

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, November 8, 2011

**REGULAR MEETING**

9:00 a.m.: Chairman Baugh 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 Executive Director Dennis McGowan, Living Room, Ministries International.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance to the Flag was led by Veterans Service Officer Bob Dunlap.

**PUBLIC COMMENT PERIOD - OPEN TIME**

Chuck Lema spoke in opposition to actions of politicians.

**REGULAR CALENDAR****BOARD MATTERS****CERTIFICATE OF RECOGNITION**  
**VETERANS DAY PARADE**

The Board of Supervisors presented a Certificate of Recognition honoring the Veterans Day Parade held in the City of Shasta Lake on November 5, 2011. The certificate was accepted by John Cleckner on behalf of City of Shasta Lake Lions Club.

**PROCLAMATION: VETERANS AWARENESS WEEK**

At the recommendation of Veterans Service Officer Bob Dunlap and by motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates the week of November 6-12, 2011 as Veterans Awareness Week in Shasta County. The proclamation was accepted by North Valley Stand Down Association President Jim Richards.

**ITEMS PULLED FROM CONSENT CALENDAR**

Chairman Baugh advised that the matter regarding the contract with Pacific Gas and Electric for work related to the Elk Train Water Improvement Project has been pulled for discussion.

**CONSENT CALENDAR**

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

Approved a budget amendment appropriating revenue and expenditures in the amount of \$150,000 in the County Courthouse Bonds budget. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$4,406.50 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on November 1, 2011, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with Chestnut Health Systems, Inc. in the amount of \$100 to purchase a non-exclusive, limited license to reproduce and use certain copyrighted works belonging to Chestnut Health Systems, Inc. for a period of five years from the last date of signing by both parties. (Health and Human Services Agency (HHS)-Children's Services)

Approved and authorized the Chairman to sign a retroactive agreement (#EPO 11-45) with the California Department of Public Health (CDPH) for Shasta County to receive Centers for Disease Control and Prevention (CDC) funding in a total amount not to exceed \$668,066 for emergency preparedness and response activities (in an amount not to exceed \$410,728 for Public Health Emergency Preparedness base and laboratory allocations for the period August 10, 2011 through August 9, 2012, in an amount not to exceed \$191,125 for the Hospital Preparedness Program allocation for the period July 1, 2011 through June 30, 2012, and in an amount not to exceed \$66,213 for a pandemic influenza allocation for the period July 1, 2011 through June 30, 2012), a "Non-Supplantation Certification" for receipt of emergency preparedness funding, and the "Certification Regarding Lobbying" form; approved and authorized the Director of Public Health or his/her designee to sign amendments to the agreement which result in a net change of no more than \$67,000 and other minor, nonmonetary amendments as necessary, and the Contractor's Release form associated with the agreement upon completion; and authorized the Auditor-Controller to pay claims related to the agreement. (HHS-Public Health)

Adopted Resolution No. 2011-119, which approves and authorizes the Director of the Department of Housing and Community Action Programs to sign and submit an application to the California Department of Housing and Community Development in the amount of \$800,000 for Proposition 1C funding through the CalHome Program for housing rehabilitation and first-time homebuyer mortgage assistance programs; approved and authorized the Chairman to

sign a grant agreement if one is awarded; and approved and authorized the Director to sign additional application and participation documents. (Housing and Community Action Programs)  
(See Resolution Book No. 52)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Lakeshore Drive Bridge Preventative Maintenance Project and record it within 10 days of actual completion of the work. (Public Works)

### **ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**

#### **CONTRACT: PACIFIC GAS AND ELECTRIC ELK TRAIL WATER IMPROVEMENT PROJECT**

In reply to questions by Supervisor Kehoe, Public Works Director Pat Minturn advised that staff seeks Board authority to enter into multiple PG&E contracts for electrical service at various locations in Elk Trail. As an example, staff furnished the contract is for an electrical service to serve a fire booster pump. The total payment for this particular service will be \$5,495.81. This is a new service and the charges include engineering and administrative fees, costs to extend a power line by 225 feet, a meter, service wire, Income Tax Component of Contribution (ITCC) of 8 percent, service riser, ITCC, inspection, and account setup. The service trench will be done by Shasta County's contractor. There is a commercial credit in the amount of \$707.14 and a Pacific Gas and Electric (PG&E) discount in the amount of \$3,627.74 if the County waives potential rebates associated with other customers who may connect to the new facilities.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Public Works Director to sign contracts with Pacific Gas and Electric (PG&E) in an aggregate amount not to exceed \$100,000 for work related to the Elk Trail Water Improvement Project, provided the terms of the contracts are in substantially the same form as the PG&E contract for a fire booster pump located at 14365 Highline Trail (Jones Valley area); and the contracts have been reviewed and approved as to form by County Counsel and Risk Management. (Public Works)

### **REGULAR CALENDAR, CONTINUED**

#### **GENERAL GOVERNMENT**

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

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

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

Supervisor Baugh recently attended an Area Agency on Aging, PSA II meeting.

Supervisor Kehoe recently attended the Mental Health, Alcohol and Drug Advisory Board meeting.

Supervisors reported on issues of countywide interest.

**PUBLIC WORKS**

**DRAFT SCOPING DOCUMENT**  
**SHASTA-TRINITY OFF-HIGHWAY VEHICLE**  
**ACCESSIBILITY ENHANCEMENT PROJECT**

Public Works Director Pat Minturn stated the Highway Travel Management Plan (Plan), which was recently implemented by the United States Forest Service (U.S.F.S.) for the Shasta-Trinity National Forest, has impacts upon Off-Highway Vehicles (OHV). Shasta County staff has been working with U.S.F.S. staff to refine this Plan.

A Shasta-Trinity OHV Accessibility Enhancement Project document outlines a new planning effort to reopen many of the Maintenance Level (ML) 3 roads to OHV use. Many unpaved roads have been evaluated and appear to be appropriate for OHV use. A thorough environmental review is needed, which must be done by U.S.F.S. staff.

Shasta-Trinity National Forest Supervisor Sharon Heywood discussed the various vehicles which travel the roads and the various maintenance levels of roads, noting that the U.S.F.S. proposes to improve motorized recreation opportunities by providing for combined use of motorized licensed vehicles and OHVs by allowing mixed use on segments of ML 3 routes and/or by reclassifying ML 3 route segments to ML 2 roads. U.S.F.S. staff will continue to work with Shasta County staff and receive public input.

In reply to questions by Supervisor Kehoe, Ms. Heywood advised the term “scoping the process” is term in the National Environment Policy Act, meaning issues are put forward for input from the public, which is taken under consideration.

In reply to questions by Supervisor Baugh, Forest Engineer John Heibel stated that the safety issues in the Fenders Ferry area are from logging trucks in the area and tight curves. Ms. Heywood noted that the area is being analyzed to locate large sites for parking, staging areas, and disbursed camping.

In reply to questions by Supervisor Baugh, Ms. Heywood assured the Board of Supervisors that the U.S.F.S. desires to cooperate fully when there is an urgent need for the access to forest land behind locked gates.

Recreation Outdoors Coalition representative Sylvia Milligan supported the efforts of Shasta County and U.S.F.S.

Terry Rapoza stated the importance of law enforcement having accessibility to areas behind locked gates when a Search and Rescue operation is taking place.

Jeff Frye explained that riding quads recreational fun for some; however, it also provides access for individuals with disabilities.

Elizabeth Woodward stated the importance of recognizing that public lands belong to the public.

Mike Reed requested consideration of coordinating with Lassen Forest on the roads that are within Shasta County.

Mr. Minturn addressed the last sentence on page 2 of the proposed Shasta-Trinity OHV Accessibility Enhancement Project, requesting that the sentence be excluded. The sentence reads, “The California Highway Patrol (CHP) must approve ML 3 routes proposed for mixed use; upon approval by the CHP these routes will be designated on the Motor Vehicle Use Map.” As the ML 3 roads are not highways, the Forest Service does not need to confer with the CHP.

County Counsel Rubin Cruse confirmed that the CHP has advised that the ML 3 roads are not highways; therefore they are not eligible for a combined use designation. It is recommended that the Shasta-Trinity OHV Accessibility Enhancement Project be approved, minus the last sentence on page 2.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved the Draft Scoping Document for the Shasta-Trinity Off-Highway Vehicle (OHV) Accessibility Enhancement Project, as amended.

### **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 Anselmo and Seven Hills Land and Cattle Company, LLC v. Mull, County of Shasta, et al., pursuant to Government Code section 54956.9, subdivision (a);
2. Confer with its Real Property Negotiator Public Works Director Patrick Minturn and Bureau of Land Management regarding Assessors Parcels No. 045-020-010, 045-020,011, 046-220-055, and 065-250-020, pursuant to Government Code section 54964.8; 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.

10:44 a.m.: The Board of Supervisors recessed to Closed Session and convened as the In-Home Supportive Services Public Authority Governing Board.

### **IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD**

#### **CLOSED SESSION ANNOUNCEMENT**

Chairman Baugh announced that In-Home Supportive Services (IHSS) Public Authority Governing Board would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Larry Lees, Health and Human Services Agency Branch Director Leanne Link, IHSS Public Authority Senior Staff Services Analyst Tim Brendler, IHSS Social Worker Supervisor Deborah Martin, Labor Consultant Becker and Bell, and Employee Organization: California United Homecare Workers of America, pursuant to Government Code section 54957.6.

10:55 a.m.: The IHSS Public Authority Governing Board recessed to Closed Session.

12:30 p.m.: The IHSS Public Authority Governing Board recessed and reconvened in Open Session with all Supervisors, County Administrative Officer/Clerk of the Board Larry Lees, and County Counsel Rubin Cruse, Jr. present.

**IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD**

**REPORT OF CLOSED SESSION ACTIONS**

County Counsel Rubin Cruse, Jr. reported that the IHSS Public Authority Governing Board met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

12:37 p.m.: The IHSS Public Authority Governing Board adjourned, and the Shasta County Board of Supervisors reconvened.

**REPORT OF CLOSED SESSION ACTIONS**

12:37 p.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.

County Counsel Rubin Cruse, Jr. reported that the Board of Supervisors met in Closed Session to discuss existing litigation, property negotiations, as well as labor negotiations; however, no reportable action was taken.

12:38 p.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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