

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, May 20, 2008

**REGULAR MEETING**

9:03 a.m.: Chairman Hartman 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 - Absent

County Administrative Officer - Larry Lees  
County Counsel - Karen Jahr  
Deputy Clerk of the Board - Valerie Ibarra  
Deputy Clerk of the Board - Diane Colson

**INVOCATION**

Invocation was given by County Administrative Officer Larry Lees.

**PLEDGE OF ALLEGIANCE**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

Marjorie Hall, Don Doult, Julie Bigley, Sherry Morgan, Paula Richardson, Brian Dixon, Margaret Wandro, Nate Shoomaker, and Claudia Ray opposed the closing of Sierra Center and described the beneficial treatment services. The matter was referred to staff to draft a letter to the Legislature requesting additional funding.

**ITEMS PULLED FROM CONSENT CALENDAR**

Chairman Hartman announced that the Mental Health Services Act agreement, the California Statewide Automated Welfare System Consortium IV memorandum of understanding, the Assessments.com agreement, and the appointments to the Shasta-Tehama Watermaster District were pulled for discussion.

**CONSENT CALENDAR**

By motion made, seconded (Hawes/Kehoe), 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 an amendment to the memorandum of understanding with the Superior Court modifying various fees paid by the County for claims review and collections services provided by the Court effective July 1, 2008 and retaining the term to June 30, 2009. (Administrative Office)

Adopted Salary Resolution No. 1349, which adds a footnote to allow an additional 5 percent pay in the Supervising Accountant-Administrative classification when assigned duties which require a Certified Public Accountant Certificate. (Support Services)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign a renewal contract with John Swanson d.b.a. Swanson and Associates in an amount not to exceed \$70,000 in Fiscal Year 2008-09, \$75,000 in Fiscal Year 2009-10, and \$80,000 in Fiscal Year 2010-11 to provide investigative services for the period July 1, 2008 through June 30, 2009, with two automatic one-year renewals. (Support Services)

Adopted Resolution No. 2008-055, which establishes a records retention schedule for the Auditor-Controller's Office. (Auditor-Controller)

(See Resolution Book No. 49)

Approved the appointment of Allyn F. Clark at Step 'F' of the Supervising Accountant-Administrative classification. (Auditor-Controller)

Approved the minutes of the meeting held on May 13, 2008, as submitted. (Clerk of the Board)

Reappointed Nancy Farr (as recommended by District 4 Supervisor Hartman) to the Shasta County Arts Council for a three-year term to June 2011. (Clerk of the Board)

Approved and authorized the Chairman to sign a grant agreement with The California Endowment to receive \$5,000 to fund the 6th Annual Excellence in Public Health Awards event to be held May 28, 2008; and approved and authorized the Auditor-Controller to pay associated claims. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Assessments.com for a web-based risk assessment software package which increases compensation by \$83,400 (for a new total not to exceed \$189,400) to provide additional software licenses and implementation and training services and retaining the term of December 18, 2007 through December 17, 2008, with one automatic one-year renewal, and increases compensation for the automatic one-year renewal by \$29,400 (for a new total not to exceed \$69,400). (Probation)

Adopted Resolution No. 2008-056, which repeals Resolution No. 2005-162 and adopts an amended records retention schedule for the Public Works Department. (Public Works)  
(See Resolution Book No. 49)

Found the 2008 Asphalt Concrete Overlay Project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after June 12, 2008 at 11:00 a.m. (Public Works)

Found the Cottonwood Wastewater Treatment Plant Sludge Storage Pond Improvements Project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved a budget amendment increasing appropriations by \$40,000 in a fixed asset account in the Cottonwood Sewer Administration budget, offset by fund balance; approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after June 19, 2008 at 11:00 a.m. (Public Works)

Designated the Public Works Director as the County's agent to negotiate and sign an amendment to the cooperative agreement with Western Shasta Resource Conservation District increasing County participation up to \$30,000 (for a new total not to exceed \$105,000) to facilitate road improvements along Clear Creek Road. (Public Works)

