

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 14, 2009

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Moty
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman

District No. 5 - Supervisor Baugh - Absent

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Linda K. Mekelburg
Agency Staff Services Analyst II - Megan Dorney

INVOCATION

Invocation was given by Pastor Charles Clark, St. Marks Baptist Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Paul Bunyan Conservation Society President Steven Pelozza stated that the society is an environmental group endeavoring to improve the environment and educate the public on the importance of sustainable forestry and conservation.

Delta community property owners representative Eric Vollmers urged the Board of Supervisors to consider sponsoring a plan to end misuse and illegal activity taking place in various areas of the Delta community, such as river access areas where refuse and illegal drug use takes place.

BOARD MATTERS

PROCLAMATION: CHILD ABUSE PREVENTION AWARENESS MONTH

At the recommendation of Health and Human Services Agency Director Marta McKenzie and by motion made, seconded (Hartman/Kehoe), and unanimously carried, the Board of

Supervisors adopted a proclamation which designates April 2009 as Child Abuse Prevention Awareness Month in Shasta County.

Child Abuse Prevention Council Executive Director Betty Futrell spoke of ways to help prevent child maltreatment.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign the response to the letter report of the Fiscal Year 2008-09 Shasta County Grand Jury. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$185.01 requiring special board action. (Auditor-Controller)

Adopted a proclamation which designates April 19-25, 2009 as Safety Seat Checkup Week in Shasta County. (Board Matters)

Approved the minutes of the meeting held on April 7, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1989, which approves Zone Amendment No. 06-011, Williams (Palo Cedro area), as introduced June 13, 2006. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1990, which approves Zone Amendment No. 06-017, McClenon (Anderson area), as introduced October 10, 2006. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1991, which approves Zone Amendment No. 08-012, McGrew (Bella Vista area), as introduced March 3, 2009. (Clerk of the Board)
(See Zoning Ordinance Book)

Appointed Crystal Hatch to the Fall River Mills Fire Protection District Board of Directors to fill an unexpired term to December 2009. (Clerk of the Board)

Reappointed Jeff Earnest, Dan Marcum, and Matt Reynier to the Pine Grove Mosquito Abatement District Board of Directors for terms to expire January 2011. (Clerk of the Board)

Directed the Clerk of the Board to provide notice to the Shasta-Tehama-Trinity Joint Community College District that the Board of Supervisors will not authorize issuance of tax and revenue anticipation notes on behalf of the District so the District can issue notes independent of Shasta County. (County Counsel)

Approved and authorized the Chairman to sign an amendment to the agreement with North Valley Behavioral Health, LLC decreasing compensation by \$279,250 per fiscal year (for a maximum compensation of \$949,000 per fiscal year) to reduce the number of psychiatric inpatient beds and retaining the term through June 30, 2008, with two automatic one-year renewals. (Mental health-Alcohol and Drug Programs)

For the Garage Addition at Bella Vista Fire Station, found the 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 May 14, 2009 at 11:00 a.m. (Public Works)

Approved and authorized the Chairman to sign an amendment to the agreement with the U.S. Forest Service extending the term to June 30, 2009 for the County to conduct restoration work along Westside Road on the west side of Shasta Lake. (Public Works)

Approved and authorized the Chairman to sign an agreement with Caltrans authorizing the exchange of \$672,168 in Federal Regional Surface Transportation Funds for an equal amount of State Highway Account funds in Fiscal Year 2008-09. (Public Works)

For Parcel Map No. 06-013, Paul Bunyan Industrial Park (Cottonwood area), released the security in the amount of \$306,500 guaranteeing performance of subdivision improvements; and released the security in the amount of \$153,250 guaranteeing payment. (Public Works)

For Partial Williamson Act Contract Cancellation No. 2001-01C, Scott (Igo area), requested the Assessor to recompute and certify to the Board of Supervisors the new cancellation valuation; and directed the Department of Resource Management to prepare a resolution for adoption by the Board of Supervisors amending the Certificate of Tentative Cancellation to include the recalculated cancellation fee. (Planning Division)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including Senate Bill 628 (Ashburn) County Employees: Health Benefit System, which is proposed to be heard in committee. CAO Lees also noted that Director of Housing and Community Action Programs Richard Kuhns has been appointed as the Stimulus Single Point of Contact for Shasta County to be watchful of possible stimulus packages which may garner funds for Shasta County.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

LETTER: SUPPORT FOR SENATE BILL 295 (DUTTON) CALIFORNIA GLOBAL WARMING SOLUTIONS ACT OF 2006

At the recommendation of County Administrative Officer Larry Lees and by motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter supporting Senate Bill 295 (Dutton), California Global Warming Solutions Act of 2006. Chairman Hawes urged Board members to submit individual letters.

SCHEDULED HEARINGS

PUBLIC WORKS

WONDERLAND BOULEVARD EASEMENT ABANDONMENT
MOUNTAIN GATE AREA
RESOLUTION NO. 2009-026

This was the time set to conduct a public hearing and consider the request to approve abandoning a portion of an undeveloped public easement along Wonderland Boulevard, Mountain Gate area. Public Works Director Pat Minturn presented the staff report and recommended approval of the project. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

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

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-026, which abandons a portion of an undeveloped public easement along Wonderland Boulevard, Mountain Gate area.

(See Resolution Book No. 50)

AMERICAN RECOVERY AND REINVESTMENT ACT NON-URBAN FEDERAL
TRANSIT ADMINISTRATION SECTION 5311 FUNDING
RESOLUTION NO. 2009-027
AGREEMENT: SHASTA SENIOR NUTRITION PROGRAMS (SSNP)
TRANSFER OF VEHICLES TO SSNP AND OPPORTUNITY CENTER

This was the time set to conduct a public hearing and consider the request to authorize the submittal of applications for American Recovery and Reinvestment Act Non-Urban Federal Transit Administration Section 5311 Funding (ARRA 5311) for rural transit projects. Public Works Director Pat Minturn presented the staff report and recommended approval of the project. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

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

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors took the following actions:

1. Authorized the Public Works Director to prepare and submit applications in the amount of \$407,706 for American Recovery and Reinvestment Act Non-Urban Federal Transit Administration Section 5311 Funding (ARRA 5311) for rural transit projects;
2. Adopt Resolution No. 2009-027, which approves and authorizes the Public Works Director to sign applications, agreements, and certifications for ARRA 5311 funds, and approves and authorizes the Public Works Director to negotiate, prepare, and sign an agreement to loan or lease one used Burney Express vehicle to Shasta Senior Nutrition Programs, Inc.;
3. Approved the use of \$257,706 of ARRA 5311 funds for County transit obligations;
4. Approved the purchase of two Burney Express wheelchair-accessible vehicles for a total of \$150,000; and
5. Approved the transfer of one used Burney Express vehicle to the Opportunity Center for its use.

(See Resolution Book No. 50)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9, subdivision (a); 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: Shasta County Employees Association, Shasta County Mid-Management Association, Deputy Sheriffs Association, Deputy Sheriffs Association-Correctional Officers, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California-General Unit, United Public Employees of California-Professional Unit, and Teamsters-Trades and Crafts, pursuant to Government Code section 54957.6.

9:55 a.m.: The Board of Supervisors recessed to Closed Session.

1:20 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Moty, Hawes, and Hartman, County Administrative Officer/Clerk of the Board Larry Lees, and County Counsel Mike Ralston.

REPORT OF CLOSED SESSION ACTIONS

County Administrative Officer/Clerk of the Board Larry Lees reported that the Board of Supervisors met in Closed Session to discuss anticipated litigation, as well as labor negotiations; however, no reportable action was taken.

1:20 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy