

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 5, 2013

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 Giacomini
 District No. 4 - Supervisor Schappell
 District No. 5 - Supervisor Baugh

County Executive Officer - Larry Lees
 County Counsel - Rubin E. Cruse, Jr.
 Administrative Board Clerk III - Linda Mekelburg
 Typist Clerk III - Candice Martin

INVOCATION

Invocation was given by Pastor Harold Johnson, Hillside Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Dolores Lucero alleged corruption in local government.

REGULAR CALENDAR

BOARD MATTERS

EMPLOYEE OF THE MONTH
CHILD SUPPORT SPECIALIST II KRISTI COURNYER
RESOLUTION NO. 2013-008

At the recommendation of Director of Child Support Services Terri Love and by motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2013-008, which recognizes Child Support Specialist II Kristi Cournyer as Shasta County's Employee of the Month for February 2013.

(See Resolution Book No. 54)

PRESENTATIONS

PRESENTATION: UPDATE ON MUNICIPAL BONDS

County Executive Officer (CEO) Larry Lees introduced KNN Public Finance Senior Managing Director David Leifer, who presented an update on Shasta County's municipal bonds. Shasta County's A1 rating, combined with good market timing and a competitive sale process, resulted in an average annual cash flow savings of \$495,000 for the recently completed 2013 Series A Lease Revenue Refunding Bonds.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Kehoe noted that the items regarding the Anderson Cemetery District audit and the Elk Trail Water Improvement Project Notice of Completion would be pulled for further discussion.

CONSENT CALENDAR

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Baugh disclosed that, for the item regarding the beverage container recycling and litter abatement programs, his wife, Susie Baugh, is a member of the Anderson City Council, and neither he nor his wife have any financial interest in beverage container recycling or litter abatement.):

Adopted Resolution No. 2013-009, which authorizes a short-term loan in the amount of \$19,000 to the Castella Fire Protection District from the County General Reserve which will be repaid from the District's tax apportionment. (Administrative Office)
(See Resolution Book No. 54)

Approved and authorized the Chairman to sign a retroactive amendment to the contract with the California Department of Food and Agriculture increasing compensation for Fiscal Year 2012-13 by \$2,638.34 (to a new fiscal year total of \$60,507.34) to increase reimbursement to Shasta County for additional traps for the Pierce's Disease Control Program, retaining the original term through June 30, 2014. (Agricultural Commissioner/Sealer of Weights and Measures)

Approved the Chairman's appointments and liaison assignments for the year 2013, as follows:

Supervisor Kehoe, District 1

- County Functional Area - Health and Human Services, General Government
- CSAC Committee - Health and Human Services
- Shasta Regional Transportation Agency (SRTA)
- Redding Area Bus Authority (RABA)
- Air Pollution Control Board
- Mental Health, Alcohol and Drug Advisory Board
- Local Agency Formation Commission (LAFCO)
- Indian Gaming Local Community Benefit Committee
- Community Action Board
- Emergency Food and Shelter Program

Supervisor Moty, District 2

County Functional Area - Veterans Affairs
 CSAC Committee - Administration of Justice
 Shasta Regional Transportation Agency (SRTA)
 Air Pollution Control Board
 California State Association of Counties (CSAC)
 Sacramento River Conservation Area Forum
 Northern California Water Association Governing Board (NCWA)
 Northern Sacramento Valley Integrated Regional Water Management Governing Board
 Sierra-Sacramento Valley Emergency Medical System Board
 Deferred Compensation Advisory Committee
 Rural County Representatives of California (RCRC), Alternate
 Airport Land Use Commission (ALUC), Alternate
 Indian Gaming Local Community Benefit Committee, Alternate
 Redding Area Water Council Policy Advisory Committee, Alternate

Supervisor Giacomini, District 3

Shasta Regional Transportation Agency (SRTA)
 Superior California Economic Development District (SCEDD)
 Indian Gaming Local Community Benefit Committee
 Fire Department Qualifications Review Commission
 Area Agency on Aging, PSA 2, Executive Board, Alternate
 Air Pollution Control Board, Alternate
 California State Association of Counties (CSAC), Alternate No. 2
 Local Agency Formation Commission (LAFCO), Alternate
 Sacramento River Conservation Area Forum, Alternate
 Northern California Water Association Governing Board (NCWA), Alternate
 Northern Sacramento Valley Integrated Regional Water Management Governing Board,
 Alternate
 Sierra-Sacramento Valley Emergency Medical System Board, Alternate

Supervisor Schappell, District 4

County Functional Area - Administration of Justice
 CSAC Committee - Housing, Land Use, and Transportation
 Shasta County Children and Families First Commission
 Oversight Board of the Successor Agency to the Redding Redevelopment Agency
 Oversight Board of the Successor Agency to the Shasta Lake Redevelopment Agency
 Airport Land Use Commission
 Fire Safe Council
 Remote Access Network Board
 Youth Violence Prevention Council
 Shasta Regional Transportation Agency (SRTA), Alternate
 Superior California Economic Development District (SCEDD), Alternate
 Air Pollution Control Board, Alternate
 Northern Rural Training and Employment Consortium Governing Board (NoRTEC),
 Alternate

Supervisor Baugh, District 5

County Functional Area - Land Use
CSAC Committees - Government Finance and Operations
Rural County Representatives of California (RCRC)
Area Agency on Aging, PSA 2, Executive Board
Oversight Board of the Successor Agency to the Anderson Redevelopment Agency
Air Pollution Control Board
Local Agency Formation Commission (LAFCO)
Airport Land Use Commission (ALUC)
Fire Safe Council
Northern Rural Training and Employment Consortium Governing Board (NoRTEC)
Shasta Regional Transportation Agency (SRTA), Alternate
Redding Area Bus Authority (RABA), Alternate
Mental Health, Alcohol and Drug Advisory Board, Alternate
California State Association of Counties (CSAC), Alternate No. 1

(Board Matters)

Approved the minutes of the meeting held on January 15, 2013, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign a letter designating Shasta Senior Nutrition Programs, Inc. as the official Shasta County Food Bank for Fiscal Years 2013-14, 2014-15, and 2015-16. (Clerk of the Board)

Reappointed J.R. Murray and David Winningham to the Burney Basin Mosquito Abatement District Board of Directors for terms to expire January 2015. (Clerk of the Board)

Appointed Thomas Doyal Watson, M.D. to the Commission on Aging for a term to expire January 2015. (Clerk of the Board)

Reappointed Clay Jacobson, Peter (Pete) Johnson, and Michael (Mike) Millington to the Fall River Resource Conservation District Board of Directors for terms to expire December 2016. (Clerk of the Board)

Reappointed Don Hampshire to the Halcumb Public Cemetery District Board of Trustees for a term to expire May 2016. (Clerk of the Board)

Reappointed L.R. "Skip" Willmore to the Inter-Mountain Fair Advisory Board for a term to expire January 2018. (Clerk of the Board)

Appointed Allen Albaugh and Mike Pasternak to the McArthur Fire Protection District Board of Directors for terms to expire December 2016. (Clerk of the Board)

Reappointed Lloyd Raeg and Kay Zimmerman to the Manton Joint Cemetery District Board of Directors for terms to expire December 2016. (Clerk of the Board)

Reappointed Jeff Earnest, Dan Marcum, Ken Evans, and Bruce Bergman to the Pine Grove Mosquito Abatement District Board of Directors for terms to expire January 2015. (Clerk of the Board)

Accepted the County Clerk's Canvass of the January 8, 2013 Senate District 4 Special Presidential General Election. (County Clerk/Elections)

Directed the Clerk of the Board to provide notice to the Enterprise Elementary School District; Fall River Joint Unified School District; Igo, Ono, Platina Union Elementary School District; North Cow Creek Elementary School District; Redding Elementary School District; Shasta Union Elementary School District; and Shasta Union High School District that the Board

of Supervisors will not authorize issuance of tax and revenue anticipation notes on behalf of the school districts so the districts can issue notes independent of Shasta County. (County Counsel)

Adopted Salary Resolution No. 1417, which amends, adds, or deletes 65 positions in various budgets as part of the Mid-Year Personnel Modifications, effective February 10, 2013 and June 30, 2013, which includes deleting the June 30, 2013 sunset date on 46 AB 109 positions; amended job specifications for the County Administrative Officer Assistant-Confidential and Driver job classifications effective February 10, 2013; and approved job specifications for the Sheriff's Records Specialist I/II/III classification, effective June 30, 2013. (Support Services)

(See Salary Resolution Book)

Adopted Resolution No. 2013-010, which transfers unclaimed estate funds in the amount of \$14,530.69, held by the Public Administrator, into the Shasta County General Fund. (Treasurer-Tax Collector-Public Administrator)

(See Resolution Book No. 54)

Approved and authorized the Chairman to sign a retroactive memorandum of understanding with the California Department of State Hospitals in an estimated amount of \$500,000 for use of state hospital beds on an excess-use basis for the period July 1, 2012 through June 30, 2013. (Health and Human Services Agency (HHS)-Adult Services)

Approved and authorized the Chairman to sign a retroactive agreement with Shasta Community Health Center in an amount not to exceed \$50,000 to participate in a project to treat alcohol and opioid dependence (Vivitrol[®] Demonstration Project) for the period November 14, 2012 through June 30, 2014; a retroactive amendment to the agreement with Empire Hotel, EHARC, Inc. for residential treatment services, increasing compensation by \$40,000 (for a new fiscal year total not to exceed \$160,000) for the period November 14, 2012 through June 30, 2013, with two automatic one-year renewals to include participation in the Vivitrol[®] Demonstration Project and expand the Probation clients that may be served under this agreement; and a retroactive amendment to the agreement with Empire Hotel, EHARC, Inc. for outpatient alcohol and other drug treatment services, increasing compensation by \$10,000 (for a new fiscal year total not to exceed \$380,000) for the period August 1, 2012 through June 30, 2013, with two automatic one-year renewals to include participation in the Vivitrol[®] Demonstration Project, expand the Probation clients that may be served under this agreement, and add additional therapeutic interventions. (HHS-Adult Services)

Appointed Ronald Henninger to the Mental Health Alcohol and Drug Advisory Board to fill an unexpired term to expire December 31, 2013. (HHS-Adult Services)

Approved and authorized the Chairman to sign a lease with the City of Shasta Lake at no cost to provide space for County-owned radio communications equipment at 16349 Shasta Dam Boulevard, Shasta Lake, from the date of signing through July 1, 2032 or until terminated by either party. (Sheriff)

Approved a budget amendment transferring appropriations within the Sheriff's budget in the amount of \$148,125 in order to increase the County's Integrated Public Safety System and Shasta Interagency Narcotics Task Force contributions to the City of Redding. (Sheriff)

Approved and authorized the Chairman to sign an amendment to the agreement with Cornerstone Environmental Group increasing compensation by \$8,500 (for a new total not to exceed \$340,000) to provide additional landfill gas engineering and environmental compliance services relating to the West Central Landfill and retaining the original term. (Public Works)

Adopted Resolution No. 2013-011, which authorizes the Resource Management Department to apply for City/County Payment Program funds in the amount of \$28,128 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake for Fiscal Year 2012-13 for beverage container recycling and litter abatement programs; appoints the Director of Resource Management as the agent for Shasta County for the purpose of the grant;

authorizes expenditures during Fiscal Years 2012-13 and 2013-14; and authorizes the Auditor-Controller to pay claims for program expenditures incurred in the course of the grant. (Resource Management-Community Education Section)

(See Resolution Book No. 54)

Declared a County rescue vehicle as surplus property and not required for County use; and authorized the donation of one surplus County rescue vehicle to the Shasta-Tehama-Trinity Joint Community College District, in accordance with Government Code section 25365(a). (County Fire)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

REPLACEMENT OF ANNUAL AUDIT ANDERSON CEMETERY DISTRICT

In response to a question from Supervisor Kehoe, Auditor-Controller Brian Muir confirmed that he could find no exceptions in audits performed for the Anderson Cemetery District.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors replaced the annual audit of the Anderson Cemetery District with a biennial audit in accordance with Government Code section 26909(b). (Clerk of the Board/Auditor-Controller)

NOTICE OF COMPLETION ELK TRAIL WATER IMPROVEMENT PROJECT

Public Works Director Pat Minturn provided the history of the Elk Trail Water Improvement Project and noted the Project is nearly complete. The only remaining issue pertains to seven contiguous parcels with low water pressure. California Department of Health Care Services (DHCS) rule changes now require water systems to deliver water pressure to the water meter (at the property line) at a minimum of 40 pounds per square inch (PSI). The seven parcels in question have water pressure of 20 PSI at the meter and will require booster pumps to meet the 40 PSI requirement. Letters have been sent to the property owners offering them \$2,500 per parcel, which should be adequate to install a booster pump. If responses accepting the offer are not received from all the property owners, a community booster pump system will need to be constructed, which will delay the completion of the project. In response to a question from Supervisor Moty, Mr. Minturn clarified that, should a community booster pump system be installed, the approximate \$100,000 cost would be shared by all 196 landowners. The Notice of Completion will not be signed until the project, including resolving low water pressure on seven parcels, is complete.

Bert Stead opposed approving a Notice of Completion until the booster pump issue is resolved.

Steve Boyd said there is not enough water pressure to open the required backflow preventers, which in turn can burn up the booster pump. He stated that if the affected landowners accept the \$2,500 offered, they will be accepting a substandard water system.

Rob McDonald suggested elevating the water tank to increase water pressure.

Mr. Minturn explained that backflow preventers are required by DHCS when a parcel with an existing well joins a water system in order to prevent potentially contaminated well water from entering the water system. If a booster pump is installed at the proper location near the water meter, there will be enough water pressure to operate the backflow preventer without damaging the booster pump.

By motion made, seconded (Baugh/Giacomini), and unanimously carried, the Board of Supervisors approved and authorized the Public Works Director to sign a Notice of Completion for the Elk Trail Water Improvement Project and record it within 15 days of actual completion of the project.

10:07 a.m.: The Shasta County Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

WATER AGENCY

By motion made, seconded (Baugh/Schappell), and unanimously carried, the Shasta County Water Agency appointed Supervisor Giacomini as representative and Supervisor Moty as alternate to the Policy Advisory Board for the Redding Area Water Council. (Water Agency)

10:08 a.m.: The Shasta County Water Agency adjourned, and the Shasta County Board of Supervisors reconvened.

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 mentioning that the increased state sales tax exceeded budgeted revenue by \$5 billion in December 2012.

At the recommendation of CEO Larry Lees and by motion made, seconded (Baugh/Giacomini), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter to the California Health and Human Services Secretary which opposes proposed Medi-Cal cuts affecting rural hospitals and long-term care facilities.

At the recommendation of CEO Larry Lees and by motion made, seconded (Moty/Giacomini), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter to the California State University, Chico Center for Economic Development which supports the Golden Bear Broadband Limited Liability Corporation's Northern California Regional Middle Mile Infrastructure application for broadband infrastructure deployment funds.

Supervisor Moty recently attended Northern California Water Association and Economic Development Corporation meetings.

Supervisor Kehoe recently attended a Redding Area Bus Authority meeting.

Supervisor Baugh recently attended Northern Rural Training and Employment Consortium (NoRTEC), Rural County Representatives of California, and PSA 2 Area Agency Aging Executive Board meetings.

Supervisors reported on issues of countywide interest.

10:21 a.m.: The Board of Supervisors recessed.

10:32 a.m.: The Board of Supervisors reconvened.

ADMINISTRATIVE OFFICE

REPORT: PROPOSED REVISION TO MEDICAL MARIJUANA CULTIVATION ORDINANCE

County Executive Officer (CEO) Larry Lees reviewed the discussion of and actions taken by the Board of Supervisors on January 15, 2013 regarding improved enforcement of the existing ordinance for medical marijuana cultivation (Shasta County Code Section 17.88.310) and possible adoption of a stricter ordinance. In response to Board of Supervisors direction, staff is working on:

1. Streamlining the administrative abatement process, recognizing the requirements for due process;
2. Adding a full-time code compliance officer to the Resource Management Department to investigate complaints regarding medical marijuana cultivation;
3. Providing additional resources to the Sheriff's Office for the use of peace officers for compliance checks;
4. Maximizing assessment and collection of administrative fines consistent with legal requirements; and
5. Having simultaneous criminal prosecution while abatement proceedings are occurring, where appropriate.

CEO Lees explained that, considering comments made at the January 15, 2013 Board of Supervisors meeting, and considering that several medical marijuana laws are currently being reviewed by the Courts, his recommendation is to delay any action on developing a stricter cultivation ordinance at this time. The Board of Supervisors also requested a report regarding establishment of a medical marijuana advisory committee. Since the purpose of such a committee would be to discuss such an ordinance, there does not currently appear to be a need for an advisory committee. Therefore, CEO Lees recommended that no action be taken at this time.

In response to a question from Supervisor Kehoe, CEO Lees confirmed that it would be possible to receive monthly updates regarding enforcement activities, but he would recommend that they be provided only during cultivation season.

Dale Kempf supported stricter enforcement of the current cultivation ordinance and supported formation of an advisory committee.

Jess Brewer and Rosemary Smith requested the Board of Supervisors delay on any additional cultivation ordinances and supported formation of an advisory committee.

Dr. Peter Rogers, Doug Bennett, William Gilbert, Nicole Nikola, Christina Fox, Rob McDonald, Rodney Jones, and Robert Walker supported formation of a committee.

Peter Scales commented that the Record-Searchlight reported that Shasta County is one of the 10 worst places to live in the United States because of the presence of marijuana cultivation.

Dolores Lucero opposed formation of an advisory committee.

Shasta County Chemical People Director Betty Cunningham expressed her concern about illegal cultivation and supported implementation of the steps discussed by CEO Lees.

Cheri Beck requested clarification on the advisory committee and its function.

CEO Lees reiterated that it is premature to move forward with a stricter cultivation ordinance at this time due to pending court cases regarding cultivation ordinances in other areas; therefore, an advisory committee is not necessary at this time.

The Board of Supervisors determined that no further action would be taken.

SHASTA METRO ENTERPRISE ZONE
RESOLUTION NO. 2013-012

Administrative Analyst Megan Dorney introduced Shasta County Economic Development Corporation (EDC) President Mark Lascelles, who explained that the enterprise zone program is designed to service low economic, depressed areas and to reward employers for hiring those who are disadvantaged. The end result will be to keep money in Shasta County.

EDC Board Member Doug Wright supported the action, noting that it will result in a competitive advantage, will bring the disadvantaged back into the work force, and will keep money in the local economy.

In response to a question from Supervisor Kehoe, Mr. Lascelles confirmed that the Cities of Anderson, Redding, and Shasta Lake are scheduled to take action to approve the change in enterprise zones at upcoming Council meetings.

By motion made, seconded (Giacomini/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2013-012, which approves and agrees to the expansion of the Shasta Metro Enterprise Zone, and approves and authorizes the County Executive Officer to sign the Enterprise Zone expansion application and other necessary documents on behalf of Shasta County. Supervisor Baugh disclosed that his wife, Susie Baugh, is a member of the Anderson City Council, and neither he nor his wife have any vested interest in the proposed enterprise zone.

(See Resolution Book No. 54)

SUPPORT SERVICES

PERSONNEL RULES: VETERANS PREFERENCE POLICY
RESOLUTION NO. 2013-013

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Baugh/Schappell), and unanimously carried, the Board of Supervisors adopted Resolution No. 2013-013, which, effective February 5, 2013, revises *Personnel Rules* Chapter 6, Section 6.3, *Written and Oral Examinations*, to establish a veterans preference policy in the recruitment process for new hires.

(See Resolution Book No. 54)

HEALTH AND HUMAN SERVICES

HEALTH AND HUMAN SERVICES AGENCY-ADULT

SERVICES/CHILDREN'S SERVICES

EVALUATION AND INTENSIVE TREATMENT FACILITY DESIGNATION

RESTPADD, INC.

RESOLUTION NO. 2013-014

At the recommendation of HHSA Adult Services Branch Director Dean True and by motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2013-014, which, upon lawful approval and licensure by the California Department of Social Services, designates the RESTPADD, Inc. psychiatric health facility as an evaluation and intensive treatment facility pursuant to the Lanterman-Petris-Short Act.

(See Resolution Book No. 54)

LAW AND JUSTICE

PROBATION

AGREEMENT: VOORHIS/ROBERTSON JUSTICE SERVICES, LLC

TRANSITION CONSULTATION SERVICES

Chief Probation Officer Wes Forman presented the staff report and noted that there are several changes from the contract that was presented to the Board of Supervisors on January 8, 2013, which would include that Probation staff will assume more of the transition work. In addition, Mr. Forman successfully negotiated a smaller contract, and contract costs will be managed within budgeted funds, eliminating the need for a budget amendment.

Supervisor Baugh noted that, although he voted against the contract on January 8, 2013, he agrees that the contract is needed as the department does not have the experience necessary to complete the transition in an efficient manner.

By motion made, seconded (Moty/Schappell), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Voorhis/Robertson Justice Services, LLC in an amount not to exceed \$49,840 to provide transition consultation services for facility and staff to transition from the current Juvenile Hall facility to the new Juvenile Rehabilitation Facility from the date of signing through September 30, 2013.

SHERIFF

SENATE BILL 1022 APPLICATION FOR

MINIMUM SECURITY ADULT REHABILITATION FACILITY

CONTRACT: NICHOLS MELBURG AND ROSETTO ARCHITECTS

PROGRAMMING AND ARCHITECTURAL SERVICES

BUDGET AMENDMENT

Sheriff Tom Bosenko presented the staff report and recommended approval of the proposed project. Applications for the proposed minimum security adult rehabilitation facility will probably be due in May 2013, with award notification as early as June or July 2013. If the application is approved, Sheriff Bosenko will return to the Board of Supervisors with a funding request.

Construction Industry Force Account Council Northern Region Senior Field Representative Sally Riley and Northern California Building and Construction Trades Council representative Andrew Meredith urged the Board of Supervisors to proceed with the application.

Charles Alexander noted that Shasta County needs additional custody beds, not re-entry beds and questioned why the facility does not have a higher security rating.

Dolores Lucero opposed the proposed project.

Sheriff Bosenko clarified that the proposed facility is not a re-entry facility as the term was used in the Assembly Bill 900 Phase II application; it is a rehabilitation facility. Also, the application proposes a minimum-security facility as that is the least expensive to operate.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors authorized the Sheriff to submit a financing application in accordance with Senate Bill 1022 to construct a proposed minimum security adult rehabilitation facility at the Breslauer campus area; approved and authorized the County Executive Officer to sign the financing application and any related documents necessary for the application; approved and authorized the Chairman to sign a contract with Nichols Melburg and Rossetto Architects in an amount not to exceed \$66,500 to provide programming and architectural services from the date of signing through December 20, 2013; and approved a budget amendment increasing appropriations by \$58,500 in the Sheriff's Jail budget, to be offset with the use of Public Safety fund balance General Purpose Restricted funds.

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 legal counsel to discuss existing litigation entitled:
 - a. Anselmo, Reverage, Seven Hills Land and Cattle Co., LLC v. Russ Mull, et al.;
 - b. Anselmo, Reverage, Seven Hills Land and Cattle Co., LLC v. County of Shasta, et al.;
 - c. Massie, Scott v. Amaya, Arik and Zufall, John; and
 - d. Staffin, Christopher Dale, et al. v. County of Shasta, et al.

pursuant to Government Code section 54956.9, subdivision (d), paragraph (1);
2. Consider a public employee appointment (Director of Resource Management), pursuant to Government Code section 54957; and
3. Confer with its Labor Negotiators, County Executive 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.

12:37 p.m.: The Board of Supervisors recessed to Closed Session.

3:17 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, 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 existing litigation and a public employee appointment, as well as labor negotiations.

In the matter of *Staffin, et al. v. County of Shasta, et al.*, a case involving the alleged deprivation of constitutional rights, the Board of Supervisors, by a 5-0 vote, gave approval to legal counsel to defend this action and authorized County Counsel's Office to assign the defense of all of the defendants in this case to Jeffrey Dunn, Esq., of Best, Best, & Krieger.

In the matter of *Massie v. Amaya and Zufall*, a case that involves allegations of injuries received from an altercation with Correctional Officers, the Board of Supervisors, by a 5-0 vote, gave approval to legal counsel to defend this action and authorized County Counsel's Office to assign the defense of the defendants in this case to the Law Office of Gary Brickwood.

In the matter of Public Employee Appointment-Director of Resource Management, the Board of Supervisors, by a 5-0 vote, appointed Rick Simon as Director of Resource Management.

No other reportable action was taken.

3:19 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy