

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 27, 2004

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. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda K. Tracy

INVOCATION

Invocation was given by Director of Social Services Del Skillman.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Hawes reported that the minutes of the April 20, 2004 meeting were pulled at the request of the department.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Clarke), 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 an agreement with Bartig, Basler & Ray, CPAs, Inc. in an amount not to exceed \$53,450 annually to prepare the County Financial Audit for the fiscal year ending June 30, 2004, with an option to renew for two successive one-year periods. (Administrative Office/Grand Jury)

Authorized the issuance of warrants totaling \$88,707.69 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$1,243.63 requiring special board action. (Auditor-Controller)

Reappointed Glen Aldridge and Russ Montgomery and appointed Scott Hill to the Grazing Advisory Board for three-year terms to expire January 2007. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with Harr, Arthofer & Ayres to provide legal services. (County Counsel)

Approved a budget amendment, which decreases revenues and expenditures by \$1,001,520 to reflect actual and projected expenditures and revenues consistent with final allocations; and approved the purchase of two scanners (for a total of \$12,800) for document imaging. (Social Services)

Approved the discharge of accountability in the amount of \$15 for one bad check from November 13, 2003. (Social Services)

For the China Gulch Permanent Road Division in the southwest Redding area, received the petitions for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for June 15, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: OLDER AMERICANS' MONTH **MAY 2004**

At the recommendation of Shasta County Older Adults Policy Council Consultant Doreen Bradshaw and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2004 as Older Americans' Month in Shasta County.

PRESENTATIONS

PRESENTATION: PROPOSED COUNTY MUSEUM

Received a presentation from Shasta Historical Society President Jerry Coughlin regarding his concern that Shasta County does not currently have a county museum. He stated that although the space is insufficient, he would like to make use of the Caldwell Park building for a museum for Shasta County to show both artifacts by local individuals willing to donate and perhaps artifacts currently held at Shasta College.

BOARD MATTERS

PROCLAMATION: VETERANS APPRECIATION MONTH **MAY 2004**

At the recommendation of Employment Development Department (EDD) Representative Kevin Marshal and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2004 as Veterans Appreciation Month in Shasta County.

PROCLAMATION: WEST NILE VIRUS AWARENESS WEEK
MAY 3-9, 2004

At the recommendation of Shasta Mosquito & Vector Control District Biology Information Specialist John Albright and Public Health Epidemiologist Brandy George and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 3-9, 2004 as West Nile Virus Awareness Week in Shasta County.

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 including a report on the realignment program known as the "poison pill" so that the State could distribute the Vehicle License Fees (VLF) for realignment to Public Health and Mental Health. Legislators have agreed on the extension until June 30, 2004 to work out final details regarding the release of the money to the appropriate agencies. Governor Schwarzenegger is working closely with the Legislature in trying to figure a way to fund the State of California for the next two years.

Supervisor Kehoe reported that he had attended the Fourth Annual Legislative Conference run by the Shasta Consortium. Supervisor Clarke noted that medical services are available to all Shasta County residents, regardless of economic level.

Supervisor Fust stated that he and Supervisor Hawes had attended the Sheriff's Office Annual Volunteer Luncheon last week. Supervisor Fust further advised that the Slick Rock Retention Reservoir which handles run-off from the Iron Mountain Mine will be dedicated by the Environmental Protection Agency on May 6, 2004.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

FALL RIVER MILLS CEMETERY DISTRICT BIENNIAL AUDIT

The request to consider replacing the annual audit of the Fall River Mills Cemetery District with a biennial audit in accordance with Government Code section 26909(f) was continued to May 11, 2004 as Supervisor Wilson is absent and a unanimous vote is required.

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

QUARTERLY REPORT OF INVESTMENTS

At the recommendation of Treasurer Tax Collector-Public Administrator Lori Scott and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors accepted the Quarterly Report of Investments for the quarter ending March 31, 2004.

HEALTH AND WELFARE

MENTAL HEALTH

AGREEMENT: HELP, INC.

Help, Inc. Executive Director Matt Ruby described the services of Help, Inc., advising that telephone calls are answered by their trained volunteer staff. At the recommendation of Deputy Director of Mental Health Tim Kerwin and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with Help, Inc. in an amount not to exceed \$95,000 annually to provide community informational and educational services from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year periods.

WORKSHOP

PUBLIC WORKS/RESOURCE MANAGEMENT

ILLEGAL DISPOSAL OF SOLID WASTE ON PRIVATE AND PUBLIC PROPERTY

Director of Resource Management Russ Mull and Director of Public Works Pat Minturn conducted a follow-up workshop to the March 23, 2004 workshop on illegal disposal of solid waste on private and public property.

Assistant District Attorney Dan Flynn advised the Members of the Board of Supervisors that from a prosecution and law enforcement standpoint, his suggestions would basically be a targeting strategy to deter future dumping activities and suggested targeting areas where dumping is a chronic problem, such as waterways, where the penalty would be a misdemeanor rather than an infraction. Mr. Flint mentioned one of the targeted sites may be the landfill, where a potential customer may arrive and the landfill is closed, so the individual dumps their matter by the facility gate. However, that is an infraction, not a misdemeanor. There may be suggestions as to monitoring areas that are found to be exclusively used for dumping and to consider having someone on watch, placing a camera, or utilizing someone in some other way.

Shasta County Sheriff Captain Tom Bosenko discussed the challenge of response time for officers. Inmates may be used for post-incident cleanup. The Sheriff's Office is committed to respond to in-progress calls. Last year, approximately 150 of the 50,000 reported incidents related to littering and trash dumping, 5 of which required written reports. Captain Bosenko stated that it is difficult to catch the person who is committing the act.

Sierra Pacific District Forestry Manager Herb Baldwin was encouraged by the Board of Supervisors' interest in the matter of developing a strategy to handle illegal dumping. He advised that as the public becomes aware of how to handle reporting illegal dumping, the easier it will become to proceed.

Johanna Trenary has worked for many years to clean up roadsides. She has contacted many groups and agencies to "adopt" specific areas and developed "Pride Day," a program which coordinates with the County when they have special days where dumping is allowed. A Citizen's Patrol has been formed to look for illegal dumping. She suggested the County send letters to absentee landowners to they fence off their property to alleviate trash being placed on their property. She also recommended that the citizens become the "ears" and "eyes" for the County and report illegal dumping to the Sheriff's Office.

Supervisor Fust stated that beginning July 1, 2004 if a customer arrives at the Igo Landfill without a tarp covering their garbage, they will be charged twice the gate fee or will be able to purchase a tarp.

Gracious Palmer thanked everyone for the attention to illegal dumping. She stated that she has found the three most important issues in Shasta County to be abandoned vehicles, vacant buildings, and illegal dumping. Ms. Palmer said that work is being done in Oroville, and other areas of the county, to fight illegal dumping. Some of the communities that have developed a program to fight illegal dumping utilize grant money. The matter is a two-pronged effort of cleaning up and prevention.

Director of Resource Management Russ Mull explained that people who are honest and legitimate often become those that dump at the landfill gate due to limited hours of operation. Hours of operation can be changed, but the costs must be considered. The Members of the Board of Supervisors discussed signage that could be placed on the road to the landfill, indicating whether the landfill is open or closed and stating the hours of operation. Director of Public Works Pat Minturn noted that it may be difficult to read a sign with the hours information for those driving by at 35 miles per hour. CAO Latimer advised the Members of the Board of Supervisors that the County owns the landfill, but it is run by the City of Redding. Any changes in hours or direction of employees to change open/closed signs would have to be directed by the City of Redding.

Mr. Mull advised that his staff contacted the Clackamas, Oregon group that has the program to fight illegal dumping, and they advised that the program was specifically paid for through Title II funds. Mr. Mull stated that Shasta County receives Title II funds also, and there are a variety of projects for funding each year. He suggested the County focus on specific areas that are notorious dumping spots. Mr. Mull advised that his staff could set up surveillance equipment, and the District Attorney's Office could prosecute those that have committed illegal dumping. Mr. Mull is willing to prepare a Title II grant application to use the funds for this project. Another option is to use work-release crews to clean along the road. Title II grant money could pay landfill fees for work done either by work-release crews or by community groups. Resource Management continues to hold grant-funded events where the public may dispose of household hazardous waste and e-waste.

In response to a question from Supervisor Kehoe, Mr. Mull advised that the level of success on the programs would be gauged by the number of violators that are caught. Mr. Mull will report back to the Board of Supervisors. Supervisor Fust stated another measure would be public feedback.

Mr. Mull stated that volunteers willing to collect roadside garbage will be provided waste bags, safety vests, and pick-up tools. He said it would be a good idea to pursue the minimized dumping fee costs for those individuals. CAO Latimer advised that the landfill is run like a business and the charge at the gate is to offset the cost of the employees and the equipment. If the County is determined to provide a stipend or free dumping, gate fees will increase.

Supervisor Kehoe suggested that the three incorporated cities in Shasta County be encouraged to aggressively enforce their litter laws.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled McCaskill v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).

10:15 a.m.: The Board of Supervisors recessed to Closed Session.

11:20 a.m.: The Board of Supervisors recessed from Closed Session.

11:25 a.m.: The Board of Supervisors reconvened in Open Session with Assistant County Counsel Michael Ralston, Supervisors Hawes, Fust, and Kehoe, and Chief Deputy Clerk of the Board Glenda K. Tracy 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. On a unanimous vote, with Supervisor Wilson being absent, the Board of Supervisor assigned the matter of McCaskill v. County of Shasta to the law offices of Angelo, Kilday, & Kilduff. No other reportable action was taken.

11:25 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By _____
Deputy