

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 17, 2014

REGULAR MEETING

9:02 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 Giacomini
 District No. 4 - Supervisor Schappell
 District No. 5 - Supervisor Baugh

County Executive 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 Father Jeffrey Smith, St. Luke's Anglican Church.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

PRESENTATIONS

UPDATE: WHISKEYTOWN NATIONAL PARK

Whiskeytown National Park Superintendent Jim Milestone said Whiskeytown National Recreation Area is a national park site in a mountain lake setting, providing recreation opportunities while conserving the scenic, scientific, natural, and cultural values for the enjoyment and inspiration of present and future generations. A specific area at Whiskeytown Area is closed due to timber harvesting and forest thinning for preservation and protection of fire danger.

PUBLIC COMMENT PERIOD - OPEN TIME

Dolores Lucero alleged that illegal activity has occurred in local government.

Mountain Gate Community Service District (CSD) Board of Directors Chairman David Selby and Mountain Gate CSD General Manager Jeffrey Cole objected to a potential annexation and reduction of tax funds used to operate the Mountain Gate Fire Department.

Mental Health Alcohol, Drug Advisory Board Chairman Samuel Major supported the Woodlands supportive housing project.

Deb Speer advised that the Shasta County display at the State Capitol is outdated.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Baugh noted that the item regarding a Letter of Intent with Environmental Energy Solutions, LLC to develop a gas-to-energy project has been pulled for discussion. The item regarding a grant agreement to Mayers Memorial Hospital District has been pulled by the department.

CONSENT CALENDAR

By motion made, seconded (Schappell/Moty), and carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Kehoe voted no on the lease with Jennifer Cooper, Trustee of the Luella F. Cooper 2000 Revocable Trust as he is opposed to advance payments):

Approved and authorized the Chairman to sign the Annual Work and Financial Plan with the U.S. Department of Agriculture, Animal and Plant Health Inspection Services, Wildlife Services to provide wildlife services in the amount of \$117,433.86 for the period July 1, 2014 through June 30, 2015. (Agricultural Commissioner/Sealer of Weights and Measures)

Approved the minutes of the meeting held on June 10, 2014, as submitted. (Clerk of the Board)

Appointed Melissa Janulewicz to the Shasta Children and Families First Commission to serve an unexpired term to January 2015. (Clerk of the Board)

Adjusted the designation of the identification of the members and alternate member of the Shasta Area Safety Communications Agency (SHASCOM) Board of Directors to the position title rather than the individual name. (Clerk of the Board)

Adopted Resolution No. 2014-048, which authorizes consolidation of the November 4, 2014 election to include the Cottonwood Fire Protection District and the Cities of Anderson, Redding, and Shasta Lake, in accordance with Elections Code section 10402. (County Clerk-Elections)

(See Resolution Book No. 55)

Approved and authorized the Chairman to sign a renewal agreement with Valley Industrial Communications, Inc. in an amount not to exceed \$250,000 to provide radio repeater system priority service for the period July 1, 2014 through June 30, 2015, with four automatic one-year renewals. (Support Services-Purchasing)

Approved an increase in the Health and Human Service Agency's financial participation in the Woodlands supportive housing project in the amount of \$453,364, bringing Shasta County's total financial participation to \$2,459,368, and increasing the number of Mental Health Services Act housing units from 15 to 19. (Health and Human Services Agency (HHS))

Approved and authorized the Chairman to sign a retroactive renewal lease with Jennifer Cooper, Trustee of the Luella F. Cooper 2000 Revocable Trust in the amount of \$3,143.14 per month (\$1.03 per square foot), with annual rent increases or decreases based on the Consumer Price Index in an amount not to exceed three percent effective March 1, 2015, for

3,040 square feet of office space at 36911 Main Street, Burney for the period March 1, 2014 through February 28, 2019, with two optional renewals for three years and two years, respectively. (HHSА-Business and Support Services)

Approved and authorized the Chairman to sign a renewal agreement and associated documents with the California Department of Public Health in an amount not to exceed \$157,641 for Shasta County to continue Childhood Lead Poisoning Prevention Program activities for the period July 1, 2014 through June 30, 2017; and approved and authorized the Health and Human Services Director or his/her designee to sign amendments (including retroactive) and other documents related to the agreement resulting in a change in compensation not to exceed \$32,000 (approximately 20 percent) and other minor, nonmonetary amendments, in compliance with Administrative Policy 6-101. (HHSА-Public Health)

Adopted Resolution No. 2014-049, which approves and authorizes the Director of Housing and Community Action Programs (Director) to sign and submit an application to the California Department of Housing and Community Development in the amount of \$1,000,000 for Proposition 1C funding through the CalHome Program for a manufactured housing program; approves and authorizes the Chairman to sign a grant agreement and subsequent amendments awarded for the program consistent with the provision of the resolution in an amount not to exceed \$1,000,000; and approves and authorizes the Director to sign additional application and participation documents. (Housing and Community Action Programs)

(See Resolution Book No. 55)

Adopted Resolution No. 2014-050, which approves and authorizes the Director of Housing and Community Action Programs (Director) to sign and submit an application to the California Department of Housing and Community Development for HOME Investment Partnerships Program funding in an amount not to exceed \$500,000 to provide a tenant-based rental assistance program; approves and authorizes the Chairman to sign any agreement and subsequent amendments awarded for the program consistent with the provisions of the resolution in an amount not to exceed \$500,000; and approves and authorizes the Director to sign any additional documents required for participation in the program. (Housing and Community Action Programs)

(See Resolution Book No. 55)

Adopted Resolution No. 2014-051, which authorizes the District Attorney to continue as the agent for Shasta County to conduct negotiations, sign agreements and amendments (including retroactive), and submit documents necessary for continuation of Crime Victims' Assistance Center programs regarding verified funeral/burial expenses, relocation expenses, and crime scene clean-up expenses for certain crime victims for the period July 1, 2014 through June 30, 2017. (District Attorney-Victim Witness)

(See Resolution Book No. 55)

Approved Fiscal Year 2013-14 budget amendments for the Shasta Interagency Narcotics Task Force (SINTF) Anti-Drug Abuse program, increasing appropriations and revenues by \$68,350 in the Sheriff's budget; and increasing appropriations and revenues by \$4,250 in the District Attorney's budget, to be offset by a Transfer-in from the Sheriff's budget. (District Attorney/Sheriff)

Approved and authorized the Chairman to sign a retroactive amendment to the lease with Pacific Gas and Electric for the Hat Creek Park property, extending the term of the lease to December 31, 2018 at a cost of \$5. (Public Works)

Adopted Resolution No. 2014-052, which authorizes the County of Shasta to apply for the Used Oil Payment Program-Fifth Cycle in an estimated amount of \$29,428 on behalf of the County of Shasta and the City of Anderson and the City of Shasta Lake (Cities) for Fiscal Year 2014-15; authorizes the County of Shasta to act as the lead agency on its own behalf and on behalf of the Cities for the purpose of the grant; authorizes the Auditor-Controller to pay claims for program expenditures incurred in the course of the grant; and approves and authorizes the

Director of Resource Management to sign and submit the application, agreement, and other grant-related documents. (Community Education Section)

(See Resolution Book No. 55)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**LETTER OF INTENT: ENVIRONMENTAL ENERGY SOLUTIONS, LLC
LANDFILL GAS-TO-ENERGY PROJECT**

Deputy Public Works Director Scott Wahl explained that the proposal is to modify the existing system at West Central Landfill to develop a gas-to-energy project. The waste at the landfill gradually decomposes and the gases include carbon dioxide and methane. The gases may be collected and burned to produce electricity.

By motion made, seconded (Moty/Schappell), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a Letter of Intent with Environmental Energy Solutions, LLC to develop a landfill gas-to-energy project at the West Central Landfill. (Public Works)

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Executive Officer (CEO) Larry Lees had no legislative update.

Supervisor Giacomini recently attended Sierra Nevada Conservancy meeting.

Supervisor Baugh recently attended Rural County Representatives of California (RCRC) and PSA 2 Area Agency on Aging Executive Committee meetings. He requested CEO Lees research Senate Bill 1168 (Pavley) *Groundwater management* and Assembly Bill 1739 (Dickinson) *Groundwater basin management: sustainability*.

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

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

**CITY OF ANDERSON
ANDERSON FIRE PROTECTION DISTRICT
TAX EXCHANGE TERMS
RESOLUTION NO. 2014-053**

County Executive Officer (CEO) Larry Lees stated that the City of Anderson (City) has requested annexation of an unincorporated territory in Shasta County to the City.

Anderson Fire Protection District (FPD) Chief Andy Nichols opposed the annexation of approximately 400 acres of property and requested the members of Board of Supervisors review

the letter from the Anderson FPD's legal counsel Maire Burgess & Deedon before making a decision on the item.

CEO Lees explained that the County's past practice has been to transfer a portion of tax funds to the cities; the city and the fire district should work together for funding. Shasta County has the responsibility in the past to provide fire protection for the area being annexed, and a large public safety impact has resulted.

Shasta County currently receives approximately \$207 per year in tax increments from Anderson FPD and \$6 per year from Mountain Gate Community Services District (CSD). The County currently subsidizes special districts in the amount of \$300,000 per year. Anderson FPD currently receives approximately \$12,200 per year in services from Shasta County, and Mountain Gate CSD receives approximately \$650 per year.

In response to questions by Supervisor Giacomini, County Counsel Rubin E. Cruse, Jr. stated that he has had numerous communications with the law office of Maire Burgess & Deedon, the legal counsel for Anderson FPD. The Board of Supervisors has the discretion to determine the amount of any particular tax sharing arrangement with the City of Anderson. In order for Local Agency Formation Commission (LAFCO) to proceed with the annexation, adopted resolutions by Shasta County and the City of Anderson are needed which indicates they agree to a tax-sharing arrangement. The City of Anderson City Council will consider this item at their evening council meeting.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2014-053, which, in accordance with the Local Agency Formation Commission (LAFCO) process, establishes the tax exchange terms related to the annexation of unincorporated territory by the City of Anderson and the concurrent annexation of unincorporated territory by the Anderson Fire Protection District; and approves and authorizes the County Executive Officer to sign any documents related to the implementation of the resolution.

(See Resolution Book No. 55)

LAW AND JUSTICE

PROBATION

PUBLIC SAFETY REALIGNMENT PROGRAMS

Interim Chief Probation Officer Tracie Neal gave a presentation on the Public Safety Realignment Programs and an update on the Shasta County Public Safety Realignment Plan. The Shasta County Realignment Plan addresses the management of supervision, custody and alternatives, and assessment and treatment. The Day Reporting Center targets offenders' needs, including substance abuse counseling, anger management, computer learning, and employment preparation. The high-risk offenders receive a criminogenic needs assessment, which include the risk factors of offenders that lead to criminal behavior.

The Community Corrections Partnership (CCP) meets on a monthly basis to determine a plan to reach the needs of the offenders. The priorities are supervision, custody and custody alternatives, and assessments of programs and services.

Sheriff Bosenko noted that the jail continues to exceed capacity. Alternative custody includes inmates wearing a GPS monitor. Ten percent fail that procedure and are returned to jail custody.

In response to questions by Supervisor Moty, Public Defender Jeff Gorder stated that the Failure to Appear (FTA) rate of inmates that are unhoused due to limited jail space continues to be a problem. A majority of the offenders have the ability to change and are making efforts.

Probation Division Director Penny Mossman explained that employment trainers focus on the education component of assisting the offenders in obtaining a General Educational Development (GED) certificate of high school equivalency.

Ms. Neal discussed the need for housing and stated their goal is to improve the existing services to assure they meet the needs of the offenders.

By motion made, seconded (Moty/Giacomini), and carried, the Board of Supervisors approved the updated Shasta County Public Safety Realignment Plan as revised and approved by the Community Corrections Partnership Executive Committee on March 5, 2014. Supervisor Kehoe voted no.

11:56 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy