

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, June 19, 2007

**REGULAR MEETING**

9:01 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 - Valerie Ibarra  
Deputy Clerk of the Board - Nancy Rupert

**INVOCATION**

Invocation was given by Pastor Bill Randall, Risen King Community Church.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance to the Flag was led by Russ Peterson.

**INTRODUCTIONS**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

Don Pickells spoke regarding the response and performance of the Sheriff's Office to his reports of assault. Sheriff Tom Bosenko confirmed his office will investigate all reports.

**ITEMS PULLED FROM CONSENT CALENDAR**

Supervisor Baugh pulled for discussion the SunGard Bi-Tech, Inc., Sequoia Voting Systems, Inc., and the Northern California Youth and Family Programs, Inc. agreements; as well as the nuisance abatement proceedings resolution.

**ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**

**AGREEMENT: SUNGARD BI-TECH, INC.  
SOFTWARE SUPPORT**

In response to questions by Supervisor Baugh, Auditor-Controller Connie Regnell explained the purchasing of professional hours of the annual software support agreement. By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the annual software support agreement, including the Maintenance Plus Program, with SunGard Bi-Tech, Inc. in an amount not to exceed \$90,980.24 for the period July 1, 2007 through June 30, 2008. (Auditor-Controller)

**AGREEMENT: SEQUOIA VOTING SYSTEMS, INC.  
VOTING SYSTEM MAINTENANCE AND WARRANTY**

In response to questions by Supervisor Baugh, County Clerk/Registrar of Voters Cathy Darling explained the terms and conditions of the renewal agreement. By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with Sequoia Voting Systems, Inc. in an amount not to exceed \$200,000 to provide electronic and optical scan voting system services, maintenance, and software licensing for the period January 1, 2007 through December 31, 2007, with two optional one-year renewals. (County Clerk/Elections)

**AGREEMENT: NORTHERN CALIFORNIA YOUTH AND FAMILY PROGRAMS  
INDEPENDENT LIVING PROGRAM SERVICES**

In response to questions by Supervisor Baugh, Director of Social Services Jane Work discussed the terms of the amendment to the agreement. By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with Northern California Youth and Family Programs, Inc. increasing compensation by \$15,000 (for a total not to exceed \$190,965) to provide additional services through the Independent Living Program and retaining the effective dates of July 1, 2006 through June 30, 2007. (Social Services)

**NUISANCE ABATEMENT COST RECOVERY  
RESOLUTION NO. 2007-66**

In response to questions by Supervisor Baugh, Resource Management Building Division Manager Brett Hale discussed costs associated with nuisance abatement and payment of liens against parcel owners. By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2007-66, which authorizes the County of Shasta to recover costs incurred in nuisance abatement proceedings by special assessments and liens. (Resource Management)

(See Resolution Book No. 48)

**CONSENT CALENDAR**

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Hawes recused on the minutes of the June 12, 2007 Board of Supervisors meeting as he was not in attendance that date):

Approved and authorized the Chairman to sign the County Claims List totaling \$906.75, requiring special board action. (Auditor-Controller)

Approved the minutes of the meetings held on June 5 and 12, 2007, as submitted. (Clerk of the Board)

Appointed Jennifer Moranda, M.D. to the Shasta Children and Families First Commission to fill an unexpired term to January 2008. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with the City of Anderson in an amount not to exceed \$70,700 to administer the first-time homebuyer program for the City of Anderson from the date of signing through June 30, 2007, with two automatic one-year renewals. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign a renewal agreement with the County of Stanislaus to provide psychiatric inpatient hospital services in an amount not to exceed \$50,000 for the period July 1, 2007 through June 30, 2008. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Willow Glen Care Center in an amount not to exceed \$73,800 per fiscal year to provide community residential treatment services for mentally disabled older adults for the period July 1, 2007 through June 30, 2008, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with the National Council on Crime and Delinquency in the amount of \$74,250 to provide SafeMeasures child welfare reporting services for the period June 21, 2007 through June 30, 2009, with an optional one-year renewal. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Tri Counties Community Network, Inc. in an amount not to exceed \$60,000 to provide employment coordination services in eastern Shasta County for the period July 1, 2007 through June 30, 2008. (Social Services)

Continued to a future date to be determined by the Chief Probation Officer the request to adopt a resolution which authorizes the Auditor-Controller to establish an agency fund to account for earnings of minors working while housed at Crystal Creek Regional Boys Camp and for payment of claims from the proposed fund, and for the appointment of the Chief Probation Officer to manage the fund in accordance with Welfare and Institutions Code section 925 (this matter had been continued from the June 12, 2007 meeting). (Probation/County Counsel)

Recognized revenue in the Jail Budget from the Inmate Welfare Fund in the amount of \$32,815; approved an increase in appropriations for two fixed assets in the Jail Budget in the total amount of \$32,815 to replace appliances in the Jail Kitchen; and authorized the Auditor-Controller to make the necessary transfers and process claims for payment relating to the purchase of the fixed assets. (Sheriff)

Approved and authorized the Chairman to sign a renewal land lease agreement with W.M. Beaty & Associates for the Shingletown Airport in the amount of \$1,000 for the period January 1, 2007 through December 31, 2007. (Public Works)

Approved a budget amendment increasing appropriations by \$410,000 in the Fiscal Year 2006-07 Solid Waste Budget Unit, offset by a \$410,000 transfer of funds from the West Central Landfill Replacement and Improvement Budget; and awarded to the low bidder, R.K. Ricks Construction, on a lump-sum basis, the contract for construction on the West Central Landfill New Scale House project in the amount of \$1,060,000. (Public Works)

Approved and authorized the Chairman to sign an agreement with Frederick Alexander Gabel d.b.a. Gabel's Hauling and Demolition to provide nuisance abatement cleanup services in an amount not to exceed \$60,000 for the period July 1, 2007 through June 30, 2008, with two automatic one-year renewals. (Resource Management)

**REGULAR CALENDAR**

**PRESENTATIONS**

**PRESENTATION:**

**TOBACCO SETTLEMENT FUND CITIZEN'S ADVISORY COMMITTEE**

Committee Member Brad Frost and Public Health Agency Staff Services Analyst Susanne Lewis discussed community projects, grants, and long-term community needs that are being addressed by the Tobacco Settlement Fund Citizen's Advisory Committee.

**GENERAL GOVERNMENT**

**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

**LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Larry Lees presented an update on the California State budget, including the effect of the budget to Shasta County and all California counties.

Supervisor Kehoe reported that he recently attended the Mental Health Assessment Redesign Collaborative Steering Committee meeting.

Supervisor Hartman reported the hearing for Senate Bill 630 (SB630)(Aanestad), Veterans' Homes, has been set for June 26, 2007 at 4:00 p.m., before the Senate Appropriations Committee in Sacramento.

Supervisors reported on issues of countywide interest.

**AUDITOR-CONTROLLER**

**ADMINISTRATIVE POLICY 2-205**

**ADMINISTRATIVE POLICY 6-101**

**ADMINISTRATIVE POLICY 2-206**

**POLICY RESOLUTION NOS. 2007-04, 2007-05, AND 2007-06**

Auditor-Controller Connie Regnell presented the staff report and discussed approval of electronic signatures, records retention revision, elimination of the three-day waiting period for check issuance, reporting capabilities, and payment auditing procedures. By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which waives the three-day waiting period for the issuance of checks; adopted Policy Resolution No. 2007-04, which repeals Administrative Policy 2-205 (*Original Documents and Forms*); adopted Policy Resolution No. 2007-05, which amends Administrative Policy 6-101, (*Shasta County Contracts Manual*), section 2.6.2, (*Payment of Invoices of \$1,000 or More*); and adopted Policy Resolution No. 2007-06, which amends Administrative Policy 2-206, (*Department Signature Authorizations*).

(See Policy Resolution Book)

**10:15 a.m.:** The Board of Supervisors recessed.

**10:21 a.m.:** The Board of Supervisors reconvened.

**PUBLIC WORKS****REDDING BASIN WATER RESOURCES MANAGEMENT PLAN  
RESOLUTION NO. 2007-67**

Public Works Associate Engineer Eric Wedemeyer presented the staff report. In response to questions by Supervisors, Public Works Director Pat Minturn and Mr. Wedemeyer discussed water transfer to purveyors. By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopt Resolution No. 2007-67, which certifies the Environmental Impact Report (EIR) for the Redding Basin Water Resources Management Plan; adopted the mitigation measures provided in various sections of the EIR; and adopted the Redding Basin Water Resources Management Plan (continued from the May 22, 2007 meeting).  
(See Resolution Book No. 48)

**SCHEDULED HEARINGS****HEALTH AND HUMAN SERVICES****HOUSING AND COMMUNITY ACTION PROGRAMS****CEDARWOOD APARTMENTS  
AFFORDABLE HOUSING PROJECT  
RESOLUTION NO. 2007-68**

This was the time set to conduct a public hearing to consider adopting a resolution which approves the issuance of tax-exempt multifamily housing revenue bonds by the California Statewide Communities Development Authority to benefit Highland Property Development LLC to finance the acquisition and rehabilitation of the Cedarwood Apartments affordable housing project in the Fall River Mills area. Director of Housing and Community Action Programs Richard Kuhns presented the staff report and recommended approval of the resolution. California Communities staff Michael Chin confirmed that the County will incur no impact if the bonds are defaulted. Highland Property Development LLC representative Doug Day explained the rent for current residents will not change and the rent for new residents will increase insignificantly. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2007-68, which approves the issuance of tax-exempt multifamily housing revenue bonds by the California Statewide Communities Development Authority in an amount not to exceed \$5,000,000 to benefit Highland Property Development LLC to finance the acquisition and rehabilitation of the Cedarwood Apartments affordable housing project in the Fall River Mills area.

(See Resolution Book No. 48)

**LAW AND JUSTICE****SHERIFF****REVISED FEE SCHEDULE**

This was the time set to conduct a public hearing to consider repealing Ordinance No. 634 and adopt a revised fee schedule for the Sheriff's Office. Sheriff Tom Bosenko presented the staff report and recommended approval of the revision. In response to questions by Supervisors, County Counsel Karen Jahr spoke regarding the inaccurate calculations provided by Maximus, Inc. 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 Sheriff's Office Chief Fiscal Officer Carol Patton said she does not believe there has been a breach of contract on the part of Maximus, Inc. No one else spoke either for or against the matter, and the public hearing was closed.

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which repeals Ordinance No. 634, and adopted a revised fee schedule for the Sheriff's Office.

**PUBLIC WORKS****AIRPORT ROAD AT SACRAMENTO RIVER BRIDGE REPLACEMENT PROJECT  
RESOLUTION NO. 2007-69**

This was the time set to conduct a public hearing to consider adopting a Resolution of Necessity which authorizes eminent domain proceedings to allow acquisition of an easement across approximately 1.27 acres of property owned by Scott Joseph Swendiman and Lynn Ann Swendiman, Co-Trustees of The Swendiman Family Trust for the Airport Road at Sacramento River Bridge Replacement Project. Public Works Director Pat Minturn presented the staff report. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2007-69, which authorizes eminent domain proceedings to allow acquisition of an easement across approximately 1.27 acres of property owned by Scott Joseph Swendiman and Lynn Ann Swendiman, Co-Trustees of The Swendiman Family Trust for the Airport Road at Sacramento River Bridge Replacement Project.

(See Resolution Book No. 48)

**RESOURCE MANAGEMENT****PLANNING DIVISION****ZONE AMENDMENT NO. 06-039**  
**GORDON YOUMANS**  
**HAPPY VALLEY AREA**

This was the time set to conduct a public hearing to consider taking action on Zone Amendment No. 06-039, Gordon Youmans (Happy Valley area), which would rezone approximately 19.69 acres from a Limited Agricultural with a Mobile Home combining (A-1-T) zone district to a Rural Residential (R-R) zone district and/or other appropriate district. Associate Planner Bridget Dirks presented the staff report and recommended approval of the zone amendment. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-039, Gordon Youmans, Happy Valley area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2007-042;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2007-042; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-039, as requested.

**ZONE AMENDMENT NO. 07-008**  
**DAVID RATCLIFFE**  
**ONO AREA**

This was the time set to conduct a public hearing to consider taking action on Zone Amendment No. 07-008, David Ratcliffe (Ono area), which would rezone approximately 160 acres from the Unclassified (U) zone district to a Timber Production (TP) district and/or other appropriate district. Associate Planner Lio Salazar presented the staff report and recommended approval of the zone amendment. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-008, David Ratcliffe, Ono area:

1. Found the project statutorily exempt from the California Environmental Quality Act (CEQA), with the findings as specifically set forth in Planning Commission Resolution No. 2007-045;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2007-045; and

3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-008, as requested.

**CLOSED SESSION ANNOUNCEMENT**

Chairman Cibula announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9(a).

12:13 a.m.: The Board of Supervisors recessed to Closed Session.

12:21 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Cibula, Hawes, Hartman, and Baugh, County Administrative Officer Larry Lees, County Counsel Karen Jahr, and Deputy Clerks of the Board Valerie Ibarra and Nancy Rupert present.

**REPORT OF CLOSED SESSION ACTIONS**

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss anticipated litigation; however, no reportable action was taken.

12:23 a.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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