

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 14, 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

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

INVOCATION

Invocation was given by Pastor Barry McGee, Cow Creek Community Church.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the proposed records retention schedule for the Public Defender's Office and the speed limit on Eastside Road were pulled for discussion.

CONSENT CALENDAR

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

Adopted Resolution No. 2008-124, which repeals Resolution No. 2006-50; and establishes a revised records retention schedule for the County Administrative Office. (Administrative Office)

(See Resolution Book No. 49)

Approved and authorized the Auditor-Controller to make budget adjustments to reflect use of appropriations for salary contingency as necessary by fiscal-year end. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$185.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on October 7, 2008, as submitted. (Clerk of the Board)

Adopted Resolution No. 2008-125, which approves amendments to the Appendix, Designated Positions/Disclosure Categories, for the Anderson Union High School District Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign an amendment to the agreement effective June 1, 2008 with the County Medical Services Program (CMSP) to authorize Anthem Blue Cross to bill and seek payment from the Medi-Cal program any amounts paid by Anthem Blue Cross to Public Health for services provided to CMSP members during any period of retrospective enrollment for Medi-Cal Eligibility. (Public Health)

For Parcel Map No. 05-051, Walker (Anderson area), released the security in the amount of \$15,000 guaranteeing performance of subdivision improvements; and released the security in the amount of \$7,500 guaranteeing payment. (Public Works)

For Tract Map No. 1944, Village Green Subdivision (Anderson area), released the security guaranteeing maintenance of public improvements in the amount of \$24,000. (Public Works)

Adopted Resolution No. 2008-126, which establishes a records retention schedule for County Service Area (CSA) No. 1-County Fire Administration. (County Fire)

(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

RECORDS RETENTION SCHEDULE

PUBLIC DEFENDER

Public Defender Neal Pereira stated that Public Defender files are technically owned by the client, the County, and the Public Defender's Office. Due to a lack of storage space in their office, a records retention schedule combined with an electronic storage component would be efficient. Assistant Public Defender Tim Pappas has researched various methods of records retention.

In response to questions by Supervisors, Assistant Public Defender Tim Pappas explained that the cost to electronically record documents and store them onsite equals that of leasing or renting storage facilities for paper records. Files recorded electronically eliminate the need for staff to pull files from off-site storage facilities. The department will provide to new clients written notification that they may obtain their file prior to destruction. The costs are unknown because the total number of pages of all files to be recorded is yet to be determined. The department's current budget and anticipated consecutive budgets will cover the projected costs.

At the recommendation of County Administrative Officer (CAO) Larry Lees, and by consensus, the Board of Supervisors directed that this matter be continued to a future meeting to allow staff to prepare a cost estimate. (Public Defender)

45 MILE-PER-HOUR SPEED LIMIT ORDINANCE
EASTSIDE ROAD

In response to a question by Supervisor Kehoe, Public Works Director Pat Minturn confirmed that local residents had been contacted regarding the proposed speed limit, and there were no objections.

In response to a request by Supervisor Cibula, Chairman Hartman invited the audience to comment. No one spoke for or against the proposed ordinance.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which establishes a 45 mile-per-hour speed limit on Eastside Road from Latona Road to the Redding City Limit. (Public Works)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

CAO Larry Lees had no legislative report.

Supervisor Kehoe recently attended the Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES

**UNITED PUBLIC EMPLOYEES OF CALIFORNIA (UPEC) GENERAL UNIT
SUCCESSOR COMPREHENSIVE MEMORANDUM OF UNDERSTANDING (MOU)
RESOLUTION NO. 2008-127
UPEC GENERAL UNIT CLASSIFICATIONS SALARY INCREASES
SALARY RESOLUTION NO. 1357**

Director of Support Services Michelle Schafer presented the staff report and recommended approval of the agreement.

UPEC Chief Negotiator Steve Allen thanked the Board of Supervisors and County staff for working together well.

In response to a question by Supervisor Kehoe, CAO Lees stated that the Fiscal Year 2008-09 Budget was prepared to include these projected costs.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors, regarding the United Public Employees of California (UPEC) General Unit, adopted

Resolution No. 2008-127, which approves a successor comprehensive Memorandum of Understanding for the period May 1, 2008 through April 30, 2010; and adopted Salary Resolution No. 1357, which implements salary increases for UPEC General Unit classifications in the amount of 3 percent effective October 26, 2008 and 3 percent effective October 25, 2009.

(See Resolution Book No. 49)

(See Salary Resolution Book)

PUBLIC WORKS

BALLS FERRY BOAT RAMP IMPROVEMENT PROJECT

RESOLUTION NO. 2008-128

BUDGET AMENDMENT

Public Works Director Pat Minturn presented the staff report and recommended approval of the project. He noted that the grant funds will allow for the current narrow boat ramp to be widened; the dredging area to be expanded; and the restrooms, parking area, and road to be updated. The Water Agency will pay for any incidental costs.

In response to questions by Supervisors, Mr. Minturn agreed to see that picnic tables will be located in the area. He confirmed that the ramp will continue to be free of charge, and the construction will be scheduled around popular fishing seasons to avoid disruptions to those using the boat ramp. CAO Lees explained the project costs will be reimbursed by the State of California after the project completion with funds already allocated for the project. If the State fails to reimburse the County, project costs could be borrowed from capital funds.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-128, which accepts \$810,000 in grant funds from the California Department of Boating and Waterways Boat Launching Facilities Program for the Balls Ferry Boat Ramp Improvement Project; approved and authorized the Public Works Director to sign all related documents with the California Department of Boating and Waterways; and approved a budget amendment increasing appropriations by \$179,000 in the Recreation and Parks Development budget to fund Phase One of the Project.

(See Resolution Book No. 49)

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled *Maradino v. County of Shasta and Simonis, et al. v. Magrini, et al.*, pursuant to Government Code section 54956.9, subdivision (a).

9:53 a.m.: The Board of Supervisors recessed to Closed Session.

10:27 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerk of the Board Valerie Ibarra present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation. By a unanimous vote, the Board of Supervisors authorized County Counsel to appeal the small claim judgment and to represent the County's interest in the appeal in the matter of Maradino v. County of Shasta. By a unanimous vote, the Board of Supervisors authorized the Law Office of Gary Brickwood to handle the defense in the matter of Simonis, et al. v. Magrini, et al. No other reportable action was taken.

10:28 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy