

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, May 12, 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 Reverend Judith Churchman, Center for Spiritual Living.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Director of Public Health Donnell Ewert advised that there is now one confirmed case of Swine-Origin Influenza A (H1N1) in Shasta County. The individual is isolated to his home. Those 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.

Sheriff-Coroner Tom Bosenko told of the various activities during Rodeo Week.

BOARD MATTERS

PROCLAMATION: FOSTER CARE AWARENESS MONTH

At the recommendation of Social Services Director Jane Work and by motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2009 as Foster Care Awareness Month in Shasta County. Foster Parents Association President Crystal Bates accepted the proclamation.

PROCLAMATION: OLDER AMERICANS MONTH AND ELDER ABUSE PREVENTION MONTH

At the recommendation of Director of Social Services Jane Work and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2009 as Older Americans Month and Elder Abuse Prevention Month in Shasta County. Adult Protective Services Program Manager II Jim Livingston discussed the importance of preventing elder abuse.

PROCLAMATION: EMPLOYEE HEALTH AND APPRECIATION DAY

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 14, 2009 as Employee Health and Appreciation Day in Shasta County. Community Education Specialist II Sherrie Brookes accepted the proclamation.

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:

Adopted Policy Resolution No. 2009-03, which amends Administrative Policies 8-400, *Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Policy*, and 8-410, *Health Insurance Portability and Accountability Act of 1996 (HIPAA) Security Policy*, to designate the County Administrative Officer or his/her designee as the County's HIPAA Privacy Officer and Security Officer, update contact information for purposes of accessing health care records, and delete County Counsel from the list of County departments required to complete a "Business Continuity Plan Generator" software package. (Administrative Office/County Counsel)

(See Policy Resolution Book)

Approved and authorized the Chairman to sign the County Claims List totaling \$644.55 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on May 5, 2009, as submitted. (Clerk of the Board)

Took the following actions to purchase essential wireless networking equipment to connect to the County network for the Health and Human Services Agency Business and Support Services office at 1810 Market Street, Redding: Approved a budget amendment in the amount of \$19,224 increasing appropriations in fixed assets and decreasing services and supplies; directed Information Technology to purchase and install equipment in accordance with County purchasing policies; authorized the Auditor-Controller to create the appropriate fixed asset account and move the fixed asset into the Information Technology budget; and authorized the Auditor-Controller to pay for equipment, installation, and other costs associated with the project. (HHS Business and Support Services)

Approved and authorized the Chairman to sign an amendment to the Mental Health Services Act agreement with the California Department of Mental Health increasing funding by \$516,400 (for a new total of \$10,482,642) and extending the term of the contract to June 30, 2013. (Mental Health)

Took the following actions to meet Medi-Cal security requirements: Approved a budget transfer in the Opportunity Center budget in the amount of \$34,000 to purchase one high-capacity industrial shredder; approved a budget transfer in the Social Services budget increasing appropriations in Services and Supplies by \$27,530 and Fixed Assets by \$82,675, to be offset by increased revenues to purchase one shredder and one backup tape library; authorized the

Auditor-Controller to create the appropriate fixed asset accounts; and authorized the Auditor-Controller to pay related claims. (Social Services-Opportunity Center)

Adopted Resolution No. 2009-034, which authorizes the District Attorney to continue as the agent for Shasta County to conduct negotiations and submit documents necessary for the Workers' Compensation Insurance Fraud program for the period July 1, 2009 to June 30, 2012. (District Attorney)

(See Resolution Book No. 50)

Accepted grant funding in the amount of \$41,000 from the Central Valley California High Intensity Drug Trafficking Area to purchase automated license plate reader (ALPR) equipment for the Sheriff's Domestic Highway Enforcement Program; approved a budget amendment in the Sheriff's budget transferring appropriations in the amount of \$2,500 and increasing appropriations and revenues in the amount of \$41,000 (for a total of \$43,500) to purchase two ALPR units to be utilized by the Counties of Shasta and Siskiyou; authorized the Auditor-Controller to transfer to a participating non-County agency those fixed assets and other equipment purchased with grant funds on their behalf; authorized the Purchasing Department to waive competitive procurement practices in order to effect a sole-source purchase and to issue purchase orders in accordance with Administrative Policy 6-101; and authorized the Auditor-Controller to pay claims for expenses related to the budget amendment, including funds which may be reappropriated in subsequent fiscal years. (Sheriff)

Approved the requested paving and bridge projects at an estimated total cost of \$1,465,915 to be funded by Proposition 1B revenue. (Public Works)

For the 2009 Shasta County Overlay Project (Stimulus), found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and direct the Public Works Director to advertise for bids pending approval of an Authorization to Proceed with Construction from Caltrans; and authorized opening of bids on or after June 11, 2009 at 11:00 a.m. (Public Works)

For the 1855 Shasta Street Remodel - District Attorney, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications for asbestos abatement and direct the Public Works Director to advertise for bids; approved plans and specifications for remodel construction and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after June 4, 2009 at 11:00 a.m. (Public Works)

Released the security guaranteeing maintenance of public improvements for Tract Map No. 1898, Waterleaf Estates Subdivision (west Shingletown area) in the amount of \$29,625. (Public Works)

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 a formal public records act request to be sent to the state for information as to when funds are due. Health & Human Services Agency Director Marta McKenzie will send the letter, with a copy to Senator Denise Duchaney. Governor Schwarzenegger has informed legislative leaders that if three of the six budget-related ballot measures fail on May 19, 2009, the state faces a \$21 billion deficit between now and next July. If the propositions pass, the state faces a \$15 billion shortfall.

Supervisor Kehoe recently attended the Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

ADMINISTRATIVE OFFICE

PUBLIC SAFETY AUGMENTATION RESERVE FUNDS

At the recommendation of County Fiscal Chief Bebe Palin and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved the use of Public Safety Augmentation (Proposition 172) reserve funds to backfill the deficit in Fiscal Year 2008-09 and authorized the Auditor-Controller to transfer the funds in reserve to general purpose fund balance if, after the close of the books for Fiscal Year 2008-09, it is necessary to keep the departments whole.

SCHEDULED HEARINGS

LAW AND JUSTICE

SHERIFF

SHERIFF'S OFFICE

EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

Sheriff Tom Bosenko gave a presentation regarding the Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) tentatively jointly awarded to the County of Shasta and the City of Redding.

In response to questions by Supervisor Kehoe, Sheriff Bosenko stated that the City of Redding tentatively plans to use the JAG payment to continue funding part of the cost of personnel assigned to the Integrated Public Safety System, which is a joint project among the County, the City of Redding, and the City of Anderson.

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. Approved the use of \$127,421 in Edward Byrne Memorial Justice Assistance Grant funds from the U.S. Department of Justice, Bureau of Justice Assistance;
2. Approved and authorized the Chairman to sign a memorandum of understanding with the City of Redding to allocate the grant in the amount of \$348,189 between the two parties;
3. Approved and authorized the County Administrative Officer to sign a pending award document and special conditions; and
4. Authorized the Auditor-Controller to remit payments to the City of Redding upon receipt of funds from the Bureau of Justice Assistance.

RESOURCE MANAGEMENT**PLANNING DIVISION****ZONE AMENDMENT NO. 06-021****STAN LEACH****FRENCH GULCH AREA**

This was the time set to re-open a public hearing to consider the request to approve Zone Amendment No. 06-021, Stan Leach, which would rezone approximately 72 acres in the French Gulch area from an Unclassified (U) District to a Timber Production (TP) District, and which was continued from the April 21, 2009 meeting. Assistant Director of Resource Management Rick Simon 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 property owner Stan Leach stated that he has spoken with neighbor Dan Donnelly to describe the request for rezoning. Mr. Donnelly had requested that Mr. Leach provide him with written documentation that Mr. Leach would not clear trees within 100 yards of Mr. Donnelly's property. Mr. Leach had declined as there are only a half-dozen trees and he is dedicated to growing and harvesting trees. Additionally, the equipment being proposed to be used will make it difficult to harvest timber in the area under discussion. No one else spoke for or against the project, and the public hearing was closed.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-021, Stan Leach, French Gulch area:

1. Found the project statutorily exempt from the California Environmental Quality Act (CEQA), with the findings set forth by Planning Commission Resolution No. 2009-021;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-021;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-021, as requested.

10:14 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy