agreement with Stoneco Construction, Inc. guaranteeing workmanship for one year, and accepted a performance security in the amount of \$40,000.

(See Resolution Book No. 46)

**COUNTY SERVICE AREA NO. 8 - PALO CEDRO SEWER AND WATER
INCREASED RATES WATER RATES**

This was the time set to conduct a public hearing and consider repealing Resolution No. 95-28 and establishing increased water rates. Public Works Director Pat Minturn presented the staff report and for CSA No. 8 - Palo Cedro Sewer and Water. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which repeals Resolution No. 95-28 and establishes increased water rates for County Service Area No. 8 - Palo Cedro Sewer and Water as follows, including but not limited to:

1. Bi-monthly rate, from \$20 to \$34; and
2. Bi-monthly rate for usage of over 12,000 gallons, from \$0.30 to \$.50 per 1,000 gallons.

CLOSED SESSION ANNOUNCEMENT

Chairman Kehoe announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Currier v. County of Shasta and Shasta County v. Shasta County Superior Court, pursuant to Government Code section 54956.9, subdivision (a).

10:40 a.m.: The Board of Supervisors recessed to Closed Session.

12:03 p.m.: The Board of Supervisors recessed from Closed Session.

12:03 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Clarke, and Kehoe, Assistant County Counsel Michael Ralston, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation; however, no reportable action was taken.

12:03 p.m.: The Board of Supervisors recessed.

1:30 p.m.

AFTERNOON CALENDAR

1:30 p.m.: The Board of Supervisors reconvened at the Public Health Laboratory at 2650 Breslauer Way, to participate in a field tour with Supervisors Kehoe, Cibula, Hawes, and Clarke, County Counsel Karen Jahr, Budget Officer Kim Pickering, Administrative Analyst Celeste Buckley, and Chief Deputy Clerk of the Board Glenda Tracy present.

HEALTH AND WELFARE

PUBLIC HEALTH

PUBLIC HEALTH LABORATORY TOUR

The Board of Supervisors participated in a Public Health Laboratory tour, which was directed by Public Health Director Marta McKenzie. Microbiologist David Maron reported on the rebuilding and upgrading of the Public Health facilities and the department's methods for prevention and control of communicable diseases. Mr. Maron stated that the laboratory services are a vital component needed to perform the core functions of Public Health, including disease surveillance, diagnosis of new and recurring infectious diseases, and monitoring of the safety of drinking and recreational water.

2:29 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By _____
Deputy