

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, December 8, 2009

REGULAR MEETING

9:01 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
Administrative Analyst II - Megan Dorney

INVOCATION

Invocation was given by Reverend Sandra Soley Keep, Unity in Redding.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

United Public Employees of California (UPEC) Business Representative Chris Darker, Deputy Sheriffs Association (DSA) representative Jon Ruiz and DSA negotiator Steve Allen opposed changes of less pay, less healthcare contributions, and less retirement contributions for the members of the DSA.

Mel Fisher expressed appreciation for the Board of Supervisors' support of veterans and the Pearl Harbor Day celebration on December 7, 2009.

Shasta County Fire Warden CAL FIRE Shasta-Trinity Unit Chief Mike Chuchel addressed information that had been provided regarding services recently provided by Millville Fire Protection District (FPD). Millville FPD is an independent entity which has entered into agreements with the County relative to mutual and/or automatic aid. Mutual aid is when an agency requests assistance; automatic aid is when the request for assistance is performed at dispatch. Millville FPD has stated that they only want mutual aid assistance, unless they ask.

In recognition of years of service to Shasta County, the Board of Supervisors presented Shasta County Fire Warden CAL FIRE Shasta-Trinity Unit Chief Mike Chuchel with a plaque of appreciation upon the occasion of his retirement.

REGULAR CALENDAR**BOARD MATTERS****RECOGNITION OF 2009 WALKING CHALLENGE
TEAM AND INDIVIDUAL WINNERS**

Director of Support Services Michelle Schafer recognized the winners of the 2009 Walking Challenge. The individual winners were Debbie Alexander, first place; Margie Richards, second place; and Cheryl Murdock, third place. The Public Health Department was presented the perpetual plaque as the departmental champions, and the Social Services Department was the second-place winner.

PRESENTATIONS**COUNTY FIRE****SHASTA COUNTY FIRE DEPARTMENT RECENT IMPROVEMENTS AND UPGRADES**

Deputy Fire Warden Doug Wenham advised that the Shasta County Fire Department (SCFD) during the period of November 2003 to February 2004, the SCFD was evaluated by the Insurance Services Office (ISO) to determine insurance ratings. The ratings are typically performed every 10 years. These ratings affect fire insurance premiums for residential, commercial, and industrial properties within areas served by SCFD. Due to recent upgrades in water delivery, the rating for some areas will be upgraded effective January 1, 2010, which will provide a savings on fire insurance premiums.

9:45 a.m.: The Board of Supervisors recessed.

9:59 a.m.: The Board of Supervisors reconvened.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced items which were pulled for discussion include the request for purchase of food and drink items for vending machines at the Opportunity Center; the request for signing a Notice of Completion for the Airport Road at Sacramento River Bridge Replacement Project; and the acceptance of a written report regarding the status of the Shasta County Facility Impact Fees.

In response to questions by Supervisor Kehoe, Director of Regional Services Jane Work stated that the suggested food and drink would provide health and well-being to Opportunity Center (OC) staff. If there is not a profit, the OC will underwrite the balance.

In response to questions by Supervisor Moty, Public Works Director Pat Minturn said that a dedication ceremony is scheduled to take place for the work on the Airport Road at Sacramento River Bridge Replacement Project. The total project cost of \$23,663,970 was paid for by federal and state funds.

In response to questions by Supervisor Kehoe, County Administrative Officer Larry Lees advised that the cities of Redding, Anderson, and Shasta Lake have chosen not to participate in joint impact fees to help offset the cost; however, will discuss with the three city managers at an upcoming meeting. In response to questions by Supervisor Kehoe, Resource Management Chief

Fiscal Officer Ronni Harman stated that the impact fee expenditures bank charges for Fiscal Year 2008/09 in the amount of \$505.16 is due to the County's bank that does not allow the County to charge credit card fees. As it was determined that General Fund does not cover these charges, it would be paid by the 2 percent administration charges.

CONSENT CALENDAR

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

Adopted Resolution No. 2009-116, which appoints Mary Pfeiffer as the Agricultural Commissioner/Sealer of Weights and Measures for a fifth four-year term effective January 5, 2010. (Administrative Office)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign the County Claims List totaling \$1,393.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on December 1, 2009, as submitted. (Clerk of the Board)

Appointed Jerry Duerre and reappointed Calvin Carpenter, Arleen Earnest, Adelle Maricich, and Shirley McArthur to the Pine Grove Cemetery District Board of Directors to March 2013. (Clerk of the Board)

Approved and authorized the Chairman to sign a retroactive grant agreement with the San Diego State University Research Foundation on behalf of the California Kids' Plate Program for Shasta County to receive funding in the amount of \$33,000 to continue a project focused on motor vehicle safety for the period July 1, 2009 through May 31, 2010; approved and authorized the Director of Public Health to sign amendments which result in a net change of no more than 10 percent and other minor, non-monetary amendments; approved and authorized the Director of Public Health to sign the Contractor's Release upon completion of the grant period; and authorized the Auditor-Controller to pay claims related to the agreement. (Health and Human Services Agency (HHS) - Public Health)

Approved and authorized the Chairman to sign a retroactive agreement with 3E Company in a minimum annual amount of \$450 to provide hazardous materials emergency response telephone communication services for shipment of laboratory specimens from September 1, 2009 through August 31, 2010, with two automatic one-year renewals. (HHS - Public Health)

Adopted Resolution No. 2009-117, which authorizes the Opportunity Center to purchase food and drink items for vending machines located at the Opportunity Center. (HHS - Regional Services)

(See Resolution Book No. 50)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Airport Road at Sacramento River Bridge Replacement Project and record it within 10 days of actual completion of the work. (Public Works)

Accepted a written report regarding the status of the Shasta County Facility Impact Fees implemented July 1, 2008. (Resource Management)

Approved and authorized the County Fire Department to purchase a pair of wheeled coach fire rescue vehicles for the Shasta County Fire Department; and awarded the bid to Emergency Vehicle Group for a total purchase price of \$207,318.32. (County Fire)

9:20 a.m.: The Board of Supervisors recessed.

9:30 a.m.: The Board of Supervisors reconvened.

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

County Administrative Officer Larry Lees provided budget information that fits the proposed items of the expenditure reduction plan, the Board of Supervisors salary reduction plan, and the temporary salary reductions for department heads.

There have been significant reductions made by County departments. Due to the budget crisis, Shasta County has had to lay off staff. It appears that 2010 will be a tougher year. Proposed revenue due to vehicle license fees, Prop 172, and sales tax are lower than anticipated. Shasta County has a General Fund gap of approximately \$7.5 million. Shasta County Sheriff's Office took some significant reductions in 2009, and because of the importance of public safety, this cannot occur again. It is recommended the Board of Supervisors approve borrowing from current reserves \$2 million to help offset public safety. It is also recommended that General Fund departments, other than the Sheriff's Office, be cut by a minimum of 5 percent. There will be proposals to cut employee operational costs. Open negotiations through the labor partners have been set forth to consider participation in the control of costs through possible cuts in benefits, salaries, and pensions.

The Board of Supervisors has not had an adjustment in salary since 2002, they do not receive reimbursement of mileage within Shasta County, and do not have an expense account. In comparison, the deputies have had an increase of 24 percent since 2006.

The County has canceled annual events such as the State of the County event, Employee Recognition Picnic, and the Longevity Luncheon to save money.

EXPENDITURE REDUCTION PLAN
RESOLUTION NO. 2009-118
BUDGET AMENDMENT

In response to questions by Supervisor Baugh, County Administrative Officer Larry Lees stated the balance in the reserve after borrowing the \$2 million will be \$8 million. If approved, the funds needed will come from borrowing \$2 million from reserves; General Fund departments are being asked to reduce operational costs by 5 percent, which is approximately \$2 million; and employee groups are being asked to make concessions that will reduce operational costs, which would be approximately \$2 million.

In response to questions by Supervisor Moty, Mr. Lees stated the \$7 million shortfall is for a period of 18 months. The State of California currently has \$21 billion shortfall. The non-General Fund departments will be affected as some of their programs will be cut. As departments find ways to reduce expenses, it will help to prevent job losses.

In response to questions by Supervisor Kehoe, Undersheriff Greg Wrigley stated that should the Board of Supervisors choose not to utilize the reserves, there is a possibility of 15 more employees being laid off in the Sheriff's Office.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-118, which reaffirms a continued need for an overall expenditure reduction plan, reaffirms the Fiscal Year 2009-10 budget principles approved February 24, 2009, authorizes borrowing from reserves by appropriating \$2,000,000 from the contingency reserve in General Revenue to offset the revenue shortfall caused by the decline in sales tax revenue dedicated to public safety, in the: District Attorney (\$185,200) Probation and Juvenile Hall (\$259,800) and Sheriff (\$1,555,000) Budget Units, and states that the resulting General Fund Transfer-Out to these budget units is a one-time increase and does not increase their base allocation for calculation of future year transfers; and approved a budget amendment increasing the Transfer-Out to the District Attorney, Probation and Juvenile Hall, and Sheriff Budget Units, to be offset by a decrease in the contingency reserve in General Revenue, and decreasing Proposition 172 Sales Tax revenue.

(See Resolution Book No. 50)

ADMINISTRATIVE OFFICE/SUPPORT SERVICES-PERSONNEL

BOARD OF SUPERVISORS SALARY REDUCTION SALARY RESOLUTION NO. 1370

County Administrative Officer Larry Lees presented the staff report, requesting the Board of Supervisors reduces their salary by five percent. There have been no salary increases since 2002. If approved, the law requires enactment of the ordinance will not take place for 60 days, to allow members of the public an opportunity to voice comments.

Supervisor Baugh made a motion to enact the proposed ordinance minus the sunset-date language in Section 3 "... said reduction shall terminate January 1, 2012 and the members of the Board of Supervisors shall thereafter receive a monthly salary of \$4550 until further action by the Board." Supervisor Hartman seconded the motion.

Supervisors Hawes and Moty stated that it is possible at any time to bring this subject back to return to the current salary, take further reductions, or request an increase.

Supervisor Kehoe said that there are other things that may be considered such as a 10 percent salary reduction or the elimination of the Chairman of the Board stipend, which would save \$2,400 each year. He requested the reconsideration of the motion. Supervisor Baugh stated that he feels the five percent salary reduction is appropriate.

Supervisor Kehoe asked the maker of the motion and the seconder whether they would consider amending the motion to include the elimination of the Chairman's stipend (\$2,400 a year) and reducing salary to 7.5 percent or 10 percent.

Supervisor Baugh stated that he is content with the motion as made.

Supervisor Hartman stated her second will stand.

The motion failed by the following vote:

AYES:	Supervisors Baugh and Hartman
NOES:	Supervisors Kehoe, Moty, and Hawes

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

Supervisors by five percent until January 1, 2012; and adopted Salary Resolution No. 1370, which reflects the reduction in salary, effective March 16, 2010. Supervisor Baugh voted no.
(See Salary Resolution Book)

TEMPORARY SALARY SUSPENSIONS
ELECTED DEPARTMENT HEADS
RESOLUTION NO. 2009-119

County Administrative Officer Larry Lees presented the staff report and stated that the elected department heads (Sheriff, District Attorney, County Clerk/Registrar of Voters, Treasurer, Assessor-Recorder, and Auditor-Controller) have agreed to suspend the 3 percent salary adjustment scheduled for January 3, 2010 and the 40-hour special compensation for elected department heads scheduled for December 2010 and 2011. This is the equivalent of approximately 6.8 percent reduction in overall compensation.

Supervisor Moty recognized the responsibility of the union representatives to speak for their groups; however, the unprofessional remarks made during the Public Comment Period were inappropriate.

In response to questions by Supervisor Kehoe, Mr. Lees confirmed that the Board of Supervisors remained silent during the negative comments made by union representatives during the Public Comment Period because the Meyers-Miliias-Brown Act prohibits open discussion regarding current ongoing labor negotiations; the bargaining is to be done in Closed Session.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-119, which temporarily suspends a three percent salary adjustment for elected department heads scheduled for January 3, 2010 until January 1, 2012; and the 40-hour special compensation for elected department heads scheduled for December 2010 and December 2011.

(See Resolution Book No. 50)

TEMPORARY SALARY SUSPENSIONS
APPOINTED DEPARTMENT HEADS
RESOLUTION NO. 2009-120

At the recommendation of County Administrative Officer Larry Lees and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-120, which temporarily suspends a three percent salary adjustment for appointed department heads and other unrepresented managers scheduled for January 3, 2010 until January 1, 2012.

(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 existing litigation entitled Mahon v. County of Shasta; Runyon v. County of Shasta; and McLaughlin v. Robert L. Davis, County of Shasta, pursuant to Government Code section 54956.9, subdivision (a); and
2. Confer with its council 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.

12:03 p.m.: The Board of Supervisors recessed to Closed Session.

12:34 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Hawes, Hartman, and Baugh, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Chief Deputy Clerk of the Board Glenda Tracy present.

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; by a unanimous vote, the Board of Supervisors assigned the matter of McLaughlin v. Robert L. Davis, County of Shasta to the law offices of Gary Brickwood. No other reportable action was taken.

12:36 p.m.: The Board of Supervisors recessed.

1:10 p.m.: The Board of Supervisors reconvened.

FIELD TRIP

AIRPORT ROAD AT SACRAMENTO RIVER BRIDGE RIBBON-CUTTING CEREMONY

The Board of Supervisors received an update on the construction at the Airport Road at Sacramento River Bridge Project. Public Works Director Pat Minturn conducted a tour, ribbon-cutting ceremony, and spoke about the project.

1:30 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy