

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, October 26, 1999

**REGULAR MEETING**

9:00 a.m.: Chairman Hawes 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 Fust  
 District No. 3 - Supervisor Hawes  
 District No. 4 - Supervisor Wilson  
 District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer  
 County Counsel - Karen Jahr  
 Administrative Board Clerk - Lynn Cereghino

**INVOCATION**

Invocation was given by Dr. Lyndel Cheeves, Alta Mesa Church of Christ.

**PLEDGE OF ALLEGIANCE**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

Linda Toney, District Coordinator for Assemblyman Richard Dickerson, announced to the Board that Assemblyman Dickerson would be hosting a public meeting with a coordinator from the National Rifle Association on Thursday, October 28, 1999, to discuss current gun issues.

**ITEMS PULLED FROM CONSENT CALENDAR**

Supervisor Fust pulled from the Consent Calendar the request to approve the minutes of the October 19, 1999 Board of Supervisors meeting. He wished to include commendations of thanks for the support received from the statewide fire departments in fighting the Canyon fire, as well as the Jones Valley fire.

Supervisor Fust also pulled the request from Probation to extend the effective date of Shasta County's withdrawal from the Juvenile Ward Joint Powers Agreement (JPA). He asked what the results were of the recent Regional Council of Rural Counties (RCRC) meeting regarding the JPA. CAO Doug Latimer explained that RCRC requested a complete accounting to determine whether or not RCRC owed any money to Shasta County.

Supervisor Clarke pulled three items from the Consent Calendar for discussion. She expressed her belief that since these requests concerned the reclassification of county positions, they should be discussed during the Regular Calendar.

The first matter was a request from the Departments of Mental Health and Public Health to add an extra-help Registered/Certified Professional classification and to delete an extra-help Staff Nurse-Inpatient classification to those departments. Dr. Andrew Deckert, Director of Public Health, presented the staff report and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1076 which approves the request.

(See Salary Resolution Book)

The second matter was a request from Public Health to add an Executive Director - Children and Families First Commission to the Public Health budget, and approve the corresponding job specification. Dr. Deckert presented the staff report and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1077 which approves the request.

(See Salary Resolution Book)

The third matter was a request from the District Attorney to delete one Legal Clerk and add one Court Services Account/Collection Clerk I/II in the District Attorney's budget. Criminal Program Director Ben Lambert presented the staff report, and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1078 which approves the request.

(See Salary Resolution Book)

### **CONSENT CALENDAR**

By the previous motion, the Board of Supervisors also took the following actions, which were listed on the Consent Calendar, as amended:

Approved and authorized the Chairman to sign a renewal of the contract with the Shasta County Women's Refuge in the amount of \$30,000 for Fiscal Year 1999-2000 services. (Administrative Office)

Approved and authorized the Chairman to sign the Workforce Investment Act Notice of Intent for Provision of Transitional Youth Activities, Conditions, and Assurances for Receipt of Funding, on behalf of the Shasta County Private Industry Council. (Administrative Office/Private Industry Council)

Adopted Resolution No. 99-151 which requests a one-month extension from the State Controller for the filing of the Fiscal Year 1999-2000 Annual Report of Property Taxes. (Auditor-Controller)

(See Resolution Book No. 40)

Approved the minutes of the meeting held on October 19, 1999, as amended. (Clerk of the Board)

Enacted Ordinance No. 462-109 which establishes "no parking" zones on Deschutes Road near Foothill High School, as introduced on October 19, 1999.

(See No Parking Ordinance Book)

Approved and authorized the Chairman to sign an amendment to the 1997 agreement with West Group for an on-line legal reference subscription service which will reduce the base subscription rate and add access to two additional databases at an increased cost of \$900 per year. The increased base year will be partly or fully offset by eliminating the charges associated with the two additional databases. (Information Systems)

Approved the award of Bid No. 356 to GCS Western Power and Equipment of Redding for the purchase of one new year 2000 backhoe/loader for the Department of Public Works Road Division in the total amount of \$71,321.25, including tax. (Purchasing/Public Works)

Approved and authorized the Chairman to sign an agreement with Tri-County Community Network, Inc., in the amount of \$25,000 for the formation of an Artisans' Cooperative to benefit low-income residents in Burney. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign a sublease agreement with the Private Industry Council in the amount of \$275.00 per month to outstation a CalWORKs Employment and Training Worker at the Anderson Community Employment Center for the period of October 26, 1999 through June 30, 2000. (Social Services)

Approved and authorized the Chairman to sign two renewal contracts with Loomis, Fargo & Co. for secure storage and delivery of food stamp coupons. The first contract is in the amount of \$12,000 for vault storage in Sacramento and on-call deliveries during the period of November 1, 1999 through October 31, 2000, and the second contract is in the amount of \$6,000 for monthly and on-call delivery to Redding, Burney, and the Redding Post Office during the period of December 1, 1999 through November 30, 2000. (Social Services)

Approved and authorized the Chairman to sign a supplement to the agreement with H.T.E., Inc., in the total amount of \$7,507.50, including tax, for the installation of a Real Vision Imaging software interface to the Jalan Prosecution module. (Integrated Justice System)

Adopted Resolution No. 99-152 which rescinds Resolution No. 99-133 and changes the effective date of Shasta County's withdrawal from the Juvenile Ward Joint Powers Agreement from October 31, 1999 to December 31, 1999. (Probation)

(See Resolution Book No. 40)

Approved and authorized the Chairman to sign two Change Orders for the Multi-agency Technology Project with Motorola, Inc., in the amounts of \$9,121 and \$2,520 increasing the project total from \$1,281,266 to \$1,292,907. The increased amounts will be paid by the City of Redding and the IPSS fund. (Sheriff)

Approved and authorized the Chairman to sign an agreement with the U. S. Department of Interior, Bureau of Land Management (BLM) in the maximum amount of \$33,000 for Sheriff's patrol services on the public lands and roads administered by the BLM during the period of October 1, 1999 to September 30, 2000. (Sheriff)

Approved and authorized the Chairman to sign a two-year agreement with the Shasta County Private Industry Council in the amounts of \$47,961 during the period of July 1, 1999 to June 30, 2000 and \$50,239 during the period of July 1, 2000 to June 30, 2001 for inmate computerized instructional educational services in the Main Jail. (Sheriff)

## **REGULAR CALENDAR**

### **BOARD MATTERS**

#### **PROCLAMATION: RED RIBBON WEEK**

At the recommendation of Alcohol and Drug Program Director Dave Reiten, Betty Cunningham and Ray Lozano of the Chemical People, Chad Caruthers, Sherry Graf, and Holly Bailey, and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 23-31, 1999 as Red Ribbon Week in Shasta County to focus attention on the problems of substance abuse.

**GENERAL GOVERNMENT****ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer Doug Latimer reported that he had no legislative matters to discuss at this time.

Supervisors Fust and Hawes gave updates on the cleanup of the Canyon and Jones Valley fires.

Supervisor Fust also spoke about the Regional Council of Rural Counties' (RCRC) Water Committee which is pursuing the CalFED process and trying to develop a response to the Programmatic EIR/EIS and proposed alternative that will be advantageous to the north state source-counties. When PG&E announced the transfer of their hydro facilities, RCRC became involved and, subsequently, established a separately funded subcommittee of the Water Committee to look into the hydro issues. Shasta County belonged only to the Water Committee. Recently the Hydro Committee has been combined with the Water Committee and the Hydro Committee may be benefitting from some of the monies which were earmarked by Shasta County, as well as some other counties, for only the Water Committee. Staff was directed to prepare a letter for the Chairman's signature to RCRC requesting an accounting of the Water Committee funds and to send copies to all RCRC counties.

Supervisor Fust also discussed the RCRC North/South Talks. A workshop will be conducted by the Board in the near future to discuss what RCRC is doing about this. He expressed his opinion that it does not seem that RCRC is acting in the best interest of Shasta and other north state counties.

Supervisor Hawes addressed issues of countywide interest, at which time he suggested that a task force be established to look into the reduction of fuel loads in Shasta County before winter.

**ADMINISTRATIVE OFFICE****REORGANIZATION: COUNTY ADMINISTRATIVE OFFICE**

Supervisor Hawes preceded action on this item by stating that when the County Administrative Officer (CAO) was directed to address the reorganization of his department, the timing seemed appropriate. Considering the local emergency, Supervisor Hawes expressed his belief that this item should be pulled from today's agenda and addressed during the next budget cycle.

Supervisors Clarke and Fust agreed that this item should be pulled. Although they agreed with the reorganization concept, they could not accept the plan in its present form.

After some discussion, and by motion made, seconded (Kehoe/Wilson), and carried, the Board of Supervisors directed the CAO to work with Supervisor Hawes, the Personnel Director, et al., to prepare a comprehensive analysis as to the organizational structures available to the Board and to present their findings for review and decision during the next preliminary budget period. The vote was as follows:

Ayes: Supervisors Fust, Hawes, Wilson, and Kehoe

Noes: Supervisor Clarke

It was Supervisor Clarke's opinion that the CAO's office did not have the staff nor the time to take on this directive.

SHASTA COUNTY VETERANS CEMETERY ADVISORY COMMITTEE  
RESOLUTION NO. 99-153

County Administrative Officer Doug Latimer presented the staff report. He advised the Board that Senator Maurice Johannessen, who sponsored this legislation, suggested some changes to the staff report and resolution. Regarding the staff report, the Senator wanted to be sure that it was clear that Supervisor Molly Wilson, as well as Shasta County, had been working on this legislation for the past ten years.

Regarding the resolution, the Senator suggested changes for clarification purposes. Deputy County Counsel John Loomis presented the changes, which included the composition of the Committee, terms of the members, and administration. Supervisor Kehoe also suggested an additional change regarding the composition of the Committee.

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 99-153, as revised pertaining to the composition of the Committee, terms of the members, and administration, which establishes the Shasta County Veterans Cemetery Advisory Committee and sets the Board of Supervisor's meeting of November 16, 1999 as the time to appoint the members of the Committee.

(See Resolution Book No. 40)

JONES VALLEY FIRE CLEANUP  
BUDGET AMENDMENT

At the recommendation of County Administrative Officer Doug Latimer, and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved a transfer of up to \$10,000 from Contingency Reserves to Public Works to be used to assist in covering the cost associated with the cleanup efforts related to the recent Jones Valley Fire.

**AUDITOR-CONTROLLER**

COUNTY CLAIMS

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors authorized the issuance of warrants totaling \$363,980.04 for County operating funds and special districts, as submitted by Auditor-Controller Rick Graham.

**SUPPORT SERVICES**

**RISK MANAGEMENT DIVISION**

ADMINISTRATIVE MANUAL POLICY 1-400 AMENDMENT  
BOARD POLICY RESOLUTION NO. 99-7

At the recommendation of Support Services Director Harry Albright and by motion made, seconded (Kehoe/Wilson), and carried, the Board of Supervisors adopted Board Policy Resolution No. 99-7 which amends Administrative Policy 1-400, Procedures for Handling Claims and Litigation Involving Shasta County and Its Officers, Agents, and Employees, to increase staff's authorization to settle claims and cases from \$20,000 to \$50,000 per claim or case and to add the Director of Support Services to those individuals granted such authorization. The vote was as follows:

Ayes: Supervisors Fust, Hawes, Wilson, and Kehoe  
 Noes: Supervisor Clarke

(See Board Policy Resolution Book)

**LAW AND JUSTICE**

**DISTRICT ATTORNEY**

**AGREEMENT: THE MCCONNELL FOUNDATION  
PURCHASE COMPUTER VOICE STRESS ANALYZER  
BUDGET AMENDMENT  
RESOLUTION NO. 99-154**

At the recommendation of District Attorney McGregor Scott and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors took the following actions to facilitate the purchase of a Computer Voice Stress Analyzer and related training funded by the McConnell Foundation:

1. Adopted Resolution No. 99-154 which approves and authorizes the Chairman and the District Attorney to execute an agreement with the McConnell Foundation for the term of October 19, 1999 through December 31, 2000.
2. Approved a budget amendment which increases revenue and appropriations by \$10,465 for the purchase.

(See Resolution Book No. 40)

**ORDINANCE: CURFEW HOURS**

At the recommendation of District Attorney McGregor Scott and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which repeals Chapter 9.04 of the Shasta County Code and enacts a new Chapter 9.04 concerning curfew hours.

**PROBATION**

**AGREEMENT: COUNTY OF SOLANO  
USE OF FOUTS SPRINGS YOUTH FACILITY**

At the recommendation of Deputy Chief Probation Officer Lou Rizzo and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with the County of Solano for the use of Fouts Springs Youth Facility to accept certain wards committed by the Juvenile Court at a per child cost of \$2,700 per month.

**SHERIFF**

**AGREEMENT: STATE DEPARTMENT OF  
ALCOHOLIC BEVERAGE CONTROL  
EVERY 15 MINUTES PROGRAM  
BUDGET AMENDMENT**

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Wilson/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a contract with the State Department of Alcoholic Beverage Control (ABC) to implement the Every 15 Minutes Program, and approved a budget amendment which appropriates \$4,000 to be received from ABC under this program.

