

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, May 5, 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

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

**INVOCATION**

Invocation was given by Pastor Bob Denham, Living Hope Compassionate Ministries.

**PLEDGE OF ALLEGIANCE**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

Child Support Services Director Terri Love stated that Shasta County was recognized by the California Department of Child Support Services in the area of most improved performance in collections on support dollars that go directly to the families. \$22 million was received in collections last year.

David Strawn, Roseanna Simonis, Dona Snyder, Elizabeth Messick, Ed Merrick, Dana Wigington, Stan Sours, Rocky Compton, Mauro Oliveira, and Randy Compton spoke in opposition to the Transmission Agency of Northern California (TANC) power lines project proposed to take place in the Round Mountain vicinity due to potential health risks, reduction of property value, risk to endangered species, and the possible damage to the surroundings. The matter was referred to staff to provide information at a future Board meeting.

American Legion Auxiliary representative Judy Gama advised that May 10-15, 2009 is Poppy Week and encouraged community members to participate in honor of veterans.

Shasta County Office of Education Project Director Jodie Van Ornum advised the Project Share will have a Sustainability Event on May 14, 2009 for description of the base program services of the After School Program.

**BOARD MATTERS****MAY 2009 EMPLOYEE OF THE MONTH**  
**AGENCY STAFF SERVICES ANALYST II CLEO TOCMAKIDIS**  
**RESOLUTION NO. 2009-030**

At the recommendation of Chief Probation Officer Brian Richart and by motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-030, which recognizes Probation Agency Staff Services Analyst II Cleo Tocmakidis as Shasta County's May 2009 Employee of the Month.

(See Resolution Book No. 50)

**PROCLAMATION: MENTAL HEALTH MONTH**

At the recommendation of Director of Mental Health Services Dr. Mark Montgomery and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2009 as Mental Health Month in Shasta County. Marge Hall and Tracy Ray accepted the proclamation.

**PROCLAMATION: VETERANS APPRECIATION MONTH**

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2009 as Veterans Appreciation Month in Shasta County. California Employment Development Department Veteran's Employment Services Specialist Jim Sains thanked the Board of Supervisors for adopting the proclamation.

**PROCLAMATION: POLICE OFFICERS MEMORIAL WEEK**

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Moty/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 10-16, 2009 as Police Officers Memorial Week and May 14, 2009 as Peace Officers Memorial Day in Shasta County.

**PROCLAMATION: PROJECT HOMELESS CONNECT MONTH**

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2009 as Project Homeless Connect Month in Shasta County. Project Homeless Connect Event Coordinator Don Meek thanked the Board of Supervisors for adopting the proclamation.

10:23 a.m.: The Board of Supervisors recessed.

10:30 a.m.: The Board of Supervisors reconvened.

**ITEMS PULLED FROM CONSENT CALENDAR**

Supervisor Baugh pulled for discussion the County Claims List. Sheriff's Office Captain Don Van Buskirk advised that California Forensic Medical Group (CFMG) is contracted to pay up to \$25,000 per incident for medical expenses provided to inmates. In the item on the claims list, the charge was for a vendor that had been used by CFMG. Numerous telephone calls were made to question the appropriateness of the bill, and it was determined that the charge was

appropriate, and was over the \$25,000 amount; and therefore was the responsibility for Shasta County to pay.

Supervisor Moty pulled for discussion the request for Sheriff's budget increasing appropriations and revenues to fund a deputy sheriff position and purchase several fixed assets. Sheriff Tom Bosenko and Chief Fiscal Officer Carol Patton stated a deputy is being reassigned from patrol to Cal-MMET for the domestic highway enforcement program which will be funded by General Fund appropriation. The backfill to replace the patrol position will be paid by asset forfeiture funds.

Supervisor Hawes pulled for discussion the matter regarding an agreement with Right Road Recovery Programs, Inc. to provide outpatient mental health services in the InterMountain area. Director of Mental Health Services Dr. Mark Montgomery confirmed that community participation is outstanding.

Supervisor Hawes pulled for recognition the work being done at Additional Bay at Big Bend Fire Station and Additional Bay at Oak Run Fire Station.

Supervisor Hawes pulled to commend the efforts on the work being done at the Palo Cedro Fire Station Metal Building.

### **CONSENT CALENDAR**

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

Approved a budget amendment increasing appropriations and revenue by \$30,000 to recognize additional Tobacco Settlement revenue. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$2,387.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on April 21, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1992, which approves Zone Amendment No. 08-018, Schmitt (Centerville area), as introduced March 24, 2009. (Clerk of the Board)  
(See Zoning Ordinance Book)

For Fiscal Year 2008-09 Classification Maintenance Program: Adopted Salary Resolution No. 1362, a salary resolution which reclassifies various positions and makes certain salary adjustments effective May 10, 2009 and incorporated the Supervising Accountant classification into the Classification and Salary Plan based upon the Merit System Services classification. (Support Services)  
(See Salary Resolution Book)

Approved and authorized the Chairman to sign the following agreements with locum tenens agencies to provide temporary psychiatric services: with LOCUMTENENS.COM, LLC in an amount not to exceed \$130,000 from the date of signing through June 30, 2010; with Jackson & Coker Locumtenens, LLC in an amount not to exceed \$100,000 for the period July 1, 2009 through June 30, 2010; and with CHG Companies, Inc. d.b.a. CompHealth in an amount not to exceed \$100,000 for the period July 1, 2009 through June 30, 2010. (Mental Health).

Approved and authorized the Chairman to sign an agreement with Right Road Recovery Programs, Inc. in an amount not to exceed \$239,165, including an advance payment in the amount of \$24,000, to provide outpatient mental health services in the InterMountain area from the date of signing through June 30, 2010. (Mental Health)

Approved a budget amendment to the Mental Health Services Act budget increasing appropriations in Fixed Assets-Vehicles and decreasing appropriations in Professional Services in the amount of \$80,000 to replace five vehicles. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Empire Hotel EHARC, Inc. d.b.a. Empire Recovery Center in an amount not to exceed \$160,000 per fiscal year to provide nonresidential alcohol and other drug treatment services for the period July 1, 2009 through June 30, 2010, with two automatic one-year renewals. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an agreement with Caltrans in an amount not to exceed \$244,150.21 for Shasta County Opportunity Center clients to provide roadside maintenance services for the period June 1, 2009 through May 31, 2012. (Social Services-Opportunity Center)

Approved a budget amendment in the Child Support Services budget increasing appropriations in the Fixed Assets-Vehicle account and decreasing appropriations in the Postage Services account by \$13,267 to purchase one vehicle. (Child Support Services)

Approved a budget amendment in the Sheriff's budget increasing appropriations by \$49,028 and revenues by \$9,020 to fund a deputy sheriff position and purchase several fixed assets, to be offset by the use of \$40,008 in Sheriff's Federal Asset Forfeiture designated funds; approved the purchase of a pickup in the amount of \$12,775 from the U.S. Marshals Service; approved the purchase of a vehicular mobile communication device in the amount of \$5,050; authorized the Purchasing Department to issue purchase orders for the equipment in accordance with Administrative Policy 6-101; authorized the Auditor-Controller to issue an advance payment to the U.S. Marshals Service in the amount of \$3,751.97 for the balance due on the pickup; and authorized the Auditor-Controller to pay other claims for expenses relating to the transactions. (Sheriff)

Approved and authorized the Sheriff-Coroner to sign a retroactive agreement and any subsequent amendments or other pertinent documents with the U.S. Drug Enforcement Administration for Shasta County to receive \$130,000 in supplemental funding for the Sheriff's Office Marijuana Eradication Team for the period January 1, 2009 through December 31, 2009. (Sheriff)

Awarded to the low bidder, Robert Nichol d.b.a. Robert D. Nichol Construction, on a lump-sum basis, the contract for construction on Additional Bay at Big Bend Fire Station and Additional Bay at Oak Run Fire Station in the amount of \$189,000. (Public Works)

Waived minor irregularities and awarded to the low bidder, Keith Acker d.b.a. KNA General Construction, on a lump-sum basis, the contract for construction on the Palo Cedro Fire Station Metal Building in the amount of \$98,976.82. (Public Works)

Adopted Resolution No. 2009-031, which makes certain findings to facilitate approval of Property Line Adjustment No. 08-041, Rickert (Millville area) involving parcels restricted by a Williamson Act contract. (Resource Management Planning Division)

(See Resolution Book No. 50)

Approved and authorized the County Fire Warden to purchase one Type III fire engine; awarded the bid to HME-Ahrens-Fox for a total purchase price of \$275,356.61; and approved a budget amendment transferring appropriations within the CSA No. 1 budget and increasing

revenue and appropriations in the amount of \$185,400 by recognizing unanticipated revenue from fire call reimbursements to augment funds in an existing fixed-asset account. (County Fire)

## **REGULAR CALENDAR**

### **PRESENTATIONS**

#### **SWINE-ORIGIN INFLUENZA A (H1N1)**

Public Health Director Donnell Ewert spoke of the challenges and dangers posed by the swine influenza (flu) virus known as Swine-Origin Influenza A (H1N1). The majority of cases are in Mexico. There are currently 69 confirmed cases and 124 probable cases in California, with no cases in Shasta County. There have been 62 tests completed, which have all had negative results. Public Health staff are working extra hours to provide services.

Individuals who are ill should remain home from work and school, wash hands frequently, cough into the sleeve, and not travel to Mexico or Southern California.

Health Office Dr. Andrew Deckert stated that 5 percent to 20 percent of the population may obtain seasonal flu. There are flu shots to aid in prevention of seasonal flu; however, there is not yet a shot for Swine-Origin Influenza A (H1N1).

## **GENERAL GOVERNMENT**

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

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

County Administrative Officer (CAO) Larry Lees had no legislative update. He reported that he had attended, on behalf of the Board of Supervisors, the ribbon-cutting event at the Whitmore Community Center.

Supervisor Baugh recently attended the PSA 2 Area Agency on Aging meeting.

Supervisors reported on issues of countywide interest.

## **ADMINISTRATIVE OFFICE**

#### **BUYBACK OF UNUSED ADMINISTRATIVE LEAVE RESOLUTION NO. 2009-032**

County Administrative Officer (CAO) Larry Lees and Chief Fiscal Officer Bebe Palin spoke of the potential budget savings for suspending the buyback of unused administrative leave for appointed department heads and unrepresented managers. By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-032, which temporarily suspends buyback of unused administrative leave for appointed department heads and unrepresented managers for a one-year period.

By consensus, the Board of Supervisors directed that a Budget Workshop will be held on Monday, June 8, 2009, beginning at 9:00 a.m.

(See Resolution Book No. 50)

**COUNTY COUNSEL**

**BONDS OF CASCADE UNION ELEMENTARY SCHOOL DISTRICT  
RESOLUTION NO. 2009-033**

At the recommendation of Assistant County Counsel John Loomis and by motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-033, which authorizes the issuance and sale of bonds designated as Bonds of the Cascade Union Elementary School District 2008 Election, Series A in an amount not to exceed \$3,500,000 to modernize, replace, renovate, construct, acquire, equip, rebuild, and furnish the facilities of the Cascade Union Elementary School District.

(See Resolution Book No. 50)

**TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR**

**QUARTERLY REPORT OF INVESTMENTS  
TREASURY OVERSIGHT COMMITTEE COMPLIANCE**

At the recommendation of Treasurer-Tax Collector-Public Administrator Lori Scott and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisor accepted the Quarterly Report of Investments for the period ending March 31, 2009; and accepted the Treasury Oversight Committee Compliance Audit for the Year Ended June 30, 2008.

**LAW AND JUSTICE**

**SHERIFF**

**CALIFORNIA MULTI-JURISDICTIONAL METHAMPHETAMINE  
ENFORCEMENT TEAM GRANT  
BUDGET AMENDMENTS**

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisor approved and authorized the Chairman to accept and the Sheriff to administer the North State Initiative of the California Multi-jurisdictional Methamphetamine Enforcement Team (Cal-MMET) grant in the amounts of \$695,772 for Fiscal Year 2008-09 and \$672,502 for Fiscal Year 2009-10; approved a budget amendment in the Sheriff's budget increasing appropriations by \$453,842 and revenues by \$389,962 to adjust appropriations for the Fiscal Year 2008-09 grant award, as well as for the Fiscal Year 2007-08 grant award carryover of \$267,936; authorized use of designated asset forfeiture public safety fund balances in the amount of \$63,880 to fund task force expenditures not covered by the Cal-MMET grant; approved purchase of a fixed asset vehicle in the amount of \$37,359 to replace a current grant-funded vehicle; approved an increase to a fixed asset account in the amount of \$10,418 to include equipment installation costs and to correct original vehicle cost; and approved a budget amendment in the Sheriff's budget transferring appropriations and offsetting revenue by \$71,252 to move a deputy sheriff from the Patrol unit to the Cal-MMET task force effective December 2008.

**CALIFORNIA EMERGENCY MANAGEMENT AGENCY GRANT  
BUDGET AMENDMENTS**

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisor approved a budget amendment in the Sheriff's budget decreasing appropriations and revenues by \$118,459 as a result of a decrease in the California Emergency Management Agency (Cal-EMA) grant award for the Sexual Assault Felony Enforcement (SAFE) Team; approved a budget amendment in the District Attorney budget decreasing appropriations and revenues by \$9,703 as the result of a decrease in Transfers-Out from the Sheriff's Office; approved a budget amendment in the Probation budget decreasing appropriations and revenues by \$8,639 as a result of a decrease in Transfers-Out from the Sheriff's Office; approved and authorized the Chairman to accept and the Sheriff to administer the SAFE grant in the amount of \$597,982 for Fiscal Year 2009-10; authorized the Purchasing Division to obtain quotes, issue formal bids, and make purchases in accordance with Administrative Policy 6-101; authorized the Auditor-Controller to pay claims for expenses related to the grant, including funds which may be reappropriated in subsequent fiscal years; and authorized the Auditor-Controller to transfer to participating non-County agencies those fixed assets and other equipment purchased with grant funds on their behalf.

**AGREEMENT: CALIFORNIA DEPARTMENT OF BOATING AND WATERWAYS  
BOATING AND ENFORCEMENT ACTIVITIES**

Sheriff Tom Bosenko presented an update on Boating Safety Unit activities. By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisor approved and authorized the Chairman to sign a renewal contract with the California Department of Boating and Waterways to receive a maximum of \$584,990 to perform boating and enforcement activities on Shasta County waterways (except Whiskeytown Lake) for the period July 1, 2009 through June 30, 2010; and approved and authorized the Auditor-Controller or her designee to sign the quarterly reimbursement request forms processed by the Sheriff's Office for the period July 1, 2009 through June 30, 2010.

**SCHEDULED HEARINGS**

**PUBLIC WORKS**

**COUNTY SERVICE AREA NO. 3 – CASTELLA WATER  
WATER SHORTAGE EMERGENCY**

This was the time set to conduct a public hearing and consider the request to declare a water shortage emergency for County Service Area No. 3 - Castella Water. Public Works Director Pat Minturn presented the staff report and recommended approval. 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 no one spoke for or against the proposal, and the public hearing was closed.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which:

1. Declares a water shortage emergency for County Service Area No. 3 - Castella Water;
2. Restricts maximum water consumption; and
3. Establishes penalties for water consumption in excess of the established maximum.

COUNTY SERVICE AREA NO. 6 – JONES VALLEY WATER  
WATER SHORTAGE EMERGENCY

This was the time set to conduct a public hearing and consider the request to declare a water shortage emergency for County Service Area No. 6 - Jones Valley Water. Public Works Director Pat Minturn presented the staff report and recommended approval. 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 no one spoke for or against the proposal, and the public hearing was closed.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which:

1. Declares a water shortage emergency for County Service Area No. 6 - Jones Valley Water;
2. Restricts maximum water consumption; and
3. Establishes penalties for water consumption in excess of the established maximum.

COUNTY SERVICE AREA NO. 23 – CRAG VIEW WATER  
WATER SHORTAGE EMERGENCY

This was the time set to conduct a public hearing and consider the request to declare a water shortage emergency for County Service Area No. 23 - Crag View Water. Public Works Director Pat Minturn presented the staff report and recommended approval. 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 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 introduced and waived the reading of an ordinance which:

1. Declares a water shortage emergency for County Service Area No. 23 - Crag View Water;
2. Restricts maximum water consumption; and
3. Establishes penalties for water consumption in excess of the established maximum.

COUNTY SERVICE AREA NO. 25 – KESWICK WATER  
WATER SHORTAGE EMERGENCY

This was the time set to conduct a public hearing and consider the request to declare a water shortage emergency for County Service Area No. 25 - Keswick Water. Public Works Director Pat Minturn presented the staff report and recommended approval. 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 no one spoke for or against the proposal, and the public hearing was closed.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which:

1. Declares a water shortage emergency for County Service Area No. 25 - Keswick Castella Water;
2. Restricts maximum water consumption; and
3. Establishes penalties for water consumption in excess of the established maximum.

12:24 p.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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