

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, July 27, 2010

REGULAR MEETING

9:00 a.m.: Chairman Kehoe 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 - Rubin E. Cruse, Jr.
Chief Deputy Clerk of the Board - Glenda Tracy
Administrative Board Clerk - Linda Mekelburg

INVOCATION

Invocation was given by Associate Pastor Karen Stanley, First Christian Church.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

BOARD MATTERS

2009-10 EMPLOYEE SAFETY STAR AWARDS

Director of Support Services Michelle Schafer recognized five Shasta County employees and their department directors for their participation in the Shasta County Safety Program. The 2009-10 Employee Safety Star Award winners for Shasta County were Administrative Assistant-Assessor Elaine Scott of the Assessor's Office; Senior Staff Analyst Julie Briggs of the Probation Department; Senior Staff Analyst Pam English and Community Education Specialist II Sherrie Brooks of Health and Human Services Agency; and Agency Staff Services Analyst II Paul Young of the Department of Public Works.

In response to questions by Supervisor Moty, Ms. Schafer stated the savings in the Workers' Compensation rates was over \$2 million.

PRESENTATIONS

ASSESSOR-RECORDER'S 2010-11 ANNUAL REPORT

Assessor-Recorder Leslie Morgan presented the Assessor-Recorder's 2010-11 Annual Report, highlighting 5.56 percent decrease in total taxable value, a 14.24 percent increase in exemptions, and a 5.02 percent decrease in net taxable value from 2009-10.

CONSENT CALENDAR

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

Appointed Joseph Bruce to the McArthur Fire Protection District Board of Directors for a term to December 2011. (Clerk of the Board)

Adopted Resolution No. 2010-075, which designates authorized agents for the purpose of obtaining funding through the Homeland Security Grant Programs for Federal Fiscal Year 2010 and subsequent years. (Health and Human Services Agency (HHS)-Public Health)
(See Resolution Book No. 51)

Approved and authorized the Chairman to sign a retroactive agreement with Global Emergency Resources, LLC in an amount not to exceed \$57,500 to provide technical support and software maintenance of the HC Standard Healthcare system for the period April 1, 2010 through June 30, 2012. (HHS-Public Health)

Approved and authorized the Chairman to sign the annual Agreement Funding Application with the California Department of Public Health in an amount not to exceed \$239,300 for Fiscal Year 2010-11 to allow Public Health to continue providing maternal, child, and adolescent health services for the period July 1, 2010 through June 30, 2013; approved and authorized the Director of Public Health or his/her designee to sign future amendments to the agreement that result in a net change of no more than 10 percent of the total dollar value of the agreement and other minor, nonmonetary amendments; and authorized the Auditor-Controller to pay claims related to the agreement. (HHS-Public Health)

Approved and authorized the Chairman to sign a memorandum of understanding with the California Department of Veterans Affairs at no cost to provide work experience/community service for eligible CalWORKs participants at the Northern California Veterans Cemetery for the period July 27, 2010 through July 31, 2015. (HHS-Regional Services)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with the City of Redding increasing compensation by \$214 per month effective July 1, 2010 (for a new total not to exceed \$10,213 per month) for the Opportunity Center to provide janitorial services to the City and retaining the term of July 1, 2009 through June 30, 2011, with four optional one-year renewals. (HHS-Regional Services)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with the City of Redding increasing compensation by \$54,000 (for a new total of \$828,000) for the Opportunity Center to provide recyclable material sorting services and extending the term of the agreement through August 31, 2010. (HHS-Regional Services)

Approved and authorized the Public Works Director to sign a Notice of Completion for the 2010 Resurfacing Project and record it within 10 days of actual completion of the work. (Public Works)

Adopted Resolution No. 2010-076, which authorizes submission of an application to the California Environmental Protection Agency for an Electronic Reporting Transition Plan Grant in the amount of \$56,486 for Fiscal Year 2010-11; and approves and authorizes the Director of Resource Management to sign any necessary grant-related documents, including applications, agreements, and payment requests necessary to secure grant funds and implement and carry out the program. (Environmental Health)

(See Resolution Book No. 51)

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

SHASTA COUNTY IN-HOME SUPPORTIVE SERVICES

PUBLIC AUTHORITY GOVERNING BOARD

CONSENT CALENDAR

By motion made, seconded (Hawes/Moty), and unanimously carried, the Shasta County In-Home Supportive Services (IHSS) Public Authority Governing Board approved and authorized the Chairman to sign a retroactive agreement with Becker & Bell, Inc. in an amount not to exceed \$20,000 to provide labor relations/contract negotiator services for the period July 1, 2010 through June 30, 2011. (IHSS Public Authority)

9:53 a.m.: The Shasta County In-Home Supportive Services Public Authority Governing Board adjourned, and the Shasta County 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 update.

Supervisor Baugh recently attended a Northern Rural Training and Employment (NoRTEC) meeting.

Supervisors reported on issues of countywide interest.

LAW AND JUSTICE**SHERIFF****INMATE WELFARE FUND RECONCILIATION**
INMATE ADMINISTRATION FUND

Chief Fiscal Officer Mike Lindsey presented the report and recommended approval of the request. He explained the need to reconcile the Shasta County Jail financial accounts and funds under the administration of the Sheriff. Years ago, inmate commissary monies were deposited in the Inmate Administration Fund. Revenues from commissary sales were used specifically to benefit the inmates. Currently, there is an Inmate Pay Account at Bank of America and an Inmate Welfare Fund that is held within the County and is administered by the Sheriff. A recent reconciliation found that it is necessary to transfer sums from one account to another to rectify errors made.

The Bank of America Aramark account holds the funds belonging to the inmates. In 2009, an agreement began with Keefe Commissary Network, to provide commissary services, which required a new account at Bank of America to avoid comingling funds. Funds were inadvertently transferred from the Aramark account to the Keefe account. The Inmate Administration Fund currently holds funds which the Sheriff's Office cannot confirm as either commissary revenue funds, telephone revenue funds, or inmate funds. County Counsel has advised the Sheriff's Office to transfer the funds to the Inmate Welfare Fund.

The amount of \$1,000 from the Inmate Administration Fund was used to pay the inmates the money that was on their commissary accounts upon release from custody. A recent reconciliation was used to determine how the account for these funds was closed; therefore, a request for relief of accountability for the \$1,000 is being requested. The reconciliation showed no signs of fraud or misuse of the funds.

In response to questions by Supervisor Moty, Mr. Lindsey stated in all of the accounts, there is an excess of funds; however, there is an insufficient amount of money in the Inmate Pay Account and there is too much money in the Inmate Administration Fund due to failure to move the funds to the proper accounts. Mr. Lindsey confirmed that reconciliation now occurs on a monthly basis.

Auditor-Controller Connie Regnell confirmed that her staff worked with the Sheriff's Office staff to reconcile the accounts and is confident that the future monthly reconciliations will allow them to correctly identify the fund usage, and there are specific policies for their usage.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors approved a transfer in the amount of \$638.71 from the Inmate Welfare Fund to the Aramark Inmate Pay Account at Bank of America (BofA Aramark); approved a transfer in the amount of \$56.38 from the Inmate Welfare Fund to the Keefe Inmate Pay Account at the Bank of America; approved a transfer in the amount of \$11,245.28 from the Inmate Administration Fund to the Inmate Welfare Fund; approved the relief of accountability in the amount of \$1,000 from the Inmate Administration Fund; approved the relief of accountability in the amount of \$638.71 from the BofA Aramark account; and approved the transfer of the ending balance in the BofA Aramark account to the Inmate Welfare Fund.

SCHEDULED HEARINGS**LAW AND JUSTICE****SHERIFF****EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FUNDS**

This was the time set to conduct a public hearing and consider the use of Justice Assistance Grant (JAG) funds and a memorandum of understanding with the City of Redding to allocate the pending grant between the two parties. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Chief Fiscal Officer Mike Lindsey 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. These funds are available on an annual basis to allow law enforcement personnel technical assistance, training, equipment, supplies, and support. This particular year, the focus will be to use the funds for mobile radios.

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 (Moty/Hawes), and unanimously carried, the Board of Supervisors took the following actions:

1. Approved the use of \$36,925 in Edward Byrne Memorial Justice Assistance Grant funds from the U.S. Department of Justice, Bureau of Justice Assistance;
2. Ratified the Sheriff's electronic signature on the Fiscal Year 2010 Assurances and Certifications;
3. Authorized the Sheriff to accept and administer the grant; and
4. Authorized the Auditor-Controller to pay claims for expenses associated with the grant.

PUBLIC WORKS**ANNUAL PARCEL CHARGE REPORTS****PERMANENT ROAD DIVISIONS****RESOLUTION NO. 2010-077**

This was the time set to conduct a public hearing to confirm the Annual Parcel Charge Reports for the various Permanent Road Divisions in Shasta County and to direct the parcel charges be placed on the property tax bills for Fiscal Year 2010-11. Public Works Director Pat Minturn presented the staff report and recommended approval. 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 (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2010-077, which confirms the Annual Parcel Charge Reports for the various Permanent Road Divisions in Shasta County in the same amount as

currently charged; and directed that the parcel charges be placed on the property tax bills for Fiscal Year 2010-11 for Fiscal Year 2010-11:

Aegean Way	Honeybee Acres	Rocky Ledge Estates
Aiden Park	Intermountain Road	Rolland Country Estates
Alpine Way	Jennifer Drive EFER	Santa Barbara Estates, Unit 1
Amber Lane	Jordan Manor	Santa Barbara Estates, Unit 2
Amber Ridge	L & R Estates	Santa Barbara Estates, Units 3 & 4
Amesbury Village	Lark Court	Shasta Lake Ranchos
Blackstone Estates	Laverne Lane	Shasta Meadows Drive
Butterfield Lane EFER	Logan Road	Shelly Lane
Canto Del Lupine	Los Palo Drive EFER	Silver Saddle Estates
China Gulch	Manor Crest	Ski Way
Coloma Drive	Manton Heights	Sonora Trail
Cottonwood Creek Meadows	Manzanillo Orchard	Squaw Carpet Fire Access
Country Fields Estates	Marianas Way	Sterling Ranch
Craig Lane	Millville Way	Stillwater Ranch
Crowley Creek Ranchettes	Mountain Gate Meadows	Timber Ridge
Deer Flat Road	Mt. Lassen Woods	Valparaiso Way
Diamond Ridge Estates	Mule Mountain Parkway	Vedder Road
Dusty Oaks Trail	North Chapparal Drive	Victoria Highlands Estates
East Stillwater Way	Old Stagecoach Road	Village Green
Equestrian Estates	Palo Cedro Oaks	Waterleaf Estates
Fore Way Lane	Ponder Way/Carriage Lane	White Oak Manor
Foxwood Estates	Ritts Mill Road	Wisteria Estates
Fullerton Way	River Hills Estates	Woggon Lane
Holiday Acres Community	Robledo Road	

(See Resolution Book No. 51)

ANNUAL PARCEL CHARGE REPORTS
COUNTY SERVICE AREAS
RESOLUTION NO. 2010-078

This was the time set to conduct a public hearing to confirm the Annual Parcel Charge Reports for various County Service Areas (CSAs) and to direct the parcel charges be placed on the property tax bills for Fiscal Year 2010-11. Public Works Director Pat Minturn presented the staff report and recommended approval. 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 (Moty/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2010-078, which confirms the Annual Parcel Charge Reports for the following County Service Areas; and directed that the parcel charges be placed on the property tax bills for Fiscal Year 2010-11:

Amber Ridge	Bally View	Blackstone Estates
Circle C Manor	Cody Addition No. 1	Cody Addition No. 2
Construction Way	Country Fields Estates	Danish Lane
Foothill Vista 1	Foothill Vista 2	Hollywood Drive
Manor Crest	Marianas Way	Montgomery Hills
Palo Cedro Manor	Palo Cedro Oaks (Tr. 1874)	Rhonda View
Rolland Country Estates	Santa Barbara Estates 1	Santa Barbara Estates 2
Santa Barbara Estates 3 & 4	Ski Way	Sombrero Court
Sylvan Trails Heights	Timber Hills Drive	Valparaiso Way
Victoria Highlands Estates	Winchester Manor 1	Winchester Manor 2

(See Resolution Book No. 51)

DELINQUENT FEES AND UNCOLLECTIBLE DEBTS
COUNTY SERVICE AREAS
RESOLUTION NO. 2010-079

This was the time set to conduct a public hearing and consider confirming the Reports of Delinquent Fees and Uncollectible Debts for various County Service Areas (CSAs). Public Works Director Pat Minturn presented the staff report and recommended approval. 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/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2010-079, which confirms the Reports of Delinquent Fees for various CSAs; directed the annual liens be placed on the tax bills for Fiscal Year 2010-11; and approved a discharge of accountability for collection of unpaid water and sewer service accounts that have been deemed uncollectible in CSAs under the administration of the Public Works Department.

CSA No. 2 - Sugarloaf	CSA No. 8 - Palo Cedro	CSA No. 17 – Cottonwood Sewer
CSA No. 3 - Castella	CSA No. 11 - French Gulch	CSA No. 23 - Crag View
CSA No. 6 - Jones Valley	CSA No. 13 - Alpine Meadows	CSA No. 25 - Keswick

(See Resolution Book No. 51)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c); and
2. Confer with its counsel to discuss existing litigation entitled Meyers v. Jim Pope, et al., Morin v. County of Shasta, Tom Bosenko, et al., and Shasta County Citizens for a Healthy Environment v. County of Shasta, et al., pursuant to Government Code section 54956.9, subdivision (a); and

10:35 a.m.: The Board of Supervisors recessed to Closed Session.

11:41 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer/Clerk of the Board Larry Lees, and County Counsel Rubin Cruse, Jr. present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Rubin Cruse, Jr. reported that the Board of Supervisors met in Closed Session to discuss anticipated litigation and existing litigation. In the matter of Initiation of Litigation - one potential case, the Board of Supervisors, by a 5-0 unanimous decision, gave approval to legal counsel to initiate legal action against the United States Forest Service in connection with the Shasta-Trinity National Forest Travel Management Project. The Board also designated County Counsel as the spokesperson concerning any inquiries involving the action.

There was no other reportable action.

11:44 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy