

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, April 1, 2003

**REGULAR MEETING**

9:03 a.m.: Chairman Clarke 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  
Chief Deputy Clerk of the Board - Glenda K. Tracy  
Deputy Clerk of the Board - Linda K. Mekelburg

**INVOCATION**

Invocation was given by the Pastor Wendell McGowan, River City Church.

**PLEDGE OF ALLEGIANCE**

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

**MOMENT OF SILENCE**

A moment of silence was held in remembrance of the loss of the husband of Shasta County Auditor's Supervising Accountant Penny Curran.

**PUBLIC COMMENT PERIOD - OPEN TIME**

Celeste Draisner spoke to the Board of Supervisors regarding her concern for the possibility of the veterans being underserved.

**ITEMS PULLED FROM CONSENT CALENDAR**

Supervisor Clarke pulled for clarification the amendment to the lease with Robert and Dorothy Nutto at 1600 Court Street/1815 Yuba Street. County Administrative Officer Doug Latimer explained that the wording regarding the termination of the lease with 180 days' notice could take affect at any time except December and that the County would not pay rent after the move to the Administration Building.

**CONSENT CALENDAR**

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

Approved and authorized the Chairman to sign an amendment to the lease with Robert and Dorothy Nutto to extend the lease at 1600 Court Street/1815 Yuba Street for 3 years and increase the monthly rent to \$11,960.09 (\$1.09/square foot) for Fiscal Year 2003-2004, \$12,318.89 (\$1.13/square foot) for Fiscal Year 2004-2005, and \$12,688.46 (\$1.16/square foot) for Fiscal Year 2005-2006. (Administrative Office)

Adopted Resolution No. 2003-48, which designates Shasta County as a hybrid entity for the purposes of the Health Insurance Portability and Accountability Act of 1996 (HIPAA); agrees that Shasta County will comply with HIPAA and will adopt policies and procedures to assure compliance; and designates a Public Health Staff Services Manager as the HIPAA Privacy and Complaint Officer. (Administrative Office)

(See Resolution Book No. 44)

Approved County claims in the amount of \$352,559.20. (Auditor-Controller)

Approved the minutes of the meeting held on March 25, 2003, as submitted. (Clerk of the Board)

Enacted Ordinance No. 462-113, which establishes a no parking zone on Riverside Avenue from Loop Street to 200 feet west, in the Anderson area, as introduced on March 18, 2003. (Clerk of the Board)

(See Traffic Resolution Book)

Appointed Kathy Shoemaker to fill a vacancy on the PSA 2 Area Agency on Aging Advisory Council for a two-year term to expire July 2005. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with Red Hat, Inc. in an annual amount of \$3,598.20 to provide software licenses and support services for two Linux servers from the date of signing until canceled. (Information Systems)

Approved and authorized the Chairman to sign a contract with Northern Valley Catholic Social Service in an amount not to exceed \$10,000 to provide counseling, mental health services, and psychological evaluations for Children and Family Services Division clients from the date of signing through June 30, 2003. (Social Services)

Approved and authorized the Chairman to sign a contract with Comfort Inn in an amount not to exceed \$43,500 for the Opportunity Center to provide hotel housekeeping services from the date of signing through February 29, 2004. (Social Services Opportunity Center)

Approved and authorized the Chairman to sign a contract with Far Northern Regional Center in an amount not to exceed \$93,600 for the Opportunity Center to provide client transportation services for the period April 1, 2003 through March 31, 2004. (Social Services Opportunity Center)

Awarded to the low bidder, Forman Construction, on a unit-cost basis, the contract for construction on Amber Lane Permanent Road Division in the amount of \$35,349. (Public Works)

Awarded to the low bidder, Dunton Construction Company, Inc., on a unit-cost basis, the contract for construction on Shirley Street at Gas Point Creek Bridge Deck Replacement in the amount of \$39,755. (Public Works)

Authorized the Director of Public Works to release security guaranteeing the street maintenance of Country Fields Estates for Tract No. 1837 (Churn Creek Bottom area) in the amount of \$42,000. (Public Works)

Approved and authorized the Chairman to sign an agreement with Donald R. Lamb for completion of improvements for Parcel Map 02-006, Lamb (west Redding area), and accept securities in the amount of \$50,000 for faithful performance and \$25,000 for labor and materials. (Public Works)

Adopted Resolution No. 2003-49, which authorizes the issuance of Certificate of Compliance No. 02-010, Traficante (Millville area), to recognize the legal status of one parcel. (Resource Management - Planning Division)

(See Resolution Book No. 44)

## **REGULAR CALENDAR**

### **BOARD MATTERS**

#### **PROCLAMATION: CHILD ABUSE PREVENTION AWARENESS MONTH**

At the recommendation of Director of Social Services Del Skillman and Shasta County Child Abuse Coordinating Council Executive Director Betty Futrell and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2003 as Child Abuse Prevention Awareness Month in Shasta County.

#### **PROCLAMATION: SEXUAL ASSAULT AWARENESS MONTH**

Supervisor Clarke announced that this proclamation had been pulled and will be rescheduled.

#### **PROCLAMATION: VICTIM/WITNESS ASSISTANCE MONTH**

At the recommendation of Acting District Attorney Greg Gaul and Victim Witness Program Director Joyce Gardner and by motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2003 as Sexual Assault Awareness Month in Shasta County.

#### **PROCLAMATION: CRIME VICTIMS' RIGHTS WEEK**

At the recommendation of Acting District Attorney Greg Gaul and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2003 as Victim/Witness Assistance Month in Shasta County.

9:40 a.m.: The Board of Supervisors recessed to the front steps of the Shasta County Courthouse to attend a ceremony in recognition of Crime Victims' Rights Week.

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

**GENERAL GOVERNMENT**

**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

**LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County. CAO Latimer gave information about Assembly Bill 1568 (Correa), regarding the assistance that will be provided to the 16 counties that are below average in state financing due to the property tax change following ERAF. This Bill will allow the 16 counties to be raised to the State level. Shasta County's property taxes would increase from 13 percent to 15-1/2 percent. By consensus, the Board of Supervisors authorized staff to prepare a letter supporting AB 1568.

Shasta County Clerk Ann Reed presented information regarding two Assembly bills that will require two primary election dates. Following discussion of SB 430 and AB 1531, it was agreed that it would be preferred to have the election date for the primaries in June. By consensus, the Board of Supervisors authorized staff to prepare letters opposing SB 430 and AB 1531.

Supervisors reported on issues of countywide interest.

**HEALTH AND WELFARE**

**MENTAL HEALTH**

**MENTAL HEALTH BOARD ANNUAL REPORT**

Shasta County Mental Health Board Chairman Terrance Starr presented the annual report and introduced other members of the board. Members present and introduced were Leila Nankervis, Susan Wilson, Mary Rickert, Donna Pratt, and Pat Kreidler. By motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors accepted the Shasta County Mental Health Board's Annual Report.

**SOCIAL SERVICES**

**AUTHORITY TO APPLY FOR GRANT FUNDS AND TRANSPORTATION SERVICES  
RESOLUTION NO. 2003-50**

This was the time set to consider the request to apply for a grant for a wheelchair-accessible vehicle through the California Department of Transportation. Opportunity Center Assistant Manager Elizabeth Leslie presented the staff report and recommended approval of the request. There is 20 percent matching funds and the cost to the County would be \$10,000. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time Frieda Kiefer spoke in favor of purchase of the van.

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

By motion made, seconded (Fust/Wilson), and unanimously carried the Board of Supervisors adopted Resolution No. 2003-50, which certifies that there are no nonprofit agencies readily available to provide the transportation services proposed in the Opportunity Center's Section 5310 grant application.

(See Resolution Book No. 44)

### **PUBLIC WORKS**

#### **SACRAMENTO VALLEY AIR POLLUTION MITIGATION FUND BUDGET AMENDMENTS**

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Fust/Hawes), and unanimously carried the Board of Supervisors approved a budget amendment which increases revenues and appropriations in the amount of \$53,834 to address engineering costs on two completed permanent road division (PRD) projects; approved a budget amendment which increases revenues and appropriations in the amount of \$10,000 to address engineering costs to be paid from the Mitigation Fund for Amber Lane PRD; and authorized the Director of Public Works to fund engineering costs for future PRD projects from the Mitigation Fund.

### **CLOSED SESSION ANNOUNCEMENT**

Chairman Clarke 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 Beaver v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a):
2. Confer with counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (b).

11:03 a.m.: The Board of Supervisors recessed to Closed Session.

12:35 p.m.: The Board of Supervisors recessed from Closed Session.

12:43 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Clarke, Fust, and Kehoe, County Counsel Karen Jahr, and Chief Deputy Clerk of the Board Glenda K. Tracy present.

**REPORT OF CLOSED SESSION ACTIONS**

County Counsel Karen Jahr announced that the Board of Supervisors had approved settlement in the amount of \$35,000 in the litigation matter of Beaver v. County of Shasta. She advised that that amount had been previously approved by unanimous vote.

12:44 p.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

H. DOUGLAS LATIMER  
Clerk of the Board of Supervisors

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