

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, July 21, 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
Deputy Clerk of the Board - Valerie Ibarra

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 Hawes.

PUBLIC COMMENT PERIOD - OPEN TIME

Charles Alexander opposed the Peripheral Canal due to the water from Northern California being diverted to Southern California.

Chief Petty Officer Rob Burroughs participates in the transport of veterans to the Northern California Veterans Cemetery in Igo. Funeral processions travel on Clear Creek Road, and trash on the road appears to be released from waste vehicles. Officer Burroughs recommended stricter rules and "No Dumping" signs and requested the road be renamed to "Patriots' Memorial Drive."

Russ Wade encouraged healthy eating and living habits.

Michelle Schroeder stated that a proposed 92-acre mall may be built in the area where she has built her home, reducing the value of her property.

BOARD MATTERS

JULY 2009 EMPLOYEE OF THE MONTH
ELIGIBILITY SUPERVISOR KAREN BOYER
RESOLUTION NO. 2009-067

At the recommendation of Director of Social Services Jane Work and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-067, which recognizes Eligibility Supervisor Karen Boyer as Shasta County's July 2009 Employee of the Month.

(See Resolution Book No. 50)

PROCLAMATION: PROBATION SUPERVISION WEEK

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates July 19-25, 2009 as Probation Supervision Week in Shasta County. Chief Probation Officer Brian Richart accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced the agreement with Moore Iacofano Goltsman, Inc. was pulled for discussion.

AGREEMENT: MOORE IACOFANO GOLTSMAN, INC.
PARKS, TRAILS, AND OPEN SPACE PLAN

In response to questions by Supervisor Baugh, Resource Management Chief Fiscal Officer Ronni Harman confirmed that the work on the project has not been completed. Director of Resource Management Russ Mull stated that the \$100,000 contract is for some basic tasks of outlining a parks, trails, and open space plan. The contractor has performed the tasks per the agreement, just not in the speed that was desired, thus the needed three-month extension.

CONSENT CALENDAR

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Baugh voted no on the agreement with Moore Iacofano Goltsman, Inc.):

Approved a budget amendment increasing appropriations in the Trial Courts budget by \$100,000, offset by a reduction in the contingency reserve, for Shasta County's share of the Courthouse Annex Roof Replacement Project cost. (Administrative Office)

Approved the minutes of the meeting held on June 8, 9, 16, 23, and 30, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. SCC 2009-02, which amends Shasta County Code Section 13.08.010, *County Library Regulations*, as introduced June 30, 2009. (Clerk of the Board)
(See Shasta County Code Ordinance Book)

Disbanded the Tobacco Settlement Fund Citizens' Advisory Committee. (Clerk of the Board)

Appointed Ken Evans to the Pine Grove Mosquito Abatement District Board of Directors for a term to January 2011. (Clerk of the Board)

Approved and authorized the Alcohol and Drug Program Administrator to sign a combined Notice of Grant Award for Fiscal Year 2009-10 Comprehensive Drug Court Implementation Grant funding in the amount of \$111,487 and Drug Court Partnership Grant funding in the amount of \$126,270 to provide services to the participants in the Addicted Offender Program. (Mental Health)

Adopted Resolution No. 2009-068, which approves and authorizes the County Administrative Officer to sign an agreement in an amount not to exceed \$142,227 for the period October 1, 2009 through September 30, 2010 and other program-related documents for the DUI Misdemeanor Prosecutor grant program. (District Attorney)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign an amendment to the agreement with Assessments.com increasing the second-year compensation by \$6,000 (for a new second-year total not to exceed \$75,400) to provide additional training services and retaining the term of December 18, 2007 through December 17, 2008, with one automatic one-year renewal. (Probation)

For the East Redding Bike Lanes, Phase 1 Project (Stimulus), approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after August 13, 2009 at 11:00 a.m. (Public Works)

Rejected the bids received on June 11, 2009 for construction of the 2009 Chip Seal Project (Shingletown). (Public Works)

For the Old-Library Remodel-New District Attorney Office Project, approved and authorized the Public Works Director to sign an agreement with AT&T in the amount of \$28,974.93 to relocate utility poles; and approved and authorized the Public Works Director to sign future agreements with utility companies in amounts not to exceed \$10,000. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Palo Cedro Fire Station Project and record it within 10 days of actual completion of the work. (Public Works)

Adopted Resolution No. 2009-069, which updates the financial assurance mechanism for the West Central Landfill. (Public Works)

(See Resolution Book No. 50)

For the East Fork Road at Clear Creek Bridge, approved and authorized the Chairman to sign an agreement with Marjorie L. Richardson to rescind the existing right-of-way contract and easement deed; approved and authorized the Chairman to sign a right-of-way contract with Zook Richardson and Aliyah Richardson (0.40 acres at \$14,900); and accepted an easement deed conveying parcels of project right of way. (Public Works)

Adopted Resolution No. 2009-070, which authorizes the Department of Resource Management to apply for the Used Oil Recycling Block Grant, Fiscal Year 2009-10 in the amount of \$28,206 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake. (Community Education Section)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with Moore Iacofano Goltsman, Inc. extending the term of the agreement to September 1, 2009 to provide a parks, trails, and open space plan for Shasta County; and approved a budget amendment increasing appropriations in the Planning budget by \$46,580, utilizing fund balance. (Planning)

Approved and authorized the Chairman to sign the State Department of Food and Agriculture Division of Fairs and Expositions budget for the Inter-Mountain Fair in the amount of \$655,491 for the period July 1, 2009 through June 30, 2010. (Inter-Mountain Fair)

9:51 a.m.: The Board of Supervisors recessed and convened as the Shasta County In-Home Supportive Services Public Authority Governing Board.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the In-Home Supportive Services Public Authority Governing Board took the following action, which was listed on the Consent Calendar:

Approved and authorized the Chairman to sign an agreement with Becker & Bell, Inc. in an amount not to exceed \$19,000 to provide labor relations/contract negotiations from the date of signing through June 30, 2010. (In-Home Supportive Services Public Authority)

9:52 a.m.: The Shasta County In-Home Supportive Services Public Authority Governing Board adjourned and reconvened as the Shasta County Board of Supervisors.

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 information about progress with the State budget. Various cuts are being discussed.

Supervisor Baugh stated that the Western Area Power Administration has withdrawn from the federal process for the Transmission Agency of Northern California (TANC) Transmission Project; therefore, the requested letter is not necessary.

Supervisor Kehoe recently attended a Redding Area Bus Authority (RABA) meeting.

Supervisors reported on issues of countywide interest.

10:12 a.m.: The Board of Supervisors recessed.

10:19 a.m.: The Board of Supervisors reconvened.

PUBLIC WORKS**COUNTY SERVICE AREA NO. 6 – JONES VALLEY WATER****ELK TRAIL ANNEXATION**

Public Works Director Pat Minturn reported on proposed grants and loans for the Elk Trail Annexation. County Service Area (CSA) No. 6 – Jones Valley serves 360 customers. Water is pumped out of Shasta Lake, treated, stored, and delivered to customers. The Elk Trail neighborhood, approximately 200 parcels, is located south of Jones Valley. The Elk Trail parcels are primarily served by individual wells, some of which have a low yield.

As directed by the Board of Supervisors on June 23, 2009, staff submitted an annexation application to the Local Agency Formation Commission (LAFCO) for the proposed Elk Trail Annexation to CSA No. 6. LAFCO is waiting for the results of a new straw poll.

PACE Civil, Inc. has prepared a preliminary engineering report, which states their estimated cost for water lines, fire hydrants, storage tanks, and pumping and treatment improvements to the existing system for Elk Trail remains at \$10 million.

The straw poll provides two plans to be offered to participants. In Plan A, recipients would benefit from fire suppression and water service as CSA No. 6 customers. All parcels will be on Plan A unless they qualify and apply for Plan B. The estimated charge for annexation to the parcel will be \$70 to \$90 per month.

Plan B will be for parcels with a satisfactory existing well. The property owners would benefit from fire suppression, water supply availability, and groundwater recharge, and may later obtain water service by paying an upgrade fee.

Wendy Peet, Kathy Jalquin, and Mike Metlock spoke in opposition to the project.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors directed staff to proceed with a new straw poll to gauge support for the Elk Trail Annexation, with changes to the draft straw vote ballot to use the figure of \$70 to \$90 per month for Plan A.

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 existing litigation entitled *McCleskey v. County of Shasta*, pursuant to Government Code section 54956.9, subdivision (a);
2. Confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c); and
3. 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.

10:59 a.m.: The Board of Supervisors recessed to Closed Session.

12:00 p.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 Chief Deputy Clerk of the Board Glenda Tracy.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation, as well as labor negotiations; however, no reportable action was taken.

12:00 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy