

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, March 13, 2007

**REGULAR MEETING**

9:00 a.m.: Chairman Cibula 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 Baugh

County Administrative Officer - Larry Lees  
County Counsel - Karen Jahr  
Deputy Clerk of the Board - Elaine Grossman  
Deputy Clerk of the Board - Nancy Rupert  
Chief Deputy Clerk of the Board - Glenda Tracy

**INVOCATION**

Invocation was given by Supervisor Les Baugh.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance to the Flag was led by Shasta Lake Councilmember Gracious Palmer.

**INTRODUCTIONS**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

Department of Food and Agriculture Veterinarian Dr. Antoinette Markin expressed a preference for Shasta County to maintain control of a new Animal Facility as opposed to Haven Humane Society. Chairman Cibula noted that a capital projects discussion is scheduled for today's afternoon session, but not a determination as to what entity will operate a future animal shelter.

**ITEMS PULLED FROM CONSENT CALENDAR**

Chairman Cibula pulled the County Clerk/Elections salary resolution request for discussion.

**CONSENT CALENDAR**

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

Approved and authorized the Chairman to sign the County Claims List totaling \$14,540.47 requiring special board action. (Auditor-Controller)

Approved the minutes of the meetings held on February 27 and March 6, 2007, as submitted. (Clerk of the Board)

Adopted Resolution No. 2007-23, which approves an amendment to the Designated Positions of the Conflict of Interest Code for the Happy Valley Union School District. (Clerk of the Board)

(See Resolution Book No. 48)

Appointed Louis Finck to fill an unexpired term on the Cottonwood Fire Protection District Board of Directors to December 2007. (Clerk of the Board)

Approved and authorized the Chairman to sign a renewal agreement with Thomson West at a base price of \$965.30 per month for the first year to provide Westlaw electronic legal research service to the County Counsel's Office from April 1, 2007 through March 31, 2010. (County Counsel)

Approved and authorized the Director of Child Support Services to execute an online agreement with On-Line Data Exchange, LLP and sign its Exhibit B in an amount not to exceed \$600 per fiscal year for access to a web-based system for resolving consumer credit disputes for the period October 1, 2005 through June 30, 2008; and authorized the Auditor-Controller to pay claims associated with the agreement. (Child Support Services)

Approved a budget transfer in the amount of \$22,900 appropriating funds for a fixed asset and decreasing appropriations in Small Tools and Equipment; authorized the Purchasing Division to make the purchase of portable X-ray equipment in accordance with Administrative Policy 6-101; and authorized the Auditor-Controller to pay claims for expenses related to the purchase. (Sheriff-Office of Emergency Services)

Approved a budget amendment in the amount of \$25,007 transferring appropriations within the Library Project Fund to replace two microfilm readers. (Public Works)

Approved a technical budget adjustment in the amount of \$546,704 within the Tobacco Settlement Fund budget unit to transfer the budgeted appropriation from Contributions To Other Agencies to Professional Services-Tobacco Settlement Grants. (Auditor-Controller)

**ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**

**CLERK/ELECTIONS SUPERVISOR  
SALARY RESOLUTION NO. 1323**

In response to questions by Chairman Cibula, County Clerk/Registrar of Voters Cathy Darling stated she does not anticipate the position being filled until May 2007; the increase in cost for Fiscal Year 2006-07 is \$1,504 and \$10,000 for Fiscal Year 2007-08. She added that the position being deleted is vacant.

In response to questions by Supervisor Baugh, Ms. Darling said there are currently two management positions, and provided the monthly salary range for the new position. She added that during elections, staff doubles and the extra supervision is needed. County Administrative Officer Larry Lees supports the recommendation.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1323, which adds one Clerk/Elections Supervisor position and deletes one Clerk/Elections Specialist I/II position in the County Clerk/Elections budget and approved job specifications for the Clerk/Elections Supervisor classification. (County Clerk/Elections)

(See Salary Resolution Book)

**REGULAR CALENDAR**

**PRESENTATIONS**

**PRESENTATION: 2007 SHASTA COUNTY FIRE DEPARTMENT  
DEFENSIBLE SPACE EDUCATION PROGRAM**

Shasta County Fire Warden Mike Chuchel discussed the 2007 Shasta County Fire Department Defensible Space Education Program and introduced several inspectors. Most of the property inspections occur from January through March; the inspectors meet and educate property owners on vegetation clearance compliance. In response to questions by Supervisor Kehoe, Chief Chuchel stated that no citations were issued last year as non-compliant property owners complied with standards after two visits from the inspectors. He provided a brochure with guidelines for vegetation clearance and noted that citizens can call 225-2424 for further information.

**PRESENTATION: STATE SENATOR SAM AANESTAD'S OFFICE  
LEGISLATIVE UPDATE**

Senator Sam Aanestad's Field Representative Nadine Bailey discussed the recent budget issues with a Veterans Home in Los Angeles and a spot bill allowing a bond to be sold to correct the budget overrun. She also discussed the requested Secure Rural Schools and Community Self-Determination Act funding short-term loan; Oregon and Idaho receive a majority of that funding.

For his legislative update, CAO Lees stated that staff is tracking SB 133 (Aanestad; Coauthors: Senators Cogdill, Cox, and Wiggins and Assembly Member Berg) as it relates to federal forest reserve funds for rural counties; he recommended Shasta County use caution in encumbering debt not reimbursable by the federal government.

In response to a question by Chairman Cibula, Ms. Bailey said that Senator Aanestad wrote a letter supporting the Crystal Creek Boys Camp and Assemblyman Doug LaMalfa's efforts to prevent the State from selling the property as surplus. Willie Preston, District Director for Assemblyman LaMalfa, stated he is working with Chief Probation Officer Brian Richart on a

bill until the surplus property details are available. The State's recent change in policy to obtain fair market value from surplus property sales jeopardizes the Camp's location. The Board of Supervisors can assist by communicating with the Legislature and obtaining support for the bills.

**GENERAL GOVERNMENT**

**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

**LEGISLATIVE UPDATE\SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Larry Lees had no further report.

Supervisor Baugh recently attended a Cottonwood Town Hall meeting with Sheriff Bosenko and provided information to the attendees on the Illegal Dumping Program.

Supervisor Kehoe recently attended a Mental Health Board meeting where Mental Health Director Mark Montgomery, Psy.D. discussed the direction of Mental Health.

Supervisors reported on issues of countywide interest.

**ADMINISTRATIVE OFFICE**

**MEMORANDUM OF UNDERSTANDING:  
FALL RIVER VALLEY CHAMBER OF COMMERCE  
GATEWAY MONUMENT PROJECT  
RESOLUTION NO. 2007-24**

Administrative Analyst Angela Richardson presented the staff report and introduced Fall River Valley Chamber of Commerce President Ed Siegel, who stated the retirement community supports the monument made of high-tech, low-maintenance materials.

By motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the Memorandum of Understanding with the Fall River Valley Chamber of Commerce for the proposed Gateway Monument Project; adopted Resolution No. 2007-24, which approves the proposed design and content of the Gateway Monument and requests installation within the operational highway right of way; and approved and authorized the County Administrative Officer to sign the Caltrans encroachment permit if necessary.

(See Resolution Book No. 48)

**AGREEMENT: SHASTA COMMUNITY HEALTH CENTER  
BUDGET AMENDMENTS**

County Administrative Officer Larry Lees presented the staff report and noted that the non-profit Shasta Community Health Center provides a better return on spent dollars than a government entity. In response to questions by Chairman Cibula, CAO Lees said the Tobacco Settlement funding varies; however, \$530,000 is available, and this proposal meets the Tobacco Settlement Fund Advisory Committee's distribution criteria.

In response to questions by Supervisors, Shasta Community Health Center CEO Dean Germano said the funding will be spent on urgent care, family medicine, and a modest expansion of Mental Health services.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the grant agreement with the Shasta Community Health Center allowing a one-time funding augmentation in the amount of \$400,000 and extending the term for two additional one-year periods to allow for continued payment of 10 percent of Tobacco Settlement revenue through June 30, 2009; approved a budget amendment increasing appropriations in the Tobacco Settlement Fund budget unit by \$225,000 to fund the payment, to be offset by a reduction in the Tobacco Settlement designated fund balance; approved the expenditure of \$175,000 from Professional Services in the Public Health budget unit to fund the one-time payment; and approved a technical adjustment to transfer appropriation authority in the Tobacco Settlement Fund budget unit to pay the annual contribution.

**FISCAL YEAR 2006-07 MID-YEAR BUDGET REPORT**  
**BUDGET AMENDMENTS**

Administrative Fiscal Chief Bebe Palin presented the staff report, noting the General Fund is projected to have an \$8.2 million positive variance primarily due to strong property tax receipts and remaining contingency reserve at the end of the fiscal year. CAO Lees added that a positive variance is expected at the end of the current fiscal year; however, employee settlement contract adjustments occur in April 2007, which may impact the balance.

Chairman Cibula suggested developing policy to maintain a minimum contingency reserve. Supervisor Kehoe added that the minimum could be adjusted to meet economic conditions.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors accepted an update on the status of the Fiscal Year 2006-07 budget, approved a budget amendment appropriating a General Fund contribution to the In-Home Supportive Services Public Authority by \$112,226, to be offset by a reduction in the Contingency Reserve, and approved and authorized the Auditor-Controller to make necessary budget adjustments to reflect use of appropriations for salary contingency as necessary by fiscal year-end.

**HEALTH AND HUMAN SERVICES**

**PUBLIC HEALTH**

**AGREEMENT: FIRST 5 SHASTA**  
**PREVENTING CHILDHOOD EXPOSURE TO VIOLENCE AND VIOLENT IMAGES**

Public Health Director Donnell Ewert presented the staff report and discussed the long-term consequences of young children's exposure to violence, which hinders brain development. The three phases of the proposed project are to meet with community providers and spend six months to develop best practices, implement the best practices, and then expand the services to the community.

First 5 Shasta Regional Representative Muffy Berryhill said the consequences of young children exposed to violence affect the community for many years. She plans to create a collaborative effort of programs, taking advantage of the expertise of community providers to provide early intervention to families. Group education and support programs will target first-time parents and parents with children less than one year of age.

In response to questions by Supervisor Kehoe, Mr. Ewert explained that an evaluator works with program measurements to determine results. Intermediate measures are behavior changes in the home. Regarding a stipend for participants, Ms. Berryhill reported that during the six-month planning phase, organizations who provide one participant for the planning phase will receive \$2,500 and \$5,000 (maximum) for two participants. Up to \$20,000 might be spent

during Phase 1, \$530,000 in grant distribution during Phase 2, and \$50,000 for Phase 3 for expansion and unexpected expenses.

Chairman Cibula requested more program specifics at a later date. Supervisor Hartman supports breaking the cycle of violence and suggested staff return to the Board of Supervisors after the planning phase with the list of best practices to be implemented.

Supervisor Hartman made a motion to approve the agreement, and Supervisor Hawes seconded the motion. Under discussion, Supervisor Baugh said he would prefer to see an outline of program specifics. Mr. Ewert suggested staff return after the planning phase, when program details are available. Supervisor Hawes noted that time is of the essence.

Supervisor Hartman amended her motion to direct staff to return to the Board of Supervisors before Phase 2 program implementation to provide further input and receive further direction from the Board. Supervisor Hawes seconded the amended motion.

By motion made, seconded (Hartman/Hawes), and carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement whereby First 5 Shasta and the County of Shasta will each pay an amount not to exceed \$300,000 from the date of signing through June 30, 2010 for First 5 Shasta to implement a collaborative, community-based project to create and implement community strategies aimed at preventing early childhood exposure to violence and violent images; and directed staff to return to the Board of Supervisors before Phase 2 program implementation to provide further input and receive further direction from the Board. Supervisor Kehoe voted no.

11:08 a.m.: The Board of Supervisors recessed.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Cibula, Hawes, Hartman, and Baugh, County Administrative Officer Larry Lees, County Counsel Karen Jahr, Deputy Clerk of the Board Elaine Grossman, Deputy Clerk of the Board Nancy Rupert, and Chief Deputy Clerk of the Board Glenda Tracy present.

**AFTERNOON CALENDAR**

**WORKSHOP**

**GENERAL GOVERNMENT**

**ADMINISTRATIVE OFFICE**

**SHASTA COUNTY CAPITAL PROJECTS**

Chairman Cibula announced that he would recuse himself during discussion of the Old Library Remodel due to property holdings in the area. County Administrative Officer Larry Lees presented the staff report and noted there are no recommended allocations for Americans with Disability Act (ADA) improvements as they are included in a plan previously approved by the Board of Supervisors. He added that the Impact Fee Study Joint Request for Proposal with the City of Redding is in progress; growth issues could offset future costs.

CAO Lees previously requested capital project proposals from the County departments and commented that some of the requests may be funded by sources other than Shasta County. He noted that two of the requests, the Old Library Remodel and an East County Services Center, will reduce County funds currently being spent on office space leases.

In regard to a new Adult Detention Facility, work-release facility, Juvenile Justice Facility, and Public Safety office building, CAO Lees noted some unknown variables: (1) If a

new courthouse is built, Shasta County may receive the existing courthouse to be used for office space and the Balma Justice Center located next to the existing jail can be used for detention beds; and (2) a Breslauer Master Plan development on the list of proposed capital needs.

CAO Lees discussed the recommended projects with no assigned priority.

**Principle #1 - Public Safety is a High Priority for the Citizens of Shasta County:**

Project #1 - Juvenile Detention Facility - CAO Lees recommends \$1 million to be set aside to build a match fund. He suggested waiting for the Breslauer Master Plan review to be completed as he recommends building in proximity to the existing Juvenile Hall. He noted the State is working on funding and a 20 percent match is possible.

Project #2 - Adult Detention Facilities - CAO Lees recommends \$1 million to be set aside to build a match fund. He reported that the \$80 million project does not include a revenue stream to fund annual labor costs which will increase with additional detention beds. As the future location of a new courthouse is unknown, transportation costs from a detention facility to the courthouse need to be considered.

Project #3 - Public Safety Building - CAO Lees recommended waiting for a determination on the new courthouse construction location as Shasta County may receive the existing courthouse to be used for office space.

Project #4 - Animal Shelter - CAO Lees recommends a \$3 million allocation and suggests working with community groups to fund the balance. He said \$4 million should provide a comfortable, clean, and safe environment which will last 20-30 years. The citizens' committee will provide suggestions for the proposed project.

**Principle #2 - Wherever Reasonable, Move County Staff Out of Leased Space and Into County-owned Facilities:**

Project #1 - Remodel Old Library Building - CAO Lees recommends a \$4 million allocation for the \$5 million project as \$1 million was appropriated in Fiscal Year 2006-07. He noted that the estimated savings versus leasing current office space is \$244,345 per year, which would yield revenue in 20 years.

Project #2 - New Office Space - CAO Lees recommends a minimum capital investment to obtain property for an East County Services Center to avoid rent payments.

**Principle #3 - County-owned Property on the Breslauer Campus May be Underutilized:**

Project #1 - Breslauer Campus Master Plan - CAO Lees recommends a \$100,000 allocation to develop a Breslauer Master Plan as several County departments are located in the area. He stated he anticipates leaving each department in its existing footprint and keeping the riverfront parcel for future use.

**Principle #4 - Maintain Existing County Facilities to Avoid Future Repair and Maintenance Costs and Continue to be Compliant with Federal and State Laws:**

Project #1 - Maintain Existing Facilities - CAO Lees recommends a \$1 million allocation for roof repairs. He noted that the cost of all pending roof improvements is \$2 million.

The total recommended General Fund allocation for capital needs is \$10,100,000.

Shasta County Cattlemen's Association President Bill Gregory spoke in support of funding for an animal control facility.

Sheriff Tom Bosenko stated that the existing jail has been filled to capacity for fourteen years; mandated capacity limit releases have totaled 2,000 annually for the past two years. The

consequences of early release are an injustice to victims, a high Failure to Appear rate, and increased costs for the District Attorney, Public Defender, Probation, and the Sheriff's Office. Sheriff Bosenko has been communicating with the State Sheriff's Association and is anticipating available State funding; however, it will be a competitive bid process. He suggested reopening the Annex and relocating the patrol operations from that site. Sheriff Bosenko noted that how the State addresses their inmate population issue will most likely increase the need for more local detention beds.

District Attorney Jerry Benito stated that, although his department is in critical need of office space, a new jail takes precedence; money is spent on prosecution, yet Shasta County cannot incarcerate for the full sentence due to the jail capacity limits and the judges' sentences are not taken seriously by perpetrators.

Chief Probation Officer Brian Richart supports the need of more jail beds; there is no accountability for subjects that fail probation. In regard to the CAO's recommendation for a Juvenile Detention Center, Mr. Richart agrees with setting aside funds as a capital investment. In response to a question by Chairman Cibula, CAO Lees said that the Juvenile Hall proposal will not require a large increase in staff compared to reopening the Annex, which would add \$2 million in annual operating costs. Mr. Richart added that a modular design as opposed to the current linear design of the juvenile facility would be more staff-efficient and continue to meet State requirements of staff supervision over clients.

Parole and Community Team (PACT) representative Bill Price stated that parolees returning to Shasta County report the need for resources assistance prior to their release and supports additional local detention bed space to allow use of PACT services.

Retired Chief Probation Officer Renny Noll suggested obtaining a property appraisal while the values are high, which yields a lower match amount needed for expansion of the Juvenile Hall. He supports reopening the Annex as a minimum security facility is less expensive to operate and programs offer opportunities for the adults in detention.

Sheriff's Animal Control Program Manager Mayra Morris expressed appreciation for the \$3 million recommended allocation for an animal facility. Animal Regulation staff can collaborate with the citizens' advisory committee for grants and other funding options; she is seeking a safe and clean environment for the animals and potential adoptive families. Ms. Morris added that a concrete facility would last many years.

Independent Living representative Sandra Van Larsen spoke in support of allocating funding for rehabilitative programs to prevent recidivism.

California Department of Corrections representative Janice Williams discussed the possibility of the County providing re-entry beds for State prison inmates so they can receive services in the community in which they will be released after they have served their sentence. Pursuant to an agreement with the State, the County can choose the re-entry inmates and could receive funding assistance for construction. Ms. Williams said that inmates can start receiving services for job search and counseling to reduce recidivism. In response to a question by Supervisor Hawes, Ms. Williams stated that the agreement should reflect the ability to use the re-entry beds as local bed space if the re-entry beds are not full.

3:13 p.m.: Chairman Cibula recused based on real property holdings in the immediate vicinity of the old library and left the room. Vice Chairman Hartman presided.

Under discussion to allocate \$4 million to remodel the old library, Supervisor Hawes stated he was in favor of the recommendation. Supervisor Kehoe noted an incongruity as public safety is a high priority, but 70 percent of funding is not recommended to go to public safety capital needs. In response to a question by Supervisor Kehoe, County Counsel Karen Jahr suggested that if the Board of Supervisors intends to give any priority to remodeling the old library, as the capital needs are intricately linked, Chairman Cibula would remain recused from the entire matter.

Supervisor Hawes stated a need to utilize the old library or sell it. Supervisor Baugh said he is not in favor of selling the building, but perhaps to allocate more funding for the jail project and less to remodel the old library. Supervisor Hartman noted it is premature to approve \$4 million for the remodel project if the Board of Supervisors will know in a few months whether to focus more funding on the adult and juvenile detention projects, taking advantage of State-match opportunities.

By motion made, seconded (Kehoe/Hawes), and carried, the Board of Supervisors approved placing \$4 million into a suspense account for future allocation. Supervisor Baugh voted no as he is not in favor of selling the old library, but perhaps to allocate more funding for the jail project and less to remodeling the old library.

3:28 p.m.: Chairman Cibula returned to the room and presided.

Supervisor Hawes said public safety and the jail are a top priority. Supervisor Kehoe reported to Chairman Cibula that \$4 million has been placed in a suspense fund. Chairman Cibula concurred with the jail project being a high priority; the two major unknowns previously reported are funding availability from the State and a new courthouse decision date.

Sheriff Bosenko stated the possible new courthouse date is a moving target and the jail is currently at capacity with 1,100 clients on the work-release program. With a 50 percent Failure to Appear rate on work release, there is no accountability for compliance when the jail is consistently at capacity. CAO Lees stated he would recommend bonding for the project. If the State makes funding available, he will return to the Board of Supervisors to obtain match funding; however, the County has yet to identify a revenue stream for expanded operating costs.

Sheriff's Captain Don Van Buskirk reported that the State will match half of the cost, so 900 beds can be obtained for the cost of 450 beds. Sheriff Bosenko noted that just the Failure to Appear clients would fill 400 beds.

Supervisor Kehoe made a motion to approve the capital needs funding allocation recommendations as previously stated. Supervisor Hawes seconded the motion. Under discussion, Supervisor Hartman agreed to take steps for the jail and juvenile detention projects. In response to questions by Supervisor Baugh, CAO Lees stated that the County would look for matching funds in land donated to the Juvenile Detention Project and bond indebtedness could yield \$10 million. He added that operational revenue for the Adult Detention Project has not been identified and services would need to be cut elsewhere; however, funds are being spent now on duplicative prosecution efforts due to jail capacity limits. Chairman Cibula stated that he supports the motion as the top priority is a new jail.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved the following General Fund designations: \$1 million to construct a juvenile detention facility, \$1 million to construct an adult detention facility, \$3 million for an animal shelter, \$100,000 to develop a Breslauer Master Plan, and \$1 million dollars for various roof repairs on County structures.

Supervisor Kehoe noted that the Board of Supervisors would discuss the old library rehabilitation at a future date and suggested that the Board of Supervisors will need bonding capacity rates.

3:52 p.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

By \_\_\_\_\_  
Deputy