PURCHASE BULLETPROOF VESTS  
FOR SHERIFF'S SWAT TEAM  
BUDGET AMENDMENT

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors approved a budget amendment which increases revenues and expenditures in the amount of \$8,000 to cover the purchase of bulletproof vests for the Sheriff's SWAT Team.

Following this agenda item, Undersheriff Schaller expressed the need for the County to consider who will be serving as the "point person" for the cleanup/recovery effort pertaining to the three recent local fire emergencies.

Supervisor Fust suggested, and the rest of the Board concurred, that a meeting of the Emergency Management Council be held at the end of this week, and all the possible participants in the cleanup/recovery be invited to attend and make a decision on the contact person.

**RESOURCE MANAGEMENT**

**COMMUNITY EDUCATION SECTION**

HOUSEHOLD HAZARDOUS WASTE GRANT  
RESOLUTION NO. 99-155

Community Education Coordinator Sandra Hood presented the staff report and distributed copies of the Department of Resource Management's year 2000 calendar, which is illustrated with pictures created by local school children who participated in a contest for the promotion of the proper handling of hazardous waste and pollution prevention.

At the suggestion of Supervisor Kehoe, and by consensus, staff was directed to write letters of congratulations to the students whose pictures were chosen for the calendar.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 99-155 which authorizes the Department of Resource Management to apply for a Household Hazardous Waste Grant - Eighth Cycle in the amount of \$160,000.

(See Resolution Book No. 40)

**CLOSED SESSION ANNOUNCEMENT**

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to take the following actions:

1. Confer with counsel to discuss existing litigation entitled Zebo vs. County of Shasta, Peck vs. County of Shasta, Wallen vs. County of Shasta, and School Districts vs. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its council to discuss one case of anticipated litigation, pursuant to Government Code Section 54956.9, subdivision (b).
3. Confer with its Labor Negotiator, County Administrative Officer Doug Latimer, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-Management Association, Deputy Sheriff's Association, Sheriffs Administrative Association, Professional Peace Officers' Association, Unrepresented Employees, and United Public Employees of California, pursuant to Government Code Section 54957.6.

County Counsel Karen Jahr announced that the anticipated litigation would be pulled from Closed Session discussion.

10:45 a.m.: The Board of Supervisors recessed to Closed Session.

12:00 p.m.: The Board of Supervisors recessed from Closed Session to reconvene in Closed Session at 1:00 p.m.

1:00 p.m.: The Board of Supervisors reconvened in Closed Session.

1:30 p.m.: The Board of Supervisors recessed from Closed Session.

1:38 p.m.: The Board of Supervisors reconvened in Open Session with all Members, Assistant County Counsel Michael Ralston, and Administrative Board Clerk Pamela English present.

### **AFTERNOON CALENDAR**

#### **SCHEDULED HEARINGS**

#### **RESOURCE MANAGEMENT - PLANNING DIVISION**

##### **ZONE AMENDMENT 99-15** **EAGLE CREEK MINING AND DRILLING** **SOUTH DUNSMUIR AREA**

This was the time set to receive public testimony and consider a request from Eagle Creek Mining and Drilling to rezone property to a Planned Development District and a Planned Development District, combined with a Restrictive Flood (PD-F-2) District, to permit an additional seasonal dwelling unit at a private family resort. Associate Planner Marcelino Gonzalez presented the staff report, recommended approval of the project, and responded to general questions from the Board Members. The affidavit of publication and mailing notice of hearing are on file.

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

By motion made, seconded (Wilson/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment 99-15, Eagle Creek Mining and Drilling, south Dunsmuir area:

1. Adopted the CEQA determination of a mitigated negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 99-79.
2. Made the rezoning findings, and introduced and waived the reading of the ordinance to amend the Zone Plan of the County of Shasta identified in Zone Amendment 99-15, as specifically set forth in Planning Commission Resolution No. 99-79.

1:40 p.m.: The Board of Supervisors recessed to continued Closed Session.

2:00 p.m.: The Board of Supervisors recessed from Closed Session.

2:30 p.m.: The Board of Supervisors reconvened in Closed Session.

3:22 p.m.: The Board of Supervisors recessed from Closed Session.

3:55 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Fust, Hawes, and Clarke, County Counsel Karen Jahr, and Administrative Board Clerk Pamela English present.

**REPORT OF CLOSED SESSION ACTIONS**

County Counsel Karen Jahr announced that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as labor negotiations, however, no reportable actions were taken.

3:56 p.m.: The Board of Supervisors adjourned.

\_\_\_\_\_  
Chairman

ATTEST:

CAROLYN TAYLOR  
Clerk of the Board of Supervisors

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