

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 26, 2012

REGULAR MEETING

9:02 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. 4 - Supervisor Hartman
 District No. 5 - Supervisor Baugh

District No. 3 - Supervisor Hawes - Absent

County Executive Officer - Larry Lees
 County Counsel - Rubin E. Cruse, Jr.
 Chief Deputy Clerk of the Board - Glenda Tracy
 Administrative Board Clerk - Suzie White

INVOCATION

Invocation was given by Pastor John Roland, First Baptist Church of Cottonwood.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Gary Cadd expressed appreciation regarding the consideration of online viewing of the meetings of the Board of Supervisors and Planning Commission.

Sheri Henderson thanked neighbors and the firefighters of CalFire and Anderson Fire Department for their efforts in extinguishing a fire at a mobile home on June 16, 2012.

REGULAR CALENDAR

PRESENTATIONS

BOARD OF SUPERVISORS MEETINGS

ONLINE POSTING

County Executive Officer (CEO) Larry Lees stated that beginning in 2006 consideration has been given to obtain software to post online video of Board of Supervisors meetings. Because of the cost, the service was prohibitive due to subsequent budget constraints. Channel 11 currently airs Board of Supervisor meetings on Charter Cable and has offered to post

the meetings on their website. David Hollenbeck, Corporate Administrative Officer of A & E Computers in Burney, has offered to sponsor a server to host a link to the meetings. The meetings will not air live, but will be posted following the meeting. Both offers will be at no cost to Shasta County.

RECOGNITION OF SHERIFF'S OFFICE VOLUNTEERS

Sheriff Tom Bosenko thanked the Sheriff's Office volunteers for their invaluable services and assistance to the citizens of Shasta County.

CONSENT CALENDAR

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

Approved a Fiscal Year 2011-12 budget amendment decreasing appropriations to the Sheriff's Transfer Out by \$1,000,000 in the General Revenue budget. (Administrative Office)

Introduced and waived the reading of an ordinance which amends Shasta County Code Section 2.32.080, *County Fire Warden-Mutual Aid Agreements*, to approve and authorize the County Executive Officer (CEO) to sign mutual aid, automatic aid, and assistance-by-hire agreements; and ratified the signature of the CEO on the following mutual aid agreements: Castella Fire Protection District/Dunsmuir Fire Department for the period February 22, 2012 through February 21, 2015, Cottonwood Fire Protection District for the period February 1, 2012 through December 1, 2013, and Anderson Fire Protection District for the period February 1, 2012 through December 1, 2013. (Administrative Office/County Fire)

Approved and authorized the Chairman to sign the County claims list totaling \$60,610.96 requiring special board action. (Auditor-Controller)

Adopted Resolution No. 2012-068, which establishes the Shasta County Appropriations Limit for Fiscal Year 2012-13 in the amount of \$142,340,424; and sets the annual adjustment factors used to calculate the appropriations limit at the percentage change of 3.77 in County per capita personal income change over the prior fiscal year, and a factor of 0.31 percent reflecting the change in population within Shasta County. (Auditor-Controller)

(See Resolution Book No. 53)

Approved the minutes of the meeting held on June 12, 2012, as submitted. (Clerk of the Board)

Accepted the County Clerk's Canvass of the June 5, 2012 Presidential Primary Election. (County Clerk/Elections)

Adopted Resolution No. 2012-069, which authorizes Support Services expenditures for educational, training, or outreach materials for training, educating, and recognizing County employees in an amount not to exceed \$500 per fiscal year; and authorizes the Auditor-Controller to pay associated claims. (Support Services)

(See Resolution Book No. 53)

Approved and authorized the Chairman to sign renewal agreements for residential alcohol and other drug treatment services for the period July 1, 2012 through June 30, 2013, with two automatic one-year renewals with VOTC, Inc., d.b.a. Visions of the Cross in an amount not to exceed \$65,000 per fiscal year; and with Empire Hotel, EHARC, Inc., d.b.a. Empire Recovery Center in an amount not to exceed \$120,000 per fiscal year. (Health and Human Services Agency (HHS)-Adult Services)

Approved and authorized the Chairman to sign a renewal agreement with Kathaleen Waltz, d.b.a. LeBrun Adult Residential Care Facility in an amount not to exceed \$142,400 per fiscal year to provide enhanced residential care home services for the period July 1, 2012 through June 30, 2013, with two automatic one-year renewals; and approved and authorized the Health and Human Services Agency Director or his/her designee to approve, in writing and in advance, changes to the rates not exceeding 10 percent over the original rate per rate change and not increasing total compensation payable. (HHS-Adult Services)

Approved and authorized the Chairman to sign renewal agreements for outpatient alcohol and other drug treatment services for the period July 1, 2012 through June 30, 2013, with two automatic one-year renewals with Right Road Recovery Programs, Inc. in an amount not to exceed \$503,000 per fiscal year; and with Empire Hotel, EHARC, Inc., d.b.a. Empire Recovery Center in an amount not to exceed \$370,000 per fiscal year. (HHS-Adult Services)

Approved a budget amendment within the Mental Health budget increasing appropriations in Salaries and Benefits by \$125,000 and Services and Supplies by \$561,690 and decreasing appropriations in Contingency Reserve by \$686,690 for increased costs associated with providing services within the Mental Health programs; and authorized the Auditor-Controller to prepare and process the budget amendment. (HHS-Business and Support Services (Mental Health))

Adopted Resolution No. 2012-070 which, authorizes the Health and Human Services Agency (HHS) to utilize electronic signatures in compliance with standards issued by the California Department of Mental Health and applicable state and federal law; and approves and authorizes the HHS Director, acting as the Mental Health Director, or his/her designee to approve individual electronic signature agreements with HHS employees and contract providers, where appropriate. (HHS-Business and Support Services)

(See Resolution Book No. 53)

Approved and authorized the Chairman to sign renewal agreements to provide mental health services for eligible children and Triple P[®] parenting services for the period July 1, 2012 through June 30, 2013 with Northern Valley Catholic Social Service, Inc. in an amount not to exceed \$1,013,478, Remi Vista, Inc. in an amount not to exceed \$1,042,000, and Victor Community Support Services, Inc. in an amount not to exceed \$1,668,862; and approved and authorized the HHS Director or his/her designee to sign amendments decreasing the maximum amount (including retroactive, as long as the amendment occurs within 45 days of the decrease), and to provide prior written approval of variations between categories within each budget line item in an amount not to exceed 15 percent, and in an amount not to exceed 20 percent between Outpatient Mental Health and Therapeutic Behavioral Service budgets, provided the maximum amount of compensation per fiscal year is not exceeded. (HHS-Children's Services)

Approved and authorized the Chairman to sign an agreement with Northern California Youth and Family Programs in an amount not to exceed \$337,000 per fiscal year to provide visitation services and parenting classes for the period July 1, 2012 through June 30, 2013, with two automatic one-year renewals; and a retroactive amendment to the agreement with Northern California Youth and Family Programs to provide parenting classes and a visitation and parenting center, making revisions to the budget attachment with no change in compensation and retaining the term of July 1, 2011 through June 30, 2012. (HHS-Children's Services)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta County Office of Education in an amount not to exceed \$117,825 for Shasta County to provide clinical staff in support of the Valuing Ongoing Interventions for Community and Education Success Program for the period July 1, 2012 to June 30, 2013. (HHS-Children's Services)

Approved and authorized the Chairman to sign a renewal agreement with Youth for Change in an amount not to exceed \$150,000 to provide mental health services to eligible children for the period July 1, 2012 through June 30, 2013; and approved and authorized the HHS Director or his/her designee to approve, in writing and in advance, changes to the rates

not exceeding 10 percent over the original rate and not increasing total compensation payable. (HHS-Children's Services)

Approved and authorized the Chairman to sign a retroactive agreement with the Shasta Area Safety Communications Agency (SHASCOM) in an amount not to exceed \$10,587.51 to reimburse SHASCOM for communication system purchases related to Hospital Preparedness Program activities for the period May 1, 2011 through June 30, 2012. (HHS-Public Health)

Adopted Resolution No. 2012-071, which approves and authorizes the Chairman to sign a retroactive agreement with Caltrans in an amount not to exceed \$261,035.29 to pay Shasta County for Opportunity Center participants to provide roadside maintenance services for the period June 1, 2012 through May 31, 2015. (HHS-Regional Services)

(See Resolution Book No. 53)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta County Office of Education (SCOE) in an amount not to exceed \$1,300,000 to provide CalWORKs Stage One Child Care services for the period July 1, 2012 through June 30, 2013, and approved and authorized the HHS Director or his/her designee to sign amendments (including retroactive) to the agreement resulting in a change in compensation not to exceed 10 percent of the budget category total, minor amendments, or other agreement-related documents, including changing maximum compensation in the event of changes to the final allocation from the California Department of Social Services; ratified the signature of the HHS Regional Services Branch Director on an amendment to the agreement with SCOE for Stage One Child Care services making revisions to the budget attachment with no change in compensation and retaining the term of July 1, 2011 through June 30, 2012; and approved and authorized the Chairman to sign an amendment to the agreement with SCOE for Stage One Child Care services making revisions to the budget attachment with no change in compensation and retaining the term of July 1, 2011 through June 30, 2012. (HHS-Regional Services)

Approved and authorized the Chairman to sign amendments to agreements with Northern Valley Catholic Social Service, Inc. for the Clothes That Work program making revisions to the Fiscal Year 2011-12 budget attachment, and allowing the vendor to make adjustments within a budget category in an amount not to exceed 10 percent of the category total; Tri-County Community Network, Inc. to provide employment services making revisions to the Fiscal Year 2011-12 and 2012-13 budget attachments, and allowing the vendor to make adjustments within a budget category in an amount not to exceed 10 percent of the category total; and Northern California Youth and Family Programs for an independent living program making revisions to the Fiscal Year 2011-12 budget attachment. (HHS-Regional Services/Children's Services)

Approved and authorized the Chairman to sign a retroactive agreement with Trinity County in an amount not to exceed \$10,612 plus \$120 per Trinity County employee per day to reimburse Shasta County for coordination services, consulting services, and staff training by Sam Leach LLC d.b.a. Candor Consulting effective for the period February 1, 2012 through January 31, 2013. (Probation)

Approved and authorized the Chairman to sign an agreement with the County of Del Norte in an amount not to exceed \$100,000 to provide beds at Bar-O Boys Ranch to court commitments from the date of signing through June 30, 2013; and authorized the Auditor-Controller to pay associated invoices. (Probation)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with Air Shasta Rotor & Wing, LLC increasing maximum compensation by \$15,000 (for a new total not to exceed \$65,000) to provide additional helicopter services for the Sheriff's Office Marijuana Eradication Team effective from June 29, 2010 through June 30, 2012. (Sheriff)

Approved and authorized the Chairman to sign a renewal agreement with Brett Hayslett d.b.a. Hayslett Analytical Services in an amount not to exceed \$193,800 to provide criminal

investigation/intelligence analyst services on a case-by-case, as-needed basis for the period July 1, 2012 through June 30, 2013, with two optional one-year renewals. (Sheriff)

Approved a budget amendment decreasing appropriations by \$440,500 and revenues by \$559,500 in the Sheriff's budget to return \$1,000,000 in General Fund contribution; increase and/or decrease appropriations and revenues to better align various accounts to actual expenditures and revenues; Transfer Out \$55,000 to the Sheriff's Jail budget; and Transfer Out \$20,000 to the Sheriff's Boating Safety budget. (Sheriff)

Approved a budget amendment increasing appropriations by \$20,000 in the Sheriff's Boating Safety budget, to be offset by a Transfer In from the Sheriff's budget. (Sheriff-Boating Safety)

Approved a budget amendment increasing appropriations by \$55,000 in the Sheriff's Jail budget, to be offset by a Transfer In from the Sheriff's budget. (Sheriff-Jail)

Adopted Resolution No. 2012-072, which approves the Shasta County All Districts Sewer System Management Plan. (County Service Areas)

(See Resolution Book No. 53)

Approved and authorized the Chairman to sign a cooperative agreement with Caltrans to contribute \$200,000 to a proposed left turn lane project on State Route 44 at Black Butte Road. (Public Works)

For the Cove Road Slide Repair 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 the opening of bids on or after August 2, 2012 at 11:00 a.m. (Public Works)

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Executive Officer (CEO) Larry Lees presented an update on specific legislation of importance to Shasta County, including opposing the implementation of Assembly Bill X1-29 (Blumenfield), State Responsibility Areas: Fire Prevention Fees. By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to the Board of Forestry and Fire Protection opposing the implementation of Assembly Bill X1-29.

At the recommendation of CEO Lees, and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign letters to State Assemblyman Jim Nielsen and State Senator Doug LaMalfa opposing Caltrans' proposal to surplus snow removal equipment used in Shasta County.

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

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

FISCAL YEAR 2012-13 ADOPTED BUDGET

RESOLUTIONS NO. 2012-073, 2012-074, 2012-075, 2012-076, AND 2012-077

SALARY RESOLUTION NO. 1406

Administrative Fiscal Chief Bebe Palin presented the staff report and recommended approval. Public Works Director Pat Minturn confirmed that three months of payments due from the State of California are unpaid.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2012-073, which approves committed fund balances in accordance with Shasta County Policy Resolution No. 2011-002 and Administrative Policy 2-104, Fund Balance Policy for Financial Statement Reporting; adopted Resolution No. 2012-074, which authorizes relief of outstanding balance and interest for loans/advances from the General Reserve to the Shasta County Redevelopment Agency; adopted Resolution No. 2012-075, which reaffirms an existing interim construction financing loan in the amount of \$500,000 from the General Reserve to County Service Area No. 23-Cragview Water for a Safe Drinking Water State Revolving Fund Project, subject to interest at the pooled treasury rate, to be repaid when construction grant funds become available for repayment purposes; adopted Resolution No. 2012-076, which approves a Fiscal Year 2012-13 interim construction financing loan in the amount of \$1,000,000 from the General Reserve to County Service Area No. 6-Jones Valley Water for the Elk Trail Water System Improvement Project (a California Department of Public Health pass-through grant from the U.S. Environmental Protection Agency), subject to interest at the pooled treasury rate, to be repaid when construction grant funds become available for repayment purposes; adopted Salary Resolution No. 1406, which reflects the position allocation amendments approved in the Fiscal Year 2012-13 Adopted Budget effective July 1, 2012; approved four technical changes to position titles or bargaining units with no change in compensation; approved revised job specifications for the County Executive Officer and Information Technology Web Designer; and adopted Resolution No. 2012-077, which approves the Fiscal Year 2012-13 Budget, the Fiscal Year 2012-13 Schedule of Position Allocations by budget unit, and the County Salary Plan.

(See Resolution Book No. 53)

(See Salary Resolution Book)

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

AUTHORIZATION OF DISCHARGE OF ACCOUNTABILITY

REVENUE AND TAXATION CODE SECTION 2611.1

Treasurer-Tax Collector-Public Administrator Lori Scott discussed the process for notifying taxpayers when their unsecured assessments become delinquent.

In response to questions by supervisors, Ms. Scott explained that following unsuccessful attempts to collect delinquent taxes, penalties, and fees, when the liens have expired, the statute no longer allows aggressive collections, such as seizure of bank accounts and State income tax returns. Because it is no longer possible to aggressively collect these debts that are expired, they must be removed from the system; however, the Treasurer-Tax Collector continues to track the amounts owed so individuals may pay their debt, with penalties and interest charged.

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors approved a request for Authorization of Discharge of Accountability pursuant to Revenue and Taxation Code section 2611.1 in the amount of \$76,082.36 for unsecured property taxes made in calendar years 1998, 1999, and 2000, plus \$7,606.98 in penalties and \$650.00 in cost on the unpaid unsecured property taxes.

LAW AND JUSTICE**SHERIFF****CAPITAL ASSETS PURCHASE
BUDGET AMENDMENT**

Sheriff Tom Bosenko stated the Sheriff's Office is the grant administrator for Shasta Interagency Narcotic Task Force (SINTF) Anti-Drug Abuse (ADA) funds, and he requested authorization to purchase a capital asset clandestine laboratory response trailer and related safety equipment and clothing. A Request for Quote (RFQ) was used to solicit interested parties to submit a quote to provide a response trailer based on requirements provided by the SINTF commander.

In response to questions by Supervisor Kehoe, Sheriff's Office Chief Fiscal Officer Mike Lindsey confirmed that the wording specified in the RFQ was very particular in describing the needs of the trailer. Two responses were received, and neither was fully responsive. Garrett Custom Trailers was the most responsive and provided the lowest cost quote. SINTF officers were comfortable with the proposed changes. Mr. Lindsey was unaware of the wording of the letter that was sent to the other responder.

In response to questions by Supervisor Baugh, County Counsel Rubin Cruse explained that as long as there was full compliance with County policies, there would be no concerns with approving the staff recommendation.

Supervisor Baugh made a motion to approve the purchase of a new capital asset custom-built clandestine laboratory response trailer in an amount not to exceed \$28,000 from Garrett Custom Trailers; to authorize the Sheriff to sign the terms and conditions of the order from Garrett Custom Trailers only upon approval from Risk Management and upon County Counsel approval as to form; to approve the purchase of a new capital asset Eagle 2 multi-gas detector in an amount not to exceed \$4,700; to approve a budget amendment increasing appropriations and revenue by \$46,320 in the Sheriff's Fiscal Year 2012-13 budget to purchase the requested capital assets and other equipment related to the use of the response trailer; and to authorize the Auditor-Controller to pay claims related to the purchases. Supervisor Hartman seconded the motion. The vote on the motion was 3 to 1 in favor of the motion (Supervisor Kehoe voted no). As a result, the motion failed due to the lack of a 4/5 majority. (Supervisor Kehoe voted no.)

Mr. Cruse advised the Board of Supervisors that a four-fifths vote is required to approve the requested budget amendment. Supervisor Kehoe stated it is not his intent to stall the approval of the contract; he opposed the process. If the first vote could be withdrawn, he would then support the recommendation.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved the withdrawal of the previous action.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved the purchase of a capital asset custom-built clandestine laboratory response trailer in an amount not to exceed \$28,000 from Garrett Custom Trailers; approved and authorized the Sheriff to sign the terms and conditions of the order; approved the purchase of a capital asset multi-gas detector in an amount not to exceed \$4,700; approved a budget amendment increasing appropriations and revenue by \$46,320 in the Sheriff's Fiscal Year 2012-13 budget to purchase the requested capital assets and other equipment related to the use of the response trailer; and authorized the Auditor-Controller to pay claims related to the purchases.

PUBLIC WORKS

FISCAL YEAR 2012-13 BUDGET AMENDMENTS
MENTAL HEALTH MAIN PASSENGER ELEVATOR RENOVATION

At the recommendation of Public Works Ken Cristobel and by motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors approved the following Fiscal Year 2012-13 budget amendments for the Shasta County Mental Health Main Passenger Elevator Renovation increasing appropriations and revenues by \$265,695 in the Land Buildings and Improvements budget; increasing appropriations by \$265,695 and revenues by \$175,745 in the Mental Health budget, to be offset by the use of fund balance; increasing appropriations by \$19,950 in the Social Services budget, to be offset by the use of fund balance; and increasing appropriations by \$155,795 in the Accumulated Capital Outlay budget, to be offset by the use of fund balance.

SCHEDULED HEARINGS

PUBLIC WORKS

RESOLUTION NO. 2012-078
PARCEL CHARGES TO PAY TIPPING FEES
SISKIYOU COUNTY TRANSFER STATION

This was the time set to conduct a public hearing to consider the adoption of a resolution which maintains at the current rate parcel charges to pay tipping fees at the Siskiyou County Transfer Station. Public Works Director Pat Minturn presented the staff report and recommended approval.

The public hearing was opened, at which time no one spoke for or against the item and the public hearing was closed.

By motion made, seconded (Hartman/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No 2012-078, which maintains at the current rate parcel charges to pay tipping fees at the Siskiyou County Transfer Station.

(See Resolution Book No. 53)

CLOSED SESSION ANNOUNCEMENT

Chairman Moty announced that the Closed Session item regarding the liability claims regarding claimant Jessie Wells has been pulled from the Closed Session.

Chairman Moty announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Executive Officer Larry Lees, Assistant Personnel Director Angela Davis, 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.

10:14 a.m.: The Board of Supervisors recessed to Closed Session.

11:40 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Moty, Hartman, and Baugh, County Executive 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 labor negotiations; however, no reportable action was taken.

11:41 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy