

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, September 28, 2004

REGULAR MEETING

9:02 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. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
Assistant County Counsel - Mike Ralston
Deputy Clerk of the Board - Linda Mekelburg
Deputy Clerk of the Board - Tazina Otis

INVOCATION

Invocation was given by Pastor Lyle Faudree, Redding Christian Fellowship.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Shannon Wooten explained that watermaster fees have increased dramatically over last year, and he requested the Board of Supervisors direct the Auditor-Controller to not add them to the assessed fees. Supervisor Clarke noted that the Board of Supervisors does not have the authority to direct the Auditor-Controller to make that change. Following further discussion, by consensus, the Board of Supervisors agreed that the County should facilitate a meeting between Mr. Wooten, the Farm Bureau Board of Directors, Assemblyman Doug LaMalfa, and State Senator Sam Aanestad.

Colleen Leavitt expressed her disappointment that a recent Air Pollution Control Board meeting regarding the Knauf Insulation Manufacturing Facility was held in the afternoon when working people would be unable to attend, and she also expressed her disappointment that the Board members seemed unconcerned at the number of people in the hallway who were unable to hear the meeting. County Administrative Officer Doug Latimer noted that both Facilities Management and Clerk of the Board staff tested the speakers, and they worked properly both prior to and during the meeting.

ITEMS PULLED FROM CONSENT CALENDAR

Assistant County Counsel noted that the staff report regarding the hangar leases requested the County Administrative Officer requested be authorized to sign the leases when, in fact, it should be amended to approve and authorize the Chairman to sign the leases.

Supervisor Kehoe pulled for discussion the item regarding leasing of computer equipment. In response to questions from Supervisor Kehoe, CAO Latimer explained that because of different funding sources for some departments and reimbursements to those departments from state and federal agencies, it is sometimes fiscally advantageous to lease equipment rather than purchase it; the option to lease allows a department to choose which works best for them: leasing or purchasing. Chief Technology Officer Charlie Haase noted that, with the current low interest rates, leasing allows a department to replace obsolete equipment at a cost minimally more than purchase cost, and the vendor can place the used equipment into a secondary market.

Supervisor Kehoe also pulled for discussion the item regarding the agreement with Crestwood Behavioral Health, Inc., to provide crisis residential care. In response to a question from Supervisor Kehoe regarding the non-competitive nature of the bid, Mental Health Director Dr. Don Kingdon explained that the department considered whether it was appropriate to go out to bid and decided not to due to the status of the clientele; it was important for the department to be able to work with a provided track record and with whom they had a working relationship. Additionally, since this is the first program of its type in Northern California, Crestwood Behavioral Health, Inc. was the only provider in the area. In response to a question from Supervisor Kehoe regarding the cost per bed per day, Deputy Mental Health Director Tim Kerwin explained that the cost is based on estimated for the first year; the charge will be \$284 per bed per day, with the County absorbing \$64 of that, making the net charge \$220. Should an out-of-county patient be placed in the facility, the provider will reimburse \$64 of the \$284 to Shasta County, maintaining the net charge at \$220. Mr. Kerwin confirmed that Shasta County patients have priority for placement over out-of-county patients.

CONSENT CALENDAR

By motion made, seconded (Clarke/Wilson), 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 renewal agreement with the Shasta County Women's Refuge, Inc. in the amount of \$30,000 to provide domestic violence and sexual assault intervention programs for the period July 1, 2004 through June 30, 2005. (Administrative Office)

Adopted Resolution No. 2004-130, which approves and authorizes the Chairman to sign a tax exchange agreement with the City of Anderson for Annexation No. 04-01 (Alexander-Bellvue-Pinewood-Loop area). (Administrative Office)

(See Resolution Book No. 45)

Authorized the issuance of checks totaling \$4,817.05 requiring special board action. (Auditor-Controller)

Approved and authorized the Chairman to sign an agreement with Stewart, Humpherys, Burchett & Molin, LLP to provide legal services. (County Counsel)

Approved and authorized the Chairman to sign a letter of commitment to ePlus Group, Inc. and a lease-purchase agreement to allow County departments to lease computer equipment; and adopted Resolution 2004-131, which delegates to the County Administrative Officer the authority to sign lease schedules. (Information Systems)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an agreement with Tax Sale Services of California in an amount not to exceed \$21,800 to provide "party of interest" information to the Treasurer-Tax Collector on a maximum of 109 parcels that may be sold at tax auction on February 25, 2005. (Treasurer-Tax Collector)

Approved and authorized the Chairman to sign an agreement with Becker & Bell, Inc. in an amount not to exceed \$68,000 to provide IHSS Public Authority labor relations/contract negotiator services for the period October 1, 2004 through September 30, 2006. (In Home Supportive Services (IHSS) Public Authority)

Approved and authorized the Chairman to sign an agreement with the California Department of Mental Health establishing Shasta County Mental Health as the community mental health services provider to the citizens of Shasta County for Fiscal Year 2003-04. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Crestwood Behavioral Health, Inc. in an amount not to exceed \$1,124,200 annually to provide crisis residential services for the period August 5, 2004 through June 30, 2005, with two one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign traffic safety agreements for the period October 1, 2004 through August 31, 2005 with Cottonwood Citizens' Patrol as fiscal agent for 3D-Don't Drop Dead-Youth Group in the amount of \$10,661, with Northern California Educational Television Association, Inc., dba KIXE-TV in the amount of \$10,690, with Shasta County Chemical People, Inc. as fiscal agent for Shasta Lake Community Action Partnership in the amount of \$10,575, and with True North, Inc. in the amount of \$6,200. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Family Services Agency to authorize provision of additional therapeutic services (no General Fund impact). (District Attorney)

Approved and authorized the Chairman to sign contracts with the County of El Dorado and with the County of San Benito in the amount of \$85 per day per minor placed at Crystal Creek Juvenile Detention Facility from the date of signing through September 27, 2005. (Probation)

Approved and authorized the Chairman to sign a contract with Gerry Blasingame, MFCC in an amount not to exceed \$6,000 to provide juvenile sex offender treatment services from the date of signing through June 30, 2005. (Probation)

For Whispering Woods Tract 1785 Permanent Road Division in the Old Shasta area, received the petition 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 November 23, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

For Whispering Woods Tract 1809 Permanent Road Division in the Old Shasta area, received the petition 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 November 23, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

Approved and authorized the Chairman to sign Fall River Mills Airport hangar lease agreements in the total amount of \$840 per month for the period October 1, 2004 through September 30, 2005 with Aeroheads - Jim Stagg, Robert Swarm, Dick Nemanic, James Reed, Grainger Hunt, Ronald Taylor, 77M Partnership, Fred Wilson, and Mike Glasson. (Public Works)

Awarded to the low bidder, UPDATE Construction, Inc., on a unit-cost basis, the contract for construction on various Permanent Road Divisions in the amount of \$51,870 (no General Fund impact). (Public Works)

Authorized the Director of Public Works to sign a Notice of Completion for the Public Safety Building Roof Replacement and record it within 10 days of completion. (Public Works)

Authorized the Director of Public Works to sign a Notice of Completion for the Shasta County Corporation Yard Overlay Project and record it within 10 days of completion. (Public Works)

Approved and authorized the Chairman to sign an agreement with Sara Seeger, M.D. in an amount not to exceed \$1,000 to provide psychiatric evaluation services for the period September 28, 2004 through June 30, 2005. (Support Services)

PUBLIC COMMENT PERIOD - OPEN TIME

Barbara Hoff, representing the United Domestic Workers of America, introduced Gary Tewes, informed the Board of Supervisors that his wife receives minimum wage for 64 hours a month to care for him; without the program, she would be forced to work outside the home, which in turn would require someone to be hired to care for him while she is gone. Donna detailed the duties she performs when she takes care of clients.

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: MENTAL ILLNESS AWARENESS WEEK

At the recommendation of Mental Health Director Dr. Don Kingdon and Mental Health Advisory Board Member Faye Director and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 3-9, 2004 as Mental Illness Awareness Week in Shasta County.

PROCLAMATION: DOMESTIC VIOLENCE AWARENESS MONTH

At the recommendation of Shasta County Women's Refuge Executive Director Susie Evans and RESPECT Coordinator Linda Cadd and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2004 as Domestic Violence Awareness Month 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 Assembly Bill 824 (Matthews), which was recently vetoed by Governor Schwarzenegger and would increase wages of in-home supportive services workers. The governor did approve Assembly Bill 2420 (LaMalfa), which allows removal of trees creating a fire hazard without filing a timber harvesting plan, and Senate Bill 1369 (Kuehl), which increases residential firebreaks from 30 to 100 feet.

Supervisor Fust was unable to attend the recent Regional Council of Rural Counties (RCRC) annual meeting, but he has requested a report from one of the attendees, and he will distribute it when he receives it.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

ADOPTION: FISCAL YEAR 2004-05 FINAL BUDGET

RESOLUTION NO. 2004-132

SALARY RESOLUTION NO. 1257

At the recommendation of CAO Doug Latimer and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-132, which approves the Fiscal Year 2004-05 Final Budget; adopted Salary Resolution No. 1257, which reflects the position allocations approved in the Fiscal Year 2004-05 Final Budget effective October 3, 2004; and increased the number of vehicles in the County fleet by five for a new total of 395.

(See Resolution Book No. 45)

(See Salary Resolution Book)

CLERK OF THE BOARD

APPROVAL OF MINUTES: SEPTEMBER 14, 2004

Chairman Hawes requested that the minutes be changed to reflect the fact that Vice Chairman Kehoe called the meeting to order. By motion made, seconded (Kehoe/Clarke), and carried, the Board of Supervisors approved the minutes of the meeting held on September 14, 2004, as amended. Chairman Hawes and Supervisor Fust abstained as they were absent from the meeting.

COUNTY CLERK-ELECTIONS

GRANT AGREEMENT: CALIFORNIA SECRETARY OF STATE

VOTER EDUCATION AND POLLWORKER TRAINING ASSISTANCE

BUDGET AMENDMENT

County Clerk Cathy Darling presented the staff report and recommended approval. In response to a question from Supervisor Clarke, she explained how the new requirement for a verified paper trail will be accomplished, and noted that they are awaiting certification of the printers by the State before ordering the attachment to the electronic voting machine.

Supervisor Kehoe expressed his concern over relying on County employees as pollworkers and suggested the County, along with the League of Women Voters and other organizations, conduct an aggressive outreach program to recruit community members

Supervisor Fust agreed but also noted that County employees assist in the transition to the newer voting machines and the training of the pollworkers.

League of Women Voters representative Janet Terrell commended Ms. Darling and retired County Clerk Ann Reed for a smooth transition in the County Clerk's Office and for their work with pollworkers.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with the California Secretary of State in the amount of \$85,000 on a reimbursement basis to grant Shasta County funds to be used for voter education and pollworker training in accordance with the Help America Vote Act of 2002 (HAVA) for the period September 2, 2004 through December 31, 2004; and approved a budget amendment increasing appropriations and revenue by \$85,000.

SCHEDULED HEARINGS

LAW AND JUSTICE

SHERIFF

SUPPLEMENTAL LOCAL LAW ENFORCEMENT CITIZENS OPTION FOR PUBLIC SAFETY

This was the time set to conduct a public hearing and consider taking action regarding the Supplemental Local Law Enforcement Citizens Option for Public Safety (COPS) Program. 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 no one spoke for or against the request, and the public hearing was closed.

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors took the following action regarding the Supplemental Local Law Enforcement Citizens Option for Public Safety (COPS) Program: approved a request from the Sheriff for front-line law enforcement services in the amount of \$100,282 and for the Main Jail in the amount of \$50,068.

OMNIBUS APPROPRIATIONS ACT OF 2004 LOCAL LAW ENFORCEMENT BLOCK GRANT FUNDS

This was the time set to conduct a public hearing and consider the use of payment under the Omnibus Appropriations Act of 2004 for the Bureau of Justice Assistance Local Law Enforcement Block Grant. 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 no one spoke for or against the proposal, and the public hearing was closed.

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors authorized the use of \$24,852 in Local Law Enforcement Block Grant Funds from the Bureau of Justice Assistance and \$2,761 in required matching funds from the Sheriff's asset forfeiture account; accepted the recommendation of the Local Law Enforcement Block Grant Advisory Board to utilize subject funds for radio infrastructure; authorized the County Administrative Officer to sign the pending award document and Special Conditions; and authorized solicitation of competitive bidding for the upgrade of vehicle mobile radios with analog/digital communications capability, and award the bid to the lowest responsible bidder.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its negotiator to discuss price and terms of payment to the Administrative Office of the Courts for property located at 1500 Court Street, Redding, pursuant to Government Code section 54954.2.

10:16 a.m.: The Board of Supervisors recessed to Closed Session.

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

11:16 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, and Hawes, and Deputy Clerks of the Board Linda Mekelburg and Tazina Otis present.

REPORT OF CLOSED SESSION ACTIONS

Chairman Hawes reported that the Board of Supervisors met in Closed Session to discuss real estate negotiations; however, no reportable action was taken.

11:17 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By _____
Deputy