

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 18, 2002

REGULAR MEETING

9:00 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

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Administrative Board Clerk - Christie N. Jewell

INVOCATION

Invocation was given by Pastor Brad Manley, Anderson-Cottonwood Neighborhood Church.

MOMENT OF SILENCE

A moment of silence was observed in remembrance of Grace Bell of Anderson, who passed away.

PLEDGE OF ALLEGIANCE

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

INTRODUCTIONS

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled from the Consent Calendar the Minutes of June 11, 2002 to make a correction on page 140. Under BOARD OF SUPERVISORS MATTERS PRESENTATION: SALMON AND STEELHEAD RESTORATION, first paragraph, second sentence, a correction was

made to a disease referenced as “whirly disease,” which should be have been “*whirling disease.*” (Clerk of the Board)

Supervisor Kehoe pulled from the Consent Calendar the Sheriff’s request to approve a budget amendment to allow for the purchase of a replacement dishwasher in the Main Jail at the request of “a member of the audience.” Sheriff’s Administrative Service Officer Florence Dougan was present to respond to questions regarding this item, but instead received 65th birthday greetings and recognition for her outstanding work performance. Sheriff Pope announced that Mrs. Dougan would retire in December.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$91,470.54 for County operating funds and special districts, as submitted. (Auditor/Controller)

Approved the minutes of the meeting held on June 11, 2002, as amended. (Clerk of the Board)

Approved and authorized the Chairman to sign a contract amendment with DFM Associates in the amount of \$20,000 and extending the term to June 30, 2007 to provide installation and training of the Election Information Management System software package. (County Clerk-Elections)

Approved and authorized the Chairman to sign an agreement with Long Beach Genetics in an amount not to exceed \$40,000 to provide disputed parentage testing services for the period of one year from the date of signing, with the option of two one-year extensions. (Support Services-Purchasing Division)

Approved and authorized the Chairman to sign agreements with the following physicians to provide medical consultation services during Fiscal Year 2002-2003, with the option to renew for two additional one year periods: Alexandre A. DeMoraes, M.D. (\$40,000); Gregory Hicks, M.D. (\$40,000); Herbert Monie, M.D. (\$97,000); and Robert Stanfield, M.D. (\$40,000). (Mental Health)

Approved and authorized the Chairman to sign a renewal lease with Hirst Enterprises in the amount of \$9,295.05 per month for 9,172 square feet of office space (\$1.01/square foot) at 2770 Pioneer Drive, Redding for the period July 1, 2002 through June 30, 2005, with three percent annual increases. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign a renewal agreement with Mayers Memorial Hospital in the amount of \$150,000 for Fiscal Year 2002-2003 to provide nonresidential alcohol and other drug treatment services. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign a renewal agreement with Right Road Recovery Programs, Inc. in the amount of \$135,000 for Fiscal Year 2002-2003 to provide combined nonresidential mental health/alcohol and other drug treatment services. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign a renewal agreement with Right Road Recovery Programs, Inc. in the amount of \$65,360 for Fiscal Year 2002-2003 to provide residential alcohol and other drug treatment and recovery services. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an agreement with Shasta County Women’s Refuge, Inc. in the amount of \$70,000 to provide domestic violence counseling and related services for the

Intermountain Region for the period July 1, 2002 through June 30, 2003. (Mental Health-Alcohol and Drug Programs)

Accepted grant funds from Far Northern Regional Center in an amount not to exceed \$8,650, and approved and authorized the Chairman to sign an agreement with the Far Northern Regional Center stating that the grant funds will be used to purchase ergonomic seating for Opportunity Center clients who participate in the production floor program. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with the City of Anderson to extend the term through June 30, 2003 with compensation not to exceed \$43,800 to provide janitorial services by Opportunity Center clients. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with Northern California Rural Consulting Services to extend the term for six months through December 31, 2002 with compensation in the amount of \$49,999 to provide a Northern Regional Child Welfare Liaison. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with the Shasta County Office of Education to extend the term for one year through June 30, 2003 with compensation in the amount of \$1,974,531 to provide CalWORKs Stage 1 Child Care Services. (Social Services)

Approved and authorized the Chairman to sign a contract with FaithWORKS! Community Coalition, Inc. in the amount of \$100,000 to provide a liaison between Social Services and the faith-based community and to provide mentors and mentoring services for CalWORKs participants for the period July 1, 2002 through June 30, 2003. (Social Services)

Approved and authorized the Chairman to sign a renewal contract with Holly Hetzel in the amount of \$148,400 to implement and oversee the Shasta County Drug Endangered Children Program for the period July 1, 2002 through June 30, 2003. (District Attorney)

Approved and authorized the Chairman to sign a contract with SpeedComp Software Technologies, LLC in an amount not to exceed \$18,000 per year from the date of signing through June 30, 2003 to provide asset information from the Division of Workers' Compensation database to the Department of Child Support Services for the purpose of collecting unpaid child support. (District Attorney-Family Support Services)

Approved a budget amendment which transfers funding from Services and Supplies to allow for the purchase of a replacement dishwasher in the Main Jail in the amount of \$33,000. (Sheriff)

Approved and authorized the Chairman to sign an agreement with Burney Disposal, Inc. extending the franchise agreement for garbage disposal services until July 1, 2013. (Public Works)

Adopted Resolution No. 2002-79, which grants an extension of time on an agreement with the developer for completion of improvements for Parcel Map 93-13, Lindsay, Palo Cedro area. (Public Works)

(See Resolution Book No. 43)

Awarded to the low bidder, Dunton Construction, on a unit-cost basis, the contract for construction of the Big Bend Road at Pit River Bridge Barrier Railing Replacement in the amount of \$71,575. (Public Works)

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

County Administrative Officer (CAO) Doug Latimer presented an update on information regarding the State Budget. The Budget Conference Committee rejected the Administration's proposal to increase California Department of Forestry and Fire Protection's charges to counties and rejected the proposed decision on the Williamson Act. Staff will continue monitoring the State Budget process.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD**SHASTA COUNTY WINERY ORDINANCE****ORDINANCE NO. SCC 2002-6**

Supervisor Clarke noted that while the record will indicate she and Supervisor Fust voted no when the Ordinance was introduced on June 4, 2002, she wanted to clarify that they were not opposed to it but wanted more clarification on some things. She does not want to continue to be on the record as opposing this very progressive ordinance and said she was going to vote in favor of it. Supervisor Fust concurred with Supervisor Clarke.

By motion made, seconded (Hawes/Wilson), and unanimously carried, the Board of Supervisors enacted Shasta County Code Ordinance No. 2002-6, which amends Chapter 17 of the Shasta County Code adopting the Winery Ordinance, as introduced on June 4, 2002.

(See Shasta County Code Ordinance Book)

COUNTY CLERK-ELECTIONS**SENATE BILL 1975**

At the recommendation of Shasta County Clerk, Registrar of Voters Ann Reed and by motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors voted to oppose Senate Bill 1975 regarding an additional presidential primary election and authorized the Chairman to sign letters of opposition to Senator Maurice Johannessen and Assemblyman Dick Dickerson.

SUPPORT SERVICES**SALARY RESOLUTION NO. 1201****BUDGET TRANSFER**

At the recommendation of Support Services Director Joann Davis and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved Salary Resolution No. 1201,

which amends the Fiscal Year 2001-2002 Salary Resolution and Salary Plan, and approved a budget transfer among Budget Units 10100, 10200, and 10300 effective July 1, 2001.

(See Salary Resolution Book)

LAW AND JUSTICE

DISTRICT ATTORNEY

BUDGET AMENDMENT
MEMORANDUM OF UNDERSTANDING
RESOLUTION NO. 2002-80

At the recommendation of District Attorney McGregor Scott and by motion made, seconded (Hawes/Wilson), and unanimously carried, the Board of Supervisors approved a budget amendment, which increases revenues and appropriations in the amount of \$226,007 to operate the Northern Regional Hi Tech Task Force through June 30, 2003 and adopted Resolution No. 2002-80 which authorizes the District Attorney and the Sheriff to sign the Memorandum of Understanding and designates the District Attorney as the agent of Shasta County for the purposes of this project.

(See Resolution Book No. 43)

OTHER DEPARTMENTS

COUNTY FIRE

BID: WHEELED COACH IND.
THREE FIRE/RESCUE VEHICLES

At the recommendation of Shasta County Deputy Fire Chief Del Walters and by motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors awarded the bid for the purchase of three fire/rescue vehicles to Wheeled Coach Ind., and authorized the issuance of a purchase order in the amount of \$299,404.47 for the purchase of the fire/rescue vehicles.

9:54 a.m.: The Board of Supervisors recessed.

10:04 a.m.: The Board of Supervisors reconvened.

SCHEDULED HEARINGS

PUBLIC WORKS

RATE INCREASES: BURNEY GARBAGE DISPOSAL SERVICE, INC. AND
ANDERSON-COTTONWOOD DISPOSAL SERVICE
RESOLUTION NOS. 2002-81 AND 2002-82

This was the time set to consider increasing the rates charged by Burney Garbage Disposal Service, Inc. and Anderson-Cottonwood Disposal Service effective July 1, 2002. Public Works Administrative Services Officer Barbara Young presented the staff report and recommended approval of the request. Notice of hearing and affidavit of posting are on file.

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

By motion made, seconded (Fust/Hawes), and carried, the Board of Supervisors adopted Resolution No. 2002-81 and Resolution No. 2002-82, which increase the rates charged by Burney Garbage Disposal Service, Inc. and Anderson-Cottonwood Disposal Service effective July 1, 2002.

(See Resolution Book No. 43)

TIPPING FEES: SISKIYOU COUNTY LANDFILLS
RESOLUTION NO. 2002-83

This was the time set to consider establishing parcel charges for Shasta County residents using Siskiyou County landfills to cover a portion of the tipping fees. Deputy Director of Public Works Dan Kovacich presented the staff report and recommended approval of the request. Notice of hearing and affidavit of posting are on file.

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

By motion made, seconded (Wilson/Clarke), and carried, the Board of Supervisors adopted Resolution No. 2002-83, which establishes parcel charges for Shasta County residents using Siskiyou County landfills to cover a portion of the tipping fees.

(See Resolution Book No. 43)

FORMATION: AMBER LANE PERMANENT ROAD DIVISION

This was the time set to consider the request regarding the formation of the Amber Lane Permanent Road Division, southeast Redding area. Director of Public Works Pat Minturn presented the staff report and recommended the Board of Supervisors conduct the public hearing and consider the project, but not take action on staff recommendations 2 through 6 at this time, and then continue the matter. He explained that questions had been raised regarding the program and whether or not it is appropriate to lend money for the listed period of time. Mr. Minturn stated staff needed to review this matter further to ensure this is a proper use of the Air Pollution Mitigation Funds. Notice of hearing and affidavit of posting are on file.

The public hearing was opened, at which time Mary Onwiler, representing six homeowners, expressed concerns regarding postponing the matter, noting that 100 percent of the people she represented had already voted to approve the permanent road division, and now they were being asked to do it again.

On legal advice by County Counsel, the Board of Supervisors explained that it would be imprudent for the Board to proceed but assured Ms. Onwiler that once the issues are resolved with the department in question, they will proceed in an expeditious way to resolve the situation.

Mr. Minturn explained that they would look into this matter and resolve it quickly. He further explained that this problem had come to his attention only in the last few days and that although there are other permanent road divisions coming forward, this will also delay their formation until the matter is resolved. He stated he will bring this back to the Board in July.

Supervisor Clarke stated for the record that Public Works had not "fallen down" in what they were doing, and had this issue been brought to their attention at an earlier time, there would not be a problem now. The Auditor/Controller's Office did not bring this issue to the Department of Public Works' staff or the Board of Supervisors until the end of last week.

Supervisor Hawes stated the Members of the Board are also upset about the situation and said it will be resolved in a timely manner.

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

Supervisor Kehoe asked if a member of the Auditor’s Office was present in the audience that could answer questions. There was none present.

By motion made, seconded (Clarke/Wilson), and carried, the Board of Supervisors continued the matter to a date in the near future. The hearing will be renoticed.

The Board of Supervisors requested CAO Latimer to explore how this situation came about and expressed their interest in knowing the background leading to this situation. Mr. Latimer stated he would speak with the Auditor-Controller.

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 Richardson, Gomez, and Riley vs County of Shasta, Goebel vs county of Shasta, Laws vs County of Shasta, Peters vs County of Shasta, and Walling vs County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).

10:20 a.m.: The Board of Supervisors recessed to Closed Session.

11:18 a.m.: The Board of Supervisors recessed from Closed Session.

11:19 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Hawes, and Fust, and Administrative Board Clerk Christie N. Jewell present.

REPORT OF CLOSED SESSION ACTIONS

Supervisor Kehoe reported that the Board of Supervisors met in Closed Session to discuss existing litigation; however, no reportable action was taken.

11:20 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

CAROLYN TAYLOR
Clerk of the Board of Supervisors

By _____
Deputy