

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 11, 2002

REGULAR MEETING

9:03 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

Budget Coordinator – Elaine Kavanaugh
County Counsel - Karen Jahr
Administrative Board Clerk - Christie N. Jewell

INVOCATION

Invocation was given by Reverend Paul Shrum, Grace Fellowship.

PLEDGE OF ALLEGIANCE

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

INTRODUCTIONS

Introductions of the Members of the Board, county staff, elected officials, and county department heads were made.

PUBLIC COMMENT PERIOD - OPEN TIME

John Harris addressed the Board of Supervisors in opposition to the method of funding for the new library.

Mark Franco, representing the Winnemem Wintu Tribe, addressed the Board of Supervisors requesting a letter of support from the Board to help in the Tribe's efforts to reaffirm their status as a recognized tribe by the Federal Government. He presented a letter outlining their position. He introduced his wife and new spiritual leader of the tribe, Caleen Sisk Franco. Chairman Kehoe invited Mr. Franco to work with staff concerning this matter.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled from the Consent Calendar for discussion and separate action the request of the Sheriff to adopt a resolution amending County classifications and salary range assignments of the Forensic Pathologist, and increasing the salary; and the request of Public Works to approve a letter opposing the California Wild Heritage Wilderness Act of 2002. These items were acted upon later in the meeting.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign a grant agreement with the Shasta Community Health Center to provide health care services to the medically underserved population of Shasta County for Fiscal Year 2001-2002 in the amount of ten percent of the annual tobacco settlement receipts, and delegated the County Administrative Officer authority to authorize two one-year renewals under the same terms and conditions. (Administrative Office)

Authorized the issuance of warrants totaling \$84,413.49 for County operating funds and special districts, as submitted. (Auditor/Controller)

Approved the minutes of the meeting held on June 4, 2002, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign a contract amendment with ECHO Consulting Services of California, Inc. to maintain and support the Mental Health Department's computer system and increasing the maximum amount from \$172,877.98 to \$176,556.76 for the period July 1, 2002 through June 30, 2003. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Angel Services in an amount not to exceed \$55,000 to provide supplemental health care services from the date of signing through June 30, 2003. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with the State Department of Mental Health allocating \$925,530 to allow Mental Health to operate the Managed Mental Health Care Plan for Medi-Cal eligible residents for Fiscal Year 2002-2003. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Crestwood Behavioral Health, Inc. in an amount not to exceed \$1,235,000 annually to provide skilled nursing care from July 1, 2002 through June 30, 2003, with the option to renew for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Edgewood Center for Children and Families Inc. in an amount not to exceed \$50,000 to provide specialized mental health treatment services to seriously emotionally disturbed adolescents during Fiscal Year 2002-2003. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Michael O'Neill, M.D. in an amount not to exceed \$84,000 annually to provide psychiatric services from July 1, 2002 through June 30, 2003, with an option to renew for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Redding Pathologists Laboratory to provide laboratory and phlebotomy services from the date of signing through June 30, 2002, with the option to renew for two additional one-year terms in an amount not to exceed \$30,000 during Fiscal Year 2001-2002 and \$130,000 annually thereafter. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Vista Staffing Solutions, Inc. in an amount not to exceed \$205,000 to provide temporary psychiatric services during Fiscal Year 2002-2003. (Mental Health)

Approved and authorized the Chairman to sign renewal agreements with: (1) State Department of Health Services in the amount of \$133,020 to continue immunization outreach activities for the period July 1, 2002 through June 30, 2003; and (2) Shasta Community Health Center in the amount of \$87,320 to continue immunization improvement services for the period July, 2002 through June 30, 2003. (Public Health)

Approved and authorized the Chairman to sign an agreement with the Health Improvement Partnership of Shasta, Inc. in the amount of \$150,000 to provide community-based health improvement activities for the period July 1, 2002 through June 30, 2003. (Public Health)

Authorized electronic batch file payments for supportive services to CalWORKs participants and authorized the Auditor-Controller to issue checks from the batch file with a limited scope audit. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with Basic Laboratory, Inc. to extend the term for one year through June 30, 2003 and increase compensation by \$30,000 for random and conclusive alcohol and drug testing for clients of Children and Family Services. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with Family Service Agency of Shasta County to extend the term for one year through June 30, 2003 and provide compensation in the amount of \$27,500 to provide parenting classes for the Children and Family Services Division. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with Lilliput Children's Services to extend the term through June 30, 2003 and provide compensation in the amount of \$176,500 to provide an Adoptions Support Program. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with Northern Valley Catholic Social Service (NVCSS) to extend the term for one year through June 30, 2003 and provide compensation in the amount of \$70,000 to provide a Career Clothing and Related Mentoring Center. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with NVCSS to extend the term for one year through June 30, 2003 and provide compensation in the amount of \$98,000 to provide CalWORKs Residential Motel Case Management. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with the Shasta County Private Industry Council, Inc. (PIC) to extend the term for one year through June 30, 2003 and provide compensation in the amount of \$110,000 to provide Job Development and CalWORKs Business Advocates. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with PIC to extend the term for one year through June 30, 2003 and provide compensation in the amount of \$85,000 to provide CalWORKs WORK FIRST services. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with PIC to extend the term for one year through June 30, 2003 and provide compensation in the amount of \$268,278 to provide work experience coordination services. (Social Services)

Approved and authorized the Chairman to sign a renewal lease with South End Enterprises for office space at 1670 Market Street occupied by the Department of Child Support Services at a cost of \$7,181.84 per month for July 1-31, 2002; \$7,268.08 per month for August 1, 2002 through September 30, 2002; and \$7,311.69 (\$0.89/square foot) per month for October 1, 2002 through June 30, 2003. (Child Support Services)

Adopted Salary Resolution No. 1199, which moves all District Attorney Support Division positions to the Department of Child Support Services; and deletes eight Family Support classifications and approves fifteen new Child Support classifications effective June 30, 2002. (Child Support Services)
(See Salary Resolution Book)

Approved and authorized the Chairman to sign a contract amendment with Shasta Control Company to provide additional upgrades to the HVAC system in the Main Jail, increasing the amount payable by \$13,500 to a total of \$27,796. (Sheriff)

Approved and authorized the Chairman to sign a Notice of Completion for the Dry Creek Road Curve Realignment, and record it within ten days of actual completion of the work. (Public Works)

Awarded to the low bidder, Bobby Martin Construction, Inc., on a unit-cost basis, the contract for construction of the Breslauer Water Line Project in the amount of \$91,756. (Public Works)

Took the following actions on behalf of County Service Area No. 8 – Palo Cedro Water: found the Sludge Pond Expansion Project to be categorically exempt in conformation with CEQA; and approved and authorized the Chairman to sign an agreement with PACE Civil, Inc. in an amount not to exceed \$48,000 to provide engineering services for one year from the date of signing. (Public Works)

REGULAR CALENDAR

SHERIFF

FORENSIC PATHOLOGIST SALARY COMPENSATION **SALARY RESOLUTION NO. 1200**

Supervisor Kehoe pulled from the Consent Calendar for further discussion, the request to adopt a salary resolution which amends County classifications and salary range assignments of the Forensic Pathologist.

Undersheriff Larry Schaller presented the staff report and explained the history of the Forensic Pathologist position, the duties of a pathologist, the recruitment procedure, the inability to recruit an acceptable candidate, and the high number of autopsies performed. Staff recommended resolving the recruitment by adjusting it to that currently in effect for a senior county psychiatrist and move it from flat rate to county salary plan.

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1200, which amends County classification and salary range assignment of the Forensic Pathologist and increases the salary from the current flat annual rate of \$118,440 (with additional compensation in accordance with

the terms and conditions of a contract) to a salary range of \$120,373-\$153,636 of the Shasta County Classifications, Salary Range Assignments, and Salary Plan.

(See Salary Resolution Book)

PUBLIC WORKS

LETTER OF OPPOSITION: CALIFORNIA WILD HERITAGE WILDERNESS ACT OF 2002

9:25 a.m.: Chairman Kehoe explained that he had been advised by counsel to recuse himself regarding this matter and left the room.

The Members of the Board discussed their concerns regarding the staff's proposed letter opposing the California Wild Heritage Wilderness Act of 2002. It was suggested that the letter be redrafted to include the following:

1. Opposing the water issues.
2. Opposing the wilderness areas in the Girard Ridge Wilderness Study Area, Sacramento River National Conservation Area, and the Heart Lake Wilderness Area.
3. No efforts were made by Senator Boxer to meet with and confer with Shasta County regarding this bill.

Members of the Board requested that a letter be sent to Senator Feinstein, with a copy to Senator Boxer, advising her of the above concerns and suggesting that she not cosign the bill or lend her support.

It was noted that Senator Boxer also authorized another Bill entitled "The California Affordable Quantity and Quality Water Act (CALAQUA)," which is a voluntary land retirement program administered by the Fish and Wildlife Service that facilitates a water transfer market in Western United States. The Board expressed concerns over the further exportation of water to the south and directed Public Works Director Pat Minturn to review this new Bill and prepare a report to the Board.

By motion made, second (Hawes/Wilson), and unanimously carried, the Board of Supervisors approved and authorized the Vice Chairman to sign a letter opposing the California Wild Heritage Wilderness Act of 2002, as amended.

9:45 a.m.: Supervisor Kehoe returned to the hearing room.

GENERAL GOVERNMENT

BOARD OF SUPERVISORS MATTERS

PRESENTATION: SALMON AND STEELHEAD RESTORATION IN SHASTA COUNTY

Harry Rectenwald of the California Department of Fish and Game presented a updated progress report on the salmon and steelhead restoration in Shasta County. Mr. Rectenwald outlined some of the efforts being made to restore the winter-run Chinook salmon which was listed as endangered several years ago and stated they are responding to the efforts. The only place in the world where there are four races of Chinook salmon is in the upper Sacramento River. Mr. Rectenwald presented a report entitled "Sacramento River Winter-run Chinook Salmon" showing a graph of progress that the population is making. He noted, however, steelhead are not responding as well as the salmon.

Mr. Rectenwald discussed with the Board opening fishing on Battle Creek, the success of the Livingston Stone Hatchery at the base of Shasta Dam, and “whirling disease” which has killed some of the fish population.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS’ REPORTS

Budget Coordinator Elaine Kavanaugh presented an update on the State budget and the effects to Shasta County in the areas of In-Home Support Services, Family Support, and the Williamson Act.

Support Services Director Joann Davis presented an update on the Excess Insurance rate, which could be increasing.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

INDIGENT CRIMINAL DEFENSE SERVICES

AGREEMENT AMENDMENTS: STEPHEN KENNEDY, JACK SUTER, JEFFREY JENS, RHONDA HIXON, AND ERIN O’TOOLE-McNALLY

Budget Coordinator Elaine Kavanaugh presented the staff report and under discussion, the Members of the Board noted there might be some options to forming a County department rather than continuing with the current plan. Staff has been reviewing how current services have been provided through contractual arrangements with five attorney’s offices. If we implement a new County Department we would have to hire the attorneys and staff and provide the services directly as a county department. An alternative is to allow the judiciary to appoint defense attorneys on a case-by-case basis, which is the least desirable and most costly.

Staff recommend extending the current contracts for six months and then bringing the matter before the Board at a later time, hopefully in August or September. At that time a recommendation will be made to either put this out for a Request for Proposal and continue some contractual arrangement for providing these services, or establish a new county department.

By motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the following contract amendments to provide indigent defense for the period July 1, 2002 through December 31, 2002:

1. First Amendment to the Agreement with Stephen Kennedy, in the amount of \$218,160.
2. First Amendment to the Agreement with Jack Suter, in the amount of \$218,160.
3. First Amendment to the Agreement with Jeffrey Jens, in the amount of \$186,870.
4. First Amendment to the Agreement with Rhonda Hixon, in the amount of \$153,690.
5. First Amendment to the Agreement with Erin O’Toole-McNally, in the amount of \$103,560.

SUPPORT SERVICES – PURCHASING DIVISION

AGREEMENT: CALIFORNIA FORENSIC MEDICAL GROUP

At the recommendation of Purchasing Buyer David Wilburn and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement in the first-year amount of \$1,359,552 with California Forensic Medical Group to provide comprehensive health care and mental health care services to inmates and detainees of Shasta County adult and juvenile detention facilities for the period July 1, 2002 through June 30, 2004, with an option to renew for one additional year.

LAW AND JUSTICE

PROBATION

**COMPREHENSIVE MULTI-AGENCY JUVENILE JUSTICE PLAN MODIFICATION
RESOLUTION NO. 2002-78**

At the recommendation of Chief Probation Officer Louis Rizzo and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2002-78, which authorizes the Chief Probation Officer to sign and submit the County's Comprehensive Multi-Agency Juvenile Justice Plan Modification for Fiscal Year 2002-2003.

(See Resolution Book No. 43)

PUBLIC WORKS

BUDGET AMENDMENT

At the recommendation of Director of Public Works Pat Minturn and by motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors approved a budget amendment in the amount of \$55,006 to fund Shasta County Rural Transit.

CLOSED SESSION ANOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Barnes vs. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).

10:44 a.m.: The Board of Supervisors recessed to Closed Session.

10:59 a.m.: The Board of Supervisors recessed from Closed Session.

11:00 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, Wilson, and Clarke, Assistant County Counsel Michael Ralston, and Administrative Board Clerk Christie N. Jewell present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation. In the matter of Barnes vs County of Shasta, by unanimous vote, the Board of Supervisors assigned the case to the Brickwood Law Office.

11:01 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

CAROLYN TAYLOR
Clerk of the Board of Supervisors

By _____
Deputy