

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 19, 2005

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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Clarke

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

INVOCATION

Invocation was given by Pastor Mike Decker, Little Country Church.

PLEDGE OF ALLEGIANCE

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

INTRODUCTIONS

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

PUBLIC COMMENT PERIOD - OPEN TIME

Richard Paz distributed a copy of the CALFED Bay-Delta Public Advisory Committee 2004 Annual Report, advising that this is a water management and ecosystem restoration program. He stated that he wanted to suggest that the Board of Supervisors consider having a representative on this committee.

ITEMS PULLED FROM CONSENT CALENDAR

The minutes of the meeting held on March 22, 2005 were pulled at the request of the department.

CONSENT CALENDAR

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

Adopted Policy Resolution No. 2005-2, which adds a Health Insurance Portability and Accountability Act (HIPAA) Security Rule Policy to the County's Administrative Manual, amends Administrative Policy No. 8-400, *Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Policy*, and amends Administrative Policy No. 6-101, *The Contracts Manual*, to bring them into compliance with HIPAA; and appointed the land use analyst in the County Administrative Office as the HIPAA Security Officer. (Administrative Office)
(See Policy Resolution Book)

Authorized the issuance of warrants totaling \$1,571.14 requiring special board action. (Auditor-Controller)

Reappointed Mel Fisher (as recommended by District 3 Supervisor Hawes), Terry Fry (as recommended by District 4 Supervisor Hartman), and Bob Peterson (as recommended by District 2 Supervisor Cibula) to the Veterans Cemetery Committee for terms to November 2005. (Clerk of the Board)

Adopted Resolution No. 2005-42, which amends Section 6.12, Department Heads, of the Personnel Rules to correct the reference to the appointment of Agricultural Commissioner/Sealer of Weights and Measures. (County Counsel)
(See Resolution Book No. 46)

Adopted Resolution No. 2005-43, which amends "Exhibit 'A' Designated Positions" of the County of Shasta's Conflict of Interest Code to insure that the positions and degree of disclosure required for each position are current and correct. (County Counsel)
(See Resolution Book No. 46)

Approved and authorized the Chairman to sign a renewal agreement with Peggy Goodale, Ph.D. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries from the date of signing through June 30, 2005, with two one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign a renewal 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 2004-05. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the California Department of Mental Health increasing the funding allocation by \$85,741 (for a total of \$1,076,860) to allow Mental Health to continue to operate the Managed Mental Health Care Plan for Medi-Cal eligible residents for Fiscal Year 2004-05. (Mental Health)

Appointed Marie Whitacre (as recommended by District 5 Supervisor Clarke) to the Public Health Advisory Board for a three-year term to March 2008. (Public Health)

Approved a budget amendment which transfers \$54,000 from Salaries and Benefits to two new fixed asset accounts of \$27,000 each for replacement vehicles. (Social Services)

Adopted Resolution No. 2005-44, which authorizes the District Attorney to sign and submit an application to the Department of Insurance for \$325,000 in continued funding for the investigation and prosecution of Workers' Compensation insurance fraud for Fiscal Year 2005-06. (District Attorney)

(See Resolution Book No. 46)

For Tract No. 1904 (Crowley Creek Ranchettes) subdivision (west Cottonwood area), approved the final map for filing; accepted on behalf of the public offers of dedication for public roads and public utility easements; adopted Resolution No. 2005-45, which consents to but does not accept offers of dedication for emergency access easements, drainage easements, or for any other public use; approved and authorized the Chairman to sign an agreement with Ralph Adams guaranteeing workmanship for one year, and accept security for faithful performance in the amount of \$59,200; and adopted Resolution No. 2005-46, which accepts sewer system improvements for operation and maintenance. (Public Works)

(See Resolution Book No. 46)

REGULAR CALENDAR

PRESENTATIONS

WATERSHED LAND STEWARDSHIP COUNCIL

Watershed Land Stewardship Council representative Janet Walker gave an update on the activities of the Pacific Forest and Watershed Land Stewardship Council and on the plans for Pacific Gas & Electric Watershed Lands. One of its primary goals is to ensure that over 140,000 acres of watershed lands throughout California are conserved for a broad range of beneficial public values. These values include outdoor recreation, sustainable forestry, agriculture, habitat protection, open space preservation, and the protection of historic values.

COMMISSION ON AGING

Commission on Aging Chairman Ken Jones gave an update on the activities of the Commission during 2004, noting the is need for assistance with transportation to transport the elderly to appointments and shopping.

SHASTA RESOURCES COUNCIL

10:15 a.m. Supervisor Cibula recused himself due to having done an escrow in the region, and he left the room.

Shasta Resources Council (SRC) Chairman Randall Hauser presented the proposal of the Council to the Bureau of Land Management (BLM) regarding a proposed land exchange in the West Redding area (Area 51). A proposal has been submitted to BLM to acquire property in the Salt Creek area designated for disposal.

SRC plans to include light recreation, historical and cultural resource preservation, environmental protection/enhancement, fuels management, and fire access.

Kathy Jenkins and Dr. Lang Dayton spoke in favor of the proposed project with land to be purchased and used for trails.

Brent Owen spoke in favor of the authority of BLM to make decisions to maintain their property.

In reply to a question by Supervisor Clarke, Mr. Hauser stated that he would appreciate the support of the Shasta County Board of Supervisors to endorse the Area 51 exchange. Chairman Kehoe directed SRC to meet with CAO Latimer to discuss the possibility of the Board of Supervisors doing a letter of support to BLM, asking them to consider SRC's proposal.

10:30 a.m. Supervisor Cibula returned to the room.

NATURAL RESOURCES CONSERVATION SERVICE

Natural Resources Conservation Service (NRCS) District Conservationist Bob Bailey gave a presentation regarding the completed emergency erosion control project in Jones Valley necessitated after the Bear Fire of August 2004.

Mr. Bailey advised that Department of Public Works had requested federal assistance and that a \$224,000 award was granted in September 2004. Erosion control has been completed by NRCS and Western Shasta Resource Conservation District. Mr. Bailey stated that with the help of handicapped workers and inmates, the project will be done under budget.

BOARD MATTERS

RECOGNITION OF SHERIFF'S OFFICE VOLUNTEER GROUPS

Sheriff Jim Pope acknowledged and honored numerous volunteers who serve the Sheriff's Office. Sheriff Pope gave a report of the volunteer groups' activities.

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 letter sent to Senator Aanestad and Assemblyman LaMalfa opposing Senate Bill 1248 regarding the booking fees.

Supervisors reported on issues of countywide interest.

OTHER DEPARTMENTS

COUNTY FIRE

SHASTA COUNTY COMMUNITIES WILDFIRE PROTECTION PLAN

At the recommendation of Shasta County Fire Battalion Chief Rick Hartly and by motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors approved the Shasta County Communities Wildfire Protection Plan.

CLOSED SESSION ANNOUNCEMENT

Chairman Kehoe announced that the Board of Supervisors would recess to a Closed Session confer with its counsel to discuss existing litigation entitled Berlinghoff v. County of Shasta, Barber v. Shasta County Mental Health, Yokoyama and McDougal v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).

11:07 a.m.: The Board of Supervisors recessed to Closed Session.

11:40 a.m.: The Board of Supervisors recessed from Closed Session.

11:45 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Cibula, Hawes, Hartman, and Clarke, Assistant County Counsel Mike Ralston, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation.

In the matter of Yokoyama and McDougal v. County of Shasta, by unanimous vote, the Board of Supervisors authorized assignment of the case to Larry Moss for defense.

In the matter of Berlinghoff v. County of Shasta, by unanimous vote, the Board of Supervisors authorized assignment of the case to Gary Brickwood to prosecute an appeal.

In the matter of Barber v. Shasta County Mental Health, by unanimous vote, the Board of Supervisors authorized settlement in the amount of \$15,000.

No other reportable action was taken.

11:46 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By _____
Deputy