For Tract Map No. 1943, Santa Barbara Estates, Units 3 and 4 (north Redding area): For the proposed Santa Barbara Estates, Units 3 and 4, Permanent Road Division: adopted Resolution No. 2008-057, which forms the Division; adopted Resolution No. 2008-058, which confirms the annual parcel charge report for Fiscal Year 2008-09; received the annual parcel charge report; for the Santa Barbara Estates, Units 3 and 4, Zone of Benefit with County Service Area No. 15 - Street Lighting: Adopted Resolution No. 2008-059, which forms the Zone and confirms the annual parcel charge report for Fiscal Year 2008-09; received the annual parcel charge report; and for the final map: Approved the final map for filing; accepted on behalf of the public offers of dedication for public road rights of way and public utility easements; approved and authorized the Chairman to sign an agreement with Community Housing Improvement Program guaranteeing workmanship on Cape Cod Drive and Balboa Drive, and accepted maintenance security in the amount of \$48,800. (Public Works)  
(See Resolution Book No. 49)

For the Castella Assessment District 2007-1: Adopted Resolution No. 2008-060, which orders a change of proceedings to reduce assessments; adopted Resolution No. 2008-061, which determines assessments remaining unpaid; adopted Resolution No. 2008-062, which authorizes issuance of sale of bonds to USDA-Rural Development; and for the Castella Water System Improvement Project: Awarded to the low bidder, MDS Engineering & Construction, Inc., on a lump-sum basis, the contract for construction in the amount of \$527,447.48; approved a budget amendment increasing appropriations by \$958,500 in a fixed asset account in the Castella Water Administration budget, offset by fund balance. (Public Works)  
(See Resolution Book No. 49)

For the Shingletown Meadow Sewer Project, authorized a no-interest loan in the amount of \$25,000 from the Shasta County Water Agency to County Service Area No. 13 - Alpine Meadows for construction of a septic tank effluent pump; approved a budget amendment transferring appropriations in the amount of \$25,000 from the Shasta County Water Agency budget to the County Service Area No. 13 - Alpine Meadows budget, offset by fund balance. (Public Works)

**ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**

**AGREEMENT: MENTAL HEALTH SERVICES ACT  
ENHANCED MENTAL HEALTH SERVICES**

In response to a question by Supervisor Hawes, Director of Mental Health Dr. Mark Montgomery explained that since Mental Health Services Act funds can only be used to fund new projects; therefore, wellness clinics and new programs have been created to target those in severe need 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 Mental Health Services Act (MHSA) agreement maintaining the current funding level of \$5,547,085 to provide enhanced mental health services and extending the term of the contract to June 30, 2009. (Mental Health)

**AGREEMENT: CALIFORNIA STATEWIDE AUTOMATED  
WELFARE SYSTEM CONSORTIUM IV  
REIMBURSEMENT MECHANISM FOR UNFUNDED COSTS**

In response to a question by Supervisor Kehoe, Director of Social Services Jane Work noted that the benefits of the mandated system to clients and staff outweigh the unfunded costs of less than \$3,000.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the memorandum of understanding with the California Statewide Automated Welfare System Consortium IV to establish the mechanism for reimbursement of the Consortium for unfunded costs. (Social Services)

**SHERIFF'S OFFICE FALL RIVER CITIZENS' VOLUNTEER PATROL  
USE OF COUNTY-OWNED VEHICLE**

In response to a question by Supervisor Hawes, Lieutenant Jerry Sherman replied that the vehicle will be donated from the Sheriff's Office Boating Safety Unit to the Fall River Citizens' Volunteer Patrol (FRCVP) for emergency and non-emergency response. The gasoline and maintenance is the responsibility of the FRCVP.

In response to a question by Supervisor Kehoe, CAO Lees agreed to research the creation of a surplus vehicle pool.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the use of a County-owned GMC pickup by the Sheriff's Office Citizens' Volunteer Patrol (CVP) in Fall River under the following conditions: The vehicle will not be included in the County replacement program; the Fall River CVP will be responsible for fuel and maintenance costs; and the Sheriff's Office will be responsible for the semi-annual safety inspection expense of \$75. (Sheriff/Support Services-Fleet Management)

**SHASTA-TEHAMA COUNTY WATERMASTER DISTRICT BOARD OF DIRECTORS  
BOARD OF DIRECTORS INITIAL APPOINTMENTS**

Chairman Hartman announced that this item was pulled for discussion at the request of two citizens.

In response to a question by Supervisor Kehoe, Director of Public Works Pat Minturn stated the Shasta-Tehama County Watermaster District Board of Directors selection committee

consisted of Supervisors Hawes and Baugh, himself, and Livestock and Shasta County Livestock Advisor Larry Forero. Mr. Minturn explained that the committee reviewed all applications and recommended appointments based on length of experience and education.

Kathy Jalquin and Jack Bowles opposed the appointment of Paul Stout as Elk Trail property owners did not receive a notice regarding the application submission for the board of directors. Mr. Minturn noted that the Elk Trail area is not part of the Watermaster District; therefore, no notification was sent to those property owners. He added that Mr. Stout has ample experience and brings managements skills to the board.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors appointed Bill Gibson, Paul Stout, Matt Magnuson, Mark N. Bidwell, and Shannon L. Wooten to the newly created Shasta-Tehama County Watermaster District for a seventeen-month term to the November 2009 election. (Public Works)

9:51 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

### **SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR**

#### **WATER AGENCY**

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Shasta County Water Agency Board of Directors took the following action, which was listed on the Water Agency Consent Calendar:

Approved and authorized the Chairman to sign an agreement with the McConnell Foundation in the amount of \$85 per acre-foot (for a total not to exceed \$9,350) for 110 acre-feet of water for the period of March 1, 2008 to March 1, 2009; and withdrew from consideration the four ordinances which declared water shortage emergencies for County Service Area No. 3 - Castella Water, County Service Area No. 6 - Jones Valley Water, County Service Area No. 23 - Crag View Water, and County Service Area No. 25 - Keswick Water. (Water Agency)

9:52 a.m.: The Shasta County Water Agency adjourned and convened as the In-Home Supportive Services Public Authority Governing Board

### **SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR**

#### **IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD**

#### **AGREEMENT: CALIFORNIA UNITED HOMECARE WORKERS UNION HEALTH AND WELFARE BENEFITS IHSS RESOLUTION NO. 2008-02**

At the recommendation of In-Home Supportive Services Public Authority Program Manager Ken Field and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted IHSS Resolution No. 2008-02, which approves and authorizes the Chairman to sign an agreement for the period of August 1, 2008 until terminated pursuant to Section 13 of the agreement with the California United Homecare Workers Union to provide health and welfare benefits to eligible in-home supportive services providers. (In-Home Supportive Services)

(See IHSS Resolution Book)

9:53 a.m.: The In-Home Supportive Services Public Authority Governing Board recessed, and the Board of Supervisors reconvened.

9:53 a.m.: The Board of Supervisors recessed.

9:59 a.m.: The Board of Supervisors reconvened.

### **REGULAR CALENDAR**

### **GENERAL GOVERNMENT**

### **ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

#### **LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

CAO Larry Lees had no report.

Supervisor Kehoe recently attended the Redding Area Bus Authority meeting.

### **CLERK OF THE BOARD**

#### **WATER SHORTAGE EMERGENCY CONDITION ORDINANCES**

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors did not enact four ordinances for County Service Area No. 3 - Castella Water, County Service Area No. 6 - Jones Valley Water, County Service Area No. 23 - Crag View Water, and County Service Area No. 25 - Keswick Water which would have declared a water shortage emergency condition, restricted maximum water consumption, and established penalties for water consumption in excess of the established maximum, as introduced May 6, 2008.

### **HEALTH AND HUMAN SERVICES**

### **IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY**

#### **LETTER: IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY RATE MODIFICATION APPLICATION**

At the recommendation of In-Home Supportive Services Public Authority Program Manager Ken Field and by motion made, seconded (Kehoe/Hawes) and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter approving the In-Home Supportive Services Public Authority Rate Modification Application, adding provider benefits in the amount of \$0.60 per hour, increasing the administration cost by \$0.01 per hour, and maintaining the payroll tax of \$1.01 per hour for submission to the California Department of Social Services.

**PUBLIC HEALTH**

**REVISED INDIGENT AID AND CARE STANDARDS**  
**RESOLUTION NO. 2008-063**

At the recommendation of Director of Public Health Donnell Ewert and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-063, which repeals Resolution No. 2006-09 and adopts revised Indigent Aid and Care Standards; approved a budget amendment in the Shasta County Health Care budget transferring \$12,765 from the contingency account for indigent aid and care to Support and Care of Persons; and directed the Auditor-Controller to pay claims for approved medical bills up to a total of \$12,765.

(See Resolution Book No. 49)

**OTHER COUNTY DEPARTMENTS**

**COUNTY FIRE**

**AGREEMENT: CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION**  
**OPERATION OF SHASTA COUNTY FIRE DEPARTMENT**

At the recommendation of Shasta-Trinity CAL FIRE Unit Chief Mike Chuchel and by motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a cooperative fire protection agreement with the California Department of Forestry and Fire Protection (CAL FIRE) in the amount of \$2,449,757 to administer and operate the Shasta County Fire Department for the period July 1, 2008 through June 30, 2009.

**SCHEDULED HEARINGS**

**RESOURCE MANAGEMENT**

**PLANNING DIVISION**

**ZONE AMENDMENT NO. 07-015**  
**ANTHONY SUTTER**  
**INWOOD AREA**

This was the time set to conduct a public hearing and consider taking action on Zone Amendment No. 07-015, Anthony Sutter, which would rezone approximately 25.68 acres in the Inwood area from an Unclassified (U) District to a Limited Residential (R-L) District. Assistant Director of Resource Management Rick Simon presented the board report and recommended approval of the project. The Notice of Hearing and Affidavit of Posting 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 (Kehoe/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-015, Anthony Sutter, Inwood area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2008-037;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-037; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-015, as requested.

### **CLOSED SESSION ANNOUNCEMENT**

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

1. Consider a public employee appointment (County Counsel), pursuant to Government Code section 54957.6; and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, to discuss the following employee organizations: United Public Employees of California-General Unit, United Public Employees of California-Professional Unit, pursuant to Government Code section 54957.6.

10:19 a.m.: The Board of Supervisors recessed into Closed Session and reconvened as the In-Home Supportive Services (IHSS) Public Authority Governing Board.

### **IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD**

#### **CLOSED SESSION ANNOUNCEMENT**

Chairman Hartman announced that the IHSS Public Authority Governing Board would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Larry Lees, IHSS Public Authority Program Manager Ken Field, Labor Consultant Becker and Bell to discuss the California United Homecare Workers of America, pursuant to Government Code section 54957.6.

10:38 a.m.: The IHSS Public Authority Governing Board recessed to Closed Session.

11:05 a.m.: The IHSS Public Authority Governing Board recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Cibula, Hawes, and Hartman, County Administrative Officer Larry Lees, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

**REPORT OF IN-HOME SUPPORTIVE SERVICES**

**PUBLIC AUTHORITY GOVERNING BOARD**

**CLOSED SESSION ACTIONS**

Chairman Hartman reported that the IHSS Public Authority Governing Board met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

11:06 a.m.: The IHSS Public Authority Governing Board adjourned, and the Board of Supervisors reconvened.

**REPORT OF CLOSED SESSION ACTIONS**

Chairman Hartman reported that the Board of Supervisors met in Closed Session to discuss a public employee appointment, as well as labor negotiations; however, no reportable action was taken.

11:07 a.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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