

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 24, 2012

REGULAR MEETING

9:00 a.m.: Chairman Moty 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.
Administrative Board Clerk - Linda Mekelburg
Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Pastor Andrew Callaway, Cow Creek Community Church.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Private First Class Leonard, Army National Guard.

PUBLIC COMMENT PERIOD - OPEN TIME

Gary Cadd discussed the authority of the Board of Supervisors over the Public Works Director and the Director of Resource Management and requested the Board of Supervisors agendaize the matter to discuss placing the two positions under the authority of the County Administrative Officer in order to provide for more transparency.

Patricia Heinsohn recently attended an Integrated Regional Water Management Board workshop in Red Bluff and noted that some members of the public are not in agreement with attempts to control private water rights.

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: ARMY NATIONAL GUARD DEPLOYMENT DAY

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates February 18, 2012 as Army National Guard Deployment Day in Shasta County. Dan Dorsey accepted the proclamation on behalf of the 132nd Multi-Role Bridge Company.

PRESENTATIONS

PRESENTATION: FRIENDS OF THE INTERMOUNTAIN LIBRARY

County Administrative Officer Larry Lees announced that the presentation had been pulled at the request of the Friends of the Intermountain Library, to be rescheduled to a later date.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Moty announced that the agreements with World Fuel Services, Inc. had been pulled for further discussion.

CONSENT CALENDAR

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

Approved the minutes of the meeting held on December 13, 2011, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign a retroactive agreement with CPS HR Consulting at various listed rates to use Corrections Standards Authority Examinations for the period July 1, 2011 through June 30, 2012. (Support Services)

Approved and authorized the Chairman to sign a retroactive agreement with Sierra-Sacramento Valley Emergency Medical Services Agency in the amount of \$6,500 to coordinate and develop Local Emergency Medical Services Agency (LEMSA) training materials and plans for the period July 1, 2011 through June 30, 2012; and authorized the Auditor-Controller to pay claims associated with the agreement. (Health and Human Services Agency (HHS)-Public Health)

Adopted Resolution No. 2012-012, which ratifies the acceptance of donations in the form of oral health products from Henry Schein, Inc. from March 22, 2010 through September 22, 2011 in excess of the original estimated value of \$23,494 (for a revised approximate total value of \$62,459); ratifies the donation of excess oral health items to Shasta Community Health Center (approximate value of \$9,400) and the Good News Rescue Mission (approximate value of \$4,000); declares the remaining unneeded products and supplies as surplus property and authorizes the donation of the remaining oral health items to non-profit dental

clinics in Shasta County; and approves and authorizes the County Administrative Officer or his/her designee to sign memoranda of understanding (including retroactive) with non-profit dental clinics in Shasta County to receive excess oral health items. (HHSА-Public Health)

(See Resolution Book No. 53)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with the Shasta County Regional Transportation Planning Agency to maintain payment to Shasta County in the amount of \$290,000 to provide Safe Routes to Schools non-infrastructure activities from May 8, 2009 through December 31, 2011; and extended the term of the agreement through April 30, 2012. (HHSА-Public Health)

Approved and authorized the Chairman to sign retroactive California Department of Health Services Children's Medical Services Branch Certification Statements in support of program plans and budgets totaling \$2,167,004 (Child Health and Disability Prevention Program - \$567,240, California Children's Services Administration - \$1,407,117, and Health Care Program for Children in Foster Care - \$192,647) for the period July 1, 2011 through June 30, 2012; approved and authorized the Health and Human Services (HHSА) Director or his/her designee to sign amendments (including retroactive) to the program budget(s) which result in a net change of no more than \$216,700 (approximately 10 percent of the total budget) and other minor, nonmonetary amendments as necessary; and authorized the Auditor-Controller to pay claims associated with the agreement. (HHSА-Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Del Norte County increasing compensation by \$50,000 (for a new total not to exceed \$100,000) to provide for additional placements at Bar-O-Boys Ranch and retaining the term through June 30, 2012. (Probation)

Approved and authorized the Chairman to sign an agreement with Candor Consulting LLC in an amount not to exceed \$508,500 from the date of signing through January 31, 2013, with two automatic one-year extensions, to provide consulting, quality assurance, and staff training for evidence-based practices to reduce recidivism. (Probation)

Approved and authorized the Sheriff to administer Sexual Assault Felony Enforcement (SAFE) Team grant funding in the amount of \$615,769 for the California Region III SAFE Team for Fiscal Year 2011-12; approved and authorized the Sheriff's Office to continue to administer SAFE carryover funds in an estimated amount of \$264,226 for the Fiscal Years 2008-09 through 2010-11 California Emergency Management Agency (Cal-EMA) grant cycle; approved a budget amendment increasing appropriations by \$876,700 and revenues by \$879,995; and authorized the Auditor-Controller to pay claims for expenses, including participating non-County agency costs, and including carryover funding, such authorization extending through subsequent fiscal years in which funds have been reappropriated, until all grant funds have been exhausted. (Sheriff)

Approved and authorized the Sheriff to continue to administer the California Multijurisdictional Methamphetamine Enforcement Team (Cal-MMET) carryover funds (including American Recovery and Reinvestment Act funds) in an estimated amount of \$214,006 for the Fiscal Years 2008-09 through 2010-11 California Emergency Management Agency (Cal-EMA) grant cycle; approved an appropriation for a new capital asset cell phone forensic system in an amount not to exceed \$11,900 in the Sheriff's Cal-MMET budget; approved a budget amendment increasing appropriations by \$529,057 and revenues by \$406,242 (estimated carryover revenue in an amount of \$214,006 and projected Fiscal Year 2011-12 revenue in an amount of \$192,236), to be offset by the use of restricted Cal-MMET Federal Asset Forfeiture fund balance; and authorized the Auditor-Controller to pay claims for expenses, including participating non-County agency costs, and including carryover funding, such authorization extending through subsequent fiscal years in which funds have been reappropriated, until all grant funds have been exhausted. (Sheriff)

Approved a budget amendment increasing appropriations by \$5,000 in the Intermountain Road Permanent Road Division (PRD) budget, to be offset by the use of fund balance; and approved a budget amendment increasing appropriations by \$5,000 in the Sonora Trail PRD Administration budget, to be offset by the use of fund balance. (Public Works)

For the Public Works Roof Replacement Project, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications, and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after March 1, 2012 at 11:00 a.m. (Public Works)

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

Awarded to the low bidder, Robert D. Nichol Construction, on a lump-sum basis, the contract for the Public Works 2nd Floor Office Remodel project in the amount of \$91,200. (Public Works)

For the East Redding Bike Lanes - Phase IIB Project, approved and authorized the Chairman to sign one right-of-way contract with Douglas A. and Brenda K. Eastman (0.17 acres at \$6,100), and accepted one easement deed conveying one parcel of project right of way; and for the Old Oregon Trail Turn Lane Project, approved and authorized the Chairman to sign right-of-way contracts with Millard L. Noble, Georganna Holden, Carolyn Noble Life Estate (0.28 acres at \$9,450), Ignacio Mandujano (0.07 acres and 0.17 acres at \$9,900), Rico Family Trust (0.03 acres at \$700), Bulah Marie Butcher Trust (0.27 acres at \$32,300) and Marcia Baker (0.14 acres at \$8,000), and accepted five easement deeds conveying six parcels of project right of way. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

AGREEMENTS: WORLD FUEL SERVICES, INC. FUEL SUPPLY, FUEL BRANDING, AND SECURITY INTEREST AVIATION FUEL SERVICES FOR FALL RIVER MILLS AIRPORT

In response to questions from Supervisor Kehoe, Public Works Director Pat Minturn explained that, due to contract issues, the Fall River Mills Airport fuel system has not been able to dispense fuel purchased on a credit-card basis. These issues have been resolved, and pending approval of the agreements, the key-card fueling system should be operational within two weeks. By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the County Administrative Officer to sign three agreements with World Fuel Services, Inc. for fuel supply, fuel branding, and security interest to provide 10,000 gallons of aviation fuel at the Fall River Mills Airport for the period January 24, 2012 through January 23, 2013, with automatic renewals under certain conditions. (Public Works)

REGULAR CALENDAR, CONTINUED**GENERAL GOVERNMENT****ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Larry Lees requested the Board of Supervisors approve a letter to Governor Brown supporting Assembly Bill 1506. By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter to Governor Brown supporting Assembly Bill 1506 (Jeffries), State Responsibility Areas: Fire Prevention Fees, which would repeal provisions of law relating to fire prevention fees.

Supervisor Kehoe expressed his opinion that it was both unpatriotic and insulting for a large segment of the audience to conspicuously exit the Board Chambers (en masse--40 to 50 people) immediately following Chairman Moty's announcement of the adoption and presentation of a proclamation which designates February 18, 2012 as Army National Guard Deployment Day in Shasta County. Supervisors Baugh and Hartman added their agreement.

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

Supervisor Kehoe also attended a recent meeting conducted by Fred Grant regarding local government coordination with state and federal government agencies. Mr. Grant discussed several steps to establish a coordinating committee, including establishing implementation procedures, and Supervisor Kehoe requested the Board of Supervisors agendaize a future discussion regarding establishment of a coordinating committee.

Supervisor Baugh recently attended a Regional Council of Rural Counties (RCRC) meeting.

Supervisor Moty recently attended a Sierra-Sacramento Valley Emergency Medical Services (S-SV EMS) meeting and a Northern California Water Agency (NCWA) meeting and requested that the NCWA Director speak to the Board of Supervisors in the near future regarding NCWA's goals.

Supervisors reported on issues of countywide interest.

CLOSED SESSION ANNOUNCEMENT

Chairman Moty 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, Reverage, Seven Hills Land and Cattle Co., LLC v. Russ Mull, et al. and California Department of Transportation v. County of Shasta, 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 (b) (Statements of threatened litigation made at the December 13, 2011 open and public hearing before the Board of Supervisors concerning the medical marijuana dispensary ordinance and medical marijuana cultivation ordinance); and

- 3. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (b); and
- 4. 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.

9:56 a.m.: The Board of Supervisors recessed to Closed Session.

1:54 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.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Rubin Cruse, Jr. 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.

1:56 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy