

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, January 4, 2011

**REGULAR MEETING**

9:02 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 Pastor Tom Lucatorta, Heritage Baptist Church.

**PLEDGE OF ALLEGIANCE**

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

**SWEARING-IN CEREMONY**

County Administrative Officer Larry Lees performed the swearing-in ceremony for Tom Armelino, County Superintendent of Schools; Les Baugh, District 5 Supervisor; Steve Carlton, District Attorney; Tom Bosenko, Sheriff-Coroner; David A. Kehoe, District 1 Supervisor; Leslie Morgan, Assessor-Recorder; Connie Regnell, Auditor; and Lori J. Scott, Treasurer-Tax Collector-Public Administrator.

9:06 a.m.: The Board of Supervisors recessed.

9:10 a.m.: The Board of Supervisors reconvened.

**ELECTION OF 2011 CHAIRMAN**

Chief Deputy Clerk of the Board Glenda Tracy called for nominations for the position of Chairman of the Board for the year 2011. By motion made, seconded (Moty/Hartman), and unanimously carried, the Board of Supervisors elected Supervisor Baugh to the position of 2011 Chairman.

**ELECTION OF 2011 VICE CHAIRMAN**

Chief Deputy Clerk of the Board Glenda Tracy called for nominations for the position of Vice Chairman of the Board for the year 2011. By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors elected Supervisor Moty to the position of 2011 Vice Chairman.

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

9:28 a.m.: The Board of Supervisors reconvened. Chairman Baugh presided.

**PUBLIC COMMENT PERIOD - OPEN TIME**

At the recommendation of Sheriff Tom Bosenko, the Board of Supervisors recognized Undersheriff Greg Wrigley on the occasion of his retirement after more than 29 years of service to Shasta County.

**REGULAR CALENDAR**

**BOARD MATTERS**

**2010 EMPLOYEE OF THE YEAR**  
**OCCUPATIONAL THERAPIST II JUDY REEDY**  
**RESOLUTION NO. 2011-001**

At the recommendation of Public Health Director Donnell Ewert and by motion made, seconded (Hawes/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2011-001, which recognizes Occupational Therapist II Judy Reedy as Shasta County's 2010 Employee of the Year.

(See Resolution Book No. 52)

**CONSENT CALENDAR**

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

Approved and authorized the Chairman or his/her designee to sign the County Claims list when Board of Supervisors meetings are canceled during the year 2011. (Board Matters)

Gave the annual authorization to the Registrar of Voters to conduct election duties during the year 2011. (Board Matters)

Adopted Resolution No. 2011-002, which authorizes the Shasta County Arts Council to apply for and accept the Fiscal Year 2011-12 California Arts Council Grant State/Local Partnership Programs. (Board Matters)

(See Resolution Book No. 52)

Approved the minutes of the meeting held on November 9 and 30, 2010, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-2005, which approves Zone Amendment No. 10-001, Boban (Cottonwood area), as introduced October 5, 2010. (Clerk of the Board)  
(See Zoning Ordinance Book)

Enacted Ordinance No. 378-2006, which approves Zone Amendment No. 06-019, DuBose (Cottonwood area), as introduced December 7, 2010. (Clerk of the Board)  
(See Zoning Ordinance Book)

Appointed Richard D. Yoder, M.D. on behalf of District 1 and reappointed Adrian Rogers on behalf of District 4 and Brad Frost on behalf of District 5 to the Public Health Advisory Board for terms to expire March 2014. (Clerk of the Board)

Reappointed Dave Drennan to the Western Shasta Resource Conservation District Board of Directors for a term to expire November 2014. (Clerk of the Board)

Appointed Bruce Bergman to the Pine Grove Mosquito Abatement District Board of Directors for a term to expire January 2013. (Clerk of the Board)

Adopted Resolution No. 2011-003, which approves the Conflict of Interest Code of the Cottonwood Union School District. (Clerk of the Board/County Counsel)  
(See Resolution Book No. 52)

Adopted Resolution No. 2011-004, which repeals Resolution No. 95-052 and approves the revised Conflict of Interest Code of the Shasta Mosquito and Vector Control District. (Clerk of the Board/County Counsel)  
(See Resolution Book No. 52)

Approved and authorized the Chairman to sign the following amendments to an agreement with Brett Hayslett d.b.a. Hayslett Analytical Services changing compensation from \$7,259.00 per month to \$45.36 per hour (with no change in total compensation of \$91,104 per fiscal year) to provide criminal investigation/intelligence analyst services on a case-by-case, as-needed basis, retaining the term of July 1, 2010 through June 30, 2011, with two automatic one-year renewals; and to an agreement with Mike Baker d.b.a. Baker Investigative Services changing compensation from \$7,479.60 per month to \$77.91 per hour (with no change in total compensation of \$89,755.20 per fiscal year) to provide criminal investigative services on a case-by-case, as-needed basis, retaining the term of July 1, 2010 through June 30, 2011, with two automatic one-year renewals. (Sheriff)

Approved and authorized the Chairman to sign an Extension of Permit with Roseburg Resources Company in the amount of \$173.83 to lease land used for the County Service Area No. 23-Cragview Water system tank site for the period December 1, 2010 through November 30, 2011. (County Service Area No. 23-Crag View Water)

Approved and authorized the Chairman to sign an amendment to the agreement with Shaw and Associates, Inc. to allow for lump-sum payments based on individually approved proposals for real property appraisal consulting services, retaining the original compensation and term. (Public Works)

Approved and authorized the Chairman to sign the following agreements with Pacific Gas & Electric (PG&E) to facilitate the relocation of a utility pole for the Swede Creek Road at Swede Creek Bridge Widening Project: A joint use agreement acknowledging PG&E's prior rights; and an agreement to perform tariff scheduled related work in the amount of \$12,487.12 to compensate PG&E for the relocation. (Public Works)

For Tract Map No. 1933, Silver Saddle Estates (Cottonwood area), adopted Resolution No. 2011-005, which grants an extension of time to the developer for completion of improvements by January 23, 2012; and approved and authorized the Chairman to sign an amendment to the agreement with Cottonwood Properties, L.P. extending the time of completion to January 23, 2012. (Public Works)

(See Resolution Book No. 52)

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

## **REGULAR CALENDAR, CONTINUED**

### **GENERAL GOVERNMENT**

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

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

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

By consensus, the matter will return to the Board of Supervisors on the next agenda to approve and authorize the Chairman to sign a letter to the Redding Area Bus Authority (RABA) supporting reappointment of Dick Dickerson as the RABA representative to the Regional Transportation Planning Agency (RTPA).

Supervisors Moty, Hartman, and Hawes recently attended a RTPA meeting.

Supervisors reported on issues of countywide interest.

### **CLOSED SESSION ANNOUNCEMENT**

Chairman Baugh 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 James Edward Smith v. Gerald Benito, et al. and James Bradley Hall v. County of Shasta, et al., pursuant to Government Code section 54956.9, subdivision (a); and
2. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c).

10:00 a.m.: The Board of Supervisors recessed to Closed Session.

11:02 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 existing litigation and anticipated litigation. In the matter of James Hall v. the County of Shasta, et al., a case that involves allegations involving the seizure of marijuana allegedly used for medical purposes, the Board of Supervisors, by a unanimous 5-0 vote, gave

approval to its legal counsel to defend this action and authorized the County Counsel's Office to assign this case to Gary Brickwood, Esq. In the matter of James Smith v. Jerry Benito, et al., a case that involves allegations involving the seizure of a vehicle and personal property, the Board of Supervisors, by a unanimous 5-0 vote, gave approval to its legal counsel to defend this action and authorized the County Counsel's Office to assign this case to Gary Brickwood, Esq. No other reportable action was taken.

11:05 a.m.: The Board of Supervisors adjourned.

---

Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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