

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, July 18, 2000

REGULAR MEETING

9:00 a.m.: Chairman Fust 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
Clerk of the Board - Carolyn Taylor

INVOCATION

Invocation was given by Pastor Rick Caldwell, Little Country Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Doug Wacker, Vice President of the Board of Directors of "Kool April Nites," presented a plaque to the Board of Supervisors in recognition of their support for this year's show.

Kathleen Leniken, Supervising Investigator with the California Department of Alcoholic Beverage Control, presented plaques to Sheriff Jim Pope and Officer Jeff Foster for outstanding accomplishments in exceeding the department goals for the Grant Assistance to Law Enforcement (GALE) Grant Project.

Pam Tupper, Executive Director of the Shasta Consortium of Community Health Centers, presented an update on the consortium. She explained that their "infrastructure" is in place, they are ready to become an active community resource, and their first newsletter is being prepared and will be sent out soon.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Clarke pulled from the Consent Calendar for discussion the request to introduce and waive the reading of an ordinance which would exempt buses used as common carriers, taxicabs, and school buses from California Vehicle Code Section 22500, subdivision (e), regarding the blocking of private driveways within the County. She expressed her concern that the proposed ordinance does not indicate that notification will be made and approval obtained from affected property owners prior to establishing these stops in front of a private road or public or private driveways, and she expressed her belief that appropriate language should be added. County Counsel Karen Jahr indicated that there are no time constraints associated with this request and she would work with the Public Works staff to amend the language.

It was the consensus of the Board of Supervisors that this item be pulled from the agenda to be brought back at a later time for action.

CONSENT CALENDAR

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

Enacted Ordinance No. 610 which approved and adopted the Redevelopment Plan for the Buckeye Redevelopment Project, as introduced on July 3, 2000. (Clerk of the Board)

(See General Ordinance Book)

Authorized the issuance of warrants totaling \$67,160.05 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meetings held on June 27 and July 3, 2000, as submitted. (Clerk of the Board)

Adopted Resolution No. 2000-136 which authorized the Shasta County Library to participate in the Cascade Pacific Library Network, Region 1 of the Library of California, a state-funded program to support cooperative service delivery among libraries. (Library)

(See Resolution Book No. 41)

Approved and authorized the Chairman to sign amendments to the contracts with the California Department of Health Services for Medi-Cal Administrative Activities which increased the maximum compensation to the County's Public Health Department to \$35,000 for Fiscal Year (FY) 1999-2000 and made technical adjustments to the FY 2000-2001 contract. (Public Health)

Approved and authorized the Chairman to sign a contract with the California Department of Health Services in the amount of \$41,000 to continue Project LEAN (Leaders Encouraging Activity and Nutrition) activities during Fiscal Year 2000-2001. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Tehama County for Shasta County's Public Health Department to provide laboratory testing services in the amount of \$16,000 per year. (Public Health)

Approved and authorized the Chairman to sign a contract amendment with the Shasta County Private Industry Council, Inc., which increases the contract from \$472,725 to \$512,725 to provide CalWORKs Job Services Activities during Fiscal Year 2000-2001. (Social Services)

Approved and authorized the Chairman to sign two Change Orders for the Multi-agency Technology Project with Motorola, Inc., in the amount of \$4,950 which increase the project total from \$1,292,907 to \$1,297,857 to be paid with Integrated Public Safety System funds consisting of monies from three law enforcement agencies (Shasta County Sheriff's Office, Redding Police Department, and Anderson Police Department). (Sheriff)

Awarded to the low bidder, Blaisdell Construction Company of Redding, on a unit cost basis, the contract for construction to seismically retrofit five county highway bridges in the amount of \$627,801.75. (Public Works)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the Cascade Building parking lot paving project, effective July 11, 2000. (Public Works)

Took the following actions regarding the East Stillwater Way Permanent Road Division project: Found the project categorically exempt in conformance with the California Environmental Quality Act, approved the plans and specifications, instructed the Director of Public Works to advertise for bids, and authorized the opening of bids on August 4, 2000 at 11:00 a.m. (Public Works)

Approved and authorized the Director of Public Works to sign a Notice of Completion for construction on Parkville Road at Michaels Creek bridge, effective July 14, 2000. (Public Works)

Approved and authorized the Chairman to sign an agreement with the California Department of Transportation which authorizes the exchange of federal Regional Surface Transportation funds for an equal amount of State Highway Account funds in the amount of \$722,244. (Public Works)

REGULAR CALENDAR

BOARD OF SUPERVISORS

APPOINTMENT: WILLIAM BUCKMAN **FALL RIVER RESOURCE CONSERVATION DISTRICT**

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors appointed William M. Buckman to the Fall River Resource Conservation District Board of Directors for a term to December 2002.

SUPERVISORS' COMPENSATION **ORDINANCE NO. 495-17**

George Brkich addressed the Board of Supervisors citing his opposition to the enactment of the ordinance which would provide for an increase in the compensation of the members of the Board of Supervisors.

By motion made, seconded (Hawes/Clarke), and carried, the Board of Supervisors enacted Ordinance No. 495-17 which establishes compensation for members of the Board of Supervisors, as introduced on June 27, 2000. Supervisors Kehoe and Fust voted against this ordinance.

(See Supervisors' Salary Ordinance Book)

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on legislation of importance to Shasta County. He explained that the California Youth Authority and Citizens' Options for Public Safety (COPS) legislation remains unresolved. He further explained that there has been discussion regarding a buyout of court fines and forfeitures which could mean a \$1 million increase to Shasta County.

At the recommendation of CAO Latimer and by consensus, the Board of Supervisors directed staff to prepare a letter in opposition to Senate Bill (SB) 1807 (Vasconcellos), which would allow for office-based opium (methadone) treatment programs without the requirement for the completion of any county licensing and certification.

CAO Latimer reported that Assembly Bill (AB) 2838 (Hertzberg) regarding the Commission on Local Governance for the Twenty-first Century had been substantially amended and would not be voted upon until August. Supervisor Clarke explained that currently the only opposition to this bill is from the League of California Cities. She expressed her belief that agreement on the language would be reached and the bill will pass.

It was explained by CAO Latimer that AB 1195 (Longville), which would freeze the Education Relief Augmentation Fund (ERAF) shift and return funding back to counties, is still moving forward in the legislative process.

At the recommendation of CAO Latimer and by consensus, the Board of Supervisors directed staff to prepare a letter in opposition to SB 402 (Burton/Villaraigosa) regarding binding arbitration for law enforcement officers.

At the recommendation of CAO Latimer and by consensus, the Board of Supervisors directed staff to prepare a letter in opposition to SB 673 (Escutia) which would require that state and local shares of the master tobacco settlement funds be dedicated for health purposes only. Staff was further directed to convey the Boards' position on this matter to Assemblyman Richard Dickerson.

Supervisors reported on issues of countywide interest.

LIBRARY

LIBRARY REORGANIZATION

SALARY RESOLUTION NO. 1120

Librarian Carolyn Chambers presented the staff report on the request to reorganize the Library Department. Ms. Chambers responded to questions by the Board of Supervisors and it was suggested that an amendment to the organizational chart be made to reflect that the Executive Assistant position be directly accountable to the Assistant Library Director as well as to the Library Director.

By motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1120 which reorganizes the Library Department by creating the position of Assistant Library Director and adopting the job specifications, deleting one Librarian I/II and one Administrative Secretary II, adding one Executive Assistant-Confidential and one Assistant Library Director, amending the organizational chart as previously outlined, and instructing the Library Director to prepare and submit supplemental budget adjustments as a result of the reorganization.

(See Salary Resolution Book)

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR**TREASURER'S REPORT OF INVESTMENTS**

At the recommendation of Treasurer-Tax Collector Lori Scott, the Board of Supervisors accepted the Treasurer's Report of Investments for the quarter ending June 30, 2000.

OTHER DEPARTMENTS**COUNTY SERVICE AREA NO. 1 - FIRE PROTECTION**

PUBLIC HEARING: SPECIAL TAX
COUNTY SERVICE AREA NO. 1 - FIRE
BALLOT MEASURE
ORDINANCE NO. 611
RESOLUTION NO. 2000-137

This was the time set for a public hearing to consider introducing, waiving the reading of, and enacting an ordinance which would impose a special tax in an amount not to exceed \$30 per improved parcel within County Service Area No. 1 - Fire Protection for the funding of fire/rescue vehicles and equipment, and adopting a resolution which calls for an election on the ordinance and orders the consolidation of said election with the November 7, 2000 general election. Fire Warden Duane Fry presented the staff report, responded to questions, and recommended that following the hearing, the Board of Supervisors approve the request. It was clarified that the ordinance accommodates language of state law and allows for no ongoing salaries or salaried positions.

The public hearing was opened, at which time Dwight Bailey spoke in support of placing this matter on the ballot, but questioned why it had not been put on the March ballot. He stated he did not believe the voters would approve this measure, however, and the Board of Supervisors would have to find another method of funding fire services.

Bill Rich requested clarification of the \$30 per parcel charge and it was explained that this only applies to improved parcels. Parcels that have less than \$2,000 in improvements are considered unimproved parcels and are exempt. This is the same criteria that was established when Measure B was adopted.

Denise Thompson addressed the Board stating that while she would not be affected by this proposed measure, the only thing that saved her home from being destroyed by a recent fire was the fire department. Without proper funding and a well-equipped fire department she would have lost everything.

No one else spoke for or against the request, and the public hearing was closed.

Fire Warden Fry responded to Mr. Bailey's question explaining that this matter was not placed on the March ballot because all parties involved wanted to be sure that everything was properly done and in a timely manner before it was actually placed on the ballot.

Discussion was also held regarding the parcel charge rate and the possibility of amending the \$2,000 limit for improvements before a parcel is designated as an improved parcel. Elaine Kavanaugh of the Administrative Office explained that the \$2,000 rate limit for an unimproved parcel designation is what has been set by the Board of Supervisors for the Assessor. To deviate from that amount would create a burden for the Assessor and the Auditor Controller. Fire Warden Fry explained that there are provisions for hardship cases, and those property owners, who are relatively few in number, have already been identified through the Measure B process and can be assisted by his staff by contacting the Assessor and

having those parcels exempted.

A question was raised regarding the accountability of the expenditure process. It was explained that Section 5 of the ordinance, dealing with the expenditure plan, adequately addresses this issue.

By motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors introduced, waived the reading of, and enacted Ordinance No. 611 which imposes a special tax in an amount not to exceed \$30 per improved parcel within County Service Area No. 1 - Fire Protection for the funding of fire/rescue vehicles and equipment, and adopted Resolution No. 2000-137 which calls for an election on the ordinance and orders the consolidation of said election with the November 7, 2000 general election.

(See General Ordinance Book)

(See Resolution Book No. 41)

VETERANS SERVICE OFFICE

CERTIFICATES OF COMPLIANCE

CALIFORNIA DEPARTMENT OF VETERANS AFFAIRS

MEDI-CAL COST AVOIDANCE AND SUBVENTION PROGRAMS

At the recommendation of Veterans Service Officer Don Mangrum and by motion made, seconded (Wilson/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign Certificates of Compliance for submission to the California Department of Veterans Affairs (CDVA) for Shasta County's Veterans Service Office to participate in the Medi-Cal Cost Avoidance and CDVA Subvention Programs during Fiscal Year 2000-2001.

10:41 a.m.: The Board of Supervisors recessed.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with all Members, County Administrative Officer Doug Latimer, County Counsel Karen Jahr, and Administrative Board Clerk Pamela English present.

AFTERNOON CALENDAR

SCHEDULED HEARINGS

PUBLIC WORKS

ROAD ABANDONMENT: WHISKEYTOWN

NATIONAL RECREATION AREA

This was the time set to receive public testimony and consider adopting a resolution which orders the abandonment and vacation of various county roads located in the Whiskeytown National Recreation Area and authorizing the Chairman to sign a quit claim deed relinquishing all title to the subject roads to the National Park Service. The affidavit of publication and notice of hearing are on file.

Deputy Public Works Director Pat Minturn presented the staff report, displayed slides of the maps outlining the location of the roads in question, and explained that typographical errors were found in the quit claim deed which would necessitate the continuation of this matter for two weeks. He also responded to questions from the Board Members.

County Counsel Karen Jahr recommended that the Board of Supervisors continue this matter to allow her office time to make sure that the proposed action would fall in line with state regulations.

Jerry Wheeler, Chief of Maintenance for the Whiskeytown National Recreation Area, outlined the advantages of this proposal (i.e., state funding is available for the maintenance of these roads by the Park Service, the Park Service has better access to the roads and can respond to problem areas quicker).

Chairman Fust opened the public hearing, at which time Don Clearwater asked if the park boundaries have changed. Wayne Pero with the Recreation Area explained that the boundaries had not changed. There were no other requests to speak on this matter at this time.

By motion made, seconded (Wilson/Hawes), and unanimously carried, the Board of Supervisors continued the public hearing concerning the request to approve the abandonment and vacation of various county roads in the Whiskeytown National Recreation Area to the meeting of August 8, 2000 at 1:30 p.m.

1:46 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

CAROLYN TAYLOR
Clerk of the Board of Supervisors

By _____
Deputy