

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, December 12, 2006

REGULAR MEETING

9:02 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Clarke

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Deputy Clerk of the Board - Amy Spencer
Deputy Clerk of the Board - Elaine Grossman

INVOCATION

Invocation was given by Shasta County Administrative Officer Larry Lees.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Deputy Sheriffs Association President Jon Ruiz recognized Chairman Clarke's upcoming retirement and thanked her for her service and dedication to District 5 and Shasta County throughout her years of service.

Bureau of Land Management Assistant Field Manager Francis Berg thanked the members of the Board of Supervisors, the County Administrative Officer, and the Department of Public Works for their assistance in recycling the Cottonwood Creek Bridge and paving the parking lots adjacent to Iron Mountain Mine Road.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Cibula pulled for recognition the North Fork Ranch, LLC and Whitney Environmental Consulting, Inc. DBA Foothill Associates agreements. Supervisor Hawes stated that Foothill Associates had called him regarding mitigation in Shasta County and asked County Counsel Karen Jahr, if he should vote on this issue. Ms. Jahr advised it would be prudent to abstain in the matter.

Supervisor Kehoe pulled for discussion the ACI Enterprises, Inc. agreement. In response to questions by Supervisor Kehoe, Director of Support Services Joann Davis explained that ACI Enterprises, Inc. will provide a twenty-four hour emergency and after-hours employee assistance hotline and that certain County members would not be included to receive the service as it had not yet been bargained. In response to a question by Supervisor Cibula, Ms. Davis noted a half-hour legal consultation would be allowed on a full spectrum of issues.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Hartman), and carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Hawes abstained from the North Fork Ranch, LLC and Whitney Environmental Consulting, Inc. DBA Foothill Associates agreements due to a possible conflict):

Approved and authorized the Chairman to sign the County Claims List totaling \$3,022.55 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on December 5, 2006, as submitted. (Clerk of the Board)

Appointed Shelly Wilson to fill an unexpired term on the Castella Fire Protection District Board of Directors to December 2009. (Clerk of the Board)

Appointed Ronald E. Asher to fill an unexpired term on the Clear Creek Community Services District Board of Directors to December 2009. (Clerk of the Board)

Reappointed Tom Smith and Don McBroom to the Fall River Resource Conservation District Board of Directors for four-year terms to December 2010. (Clerk of the Board)

Appointed Rick Bassham to fill an unexpired term on the Happy Valley Fire District Board of Directors to December 2009. (Clerk of the Board)

Reappointed Dr. Andrew Deckert, Karen Maloney, Barbara Lapp, Sher Huss, Judie Englesby-Smith, and Maxine Wayda to the Shasta Children and Families First Commission for one-year terms to January 2008. (Clerk of the Board)

Adopted Resolution No. 2006-193, which approves an amendment to Exhibit "A," Designated Positions, of the Conflict of Interest Code for the Clear Creek Community Services District. (Clerk of the Board)

(See Resolution Book No. 47)

Adopted Resolution No. 2006-194, which approves revisions to the Board Bylaws of the French Gulch-Whiskeytown School District regarding Designated Positions of the Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 47)

Adopted a Resolution No. 2006-195, which approves revisions to the Board Bylaws of the Igo-Ono-Platina School District regarding Designated Positions of the Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 47)

Adopted Resolution No. 2006-196, which approves revisions to the Board Bylaws of the Indian Springs School District regarding Designated Positions of the Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 47)

Adopted Resolution No. 2006-197, which approves revisions to the Board Bylaws of the Mountain Union School District regarding Designated Positions of the Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 47)

Adopted Resolution No. 2006-198, which approves revisions to the Board Bylaws of the Redding School District regarding Designated Positions of the Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 47)

Adopted Resolution No. 2006-199, which approves revisions to the Board Bylaws of the Shasta County Office of Education regarding Designated Positions of the Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 47)

Adopted Resolution No. 2006-200, which approves revisions to the Board Bylaws of the Shasta Union Elementary School District regarding Designated Positions of the Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 47)

Approved and authorized the Chairman to sign a contract with ACI Enterprises, Inc. in annual amounts not to exceed \$40,000 (Years One and Two), \$44,000 (Year Three), and \$48,000 (Year Four) to provide eligible Shasta County Employees with a comprehensive employee assistance program and other requested services from the date of signing through December 31, 2008, with two automatic one-year renewals; and authorized the Auditor-Controller to pay claims related to the contract, including advance quarterly payments. (Support Services)

Approved and authorized the Chairman to sign an agreement with National Library Relocations, Inc. in the amount of \$55,080 to provide collection moving services between the old and new libraries from the date of signing through January 31, 2007. (Public Works)

Approved and authorized the Chairman to sign agreements with North Fork Ranch, LLC in the amount of \$345,435 for the preparation by a consultant of an Environmental Impact Report (EIR), a Mitigation Monitoring Plan (MMP), and staff costs related to document production and processing of related land use permits for the North Fork Ranch Project (south west County area); and with Whitney Environmental Consulting, Inc. DBA Foothill Associates in an amount not to exceed \$344,435 to prepare an EIR and MMP from the date of signing through final certification of the EIR and acceptance of the MMP. (Resource Management)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: WESTERN SHASTA RESOURCE CONSERVATION DISTRICT LOWER CLEAR CREEK FLOODWAY REHABILITATION PROJECT

Western Shasta Resource Conservation District Watershed Coordinator Leslie Ryan presented a video on the Lower Clear Creek Floodway Rehabilitation Project, which recently received the Governor's Environmental and Economic Leadership Award. Bureau of Land Management Assistant Field Manager Francis Berg discussed the collaborative efforts of various organizations and members of the community and noted that Clear Creek is now becoming an attractive area for visitors.

BOARD MATTERS

RETIREMENT CERTIFICATE **WILLIAM H. CHAMPION** **DEPUTY DIRECTOR OF INFORMATION TECHNOLOGY**

At the recommendation of Chief Technology Officer Charlie Haase and in recognition of more than nine years of service to Shasta County, the Board of Supervisors presented Deputy Director of Information Technology William H. Champion with a Certificate of Recognition on the occasion of his retirement.

PROCLAMATION: BILL OF RIGHTS DAY

To commemorate the Bill of Rights the members of the Board of Supervisors read the Ten Amendments. By motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates December 15, 2006 as Bill of Rights Day in Shasta County. The proclamation was presented to members of the Daughters of the American Revolution who were present.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisor Kehoe recently attended the Pioneer Healthier Communities Conference in Washington, D.C.

Supervisor Hawes recently attended and reported on the Sacramento River Conservation Area Forum meeting.

Supervisors reported on issues of countywide interest.

INFORMATION TECHNOLOGY/MENTAL HEALTH

AGREEMENT: WESTERN INTEGRATED SYSTEMS **SYSTEM SUPPORT AND MAINTENANCE** **BUDGET TRANSFER**

Chief Technology Officer Charles Haase presented the staff report and recommended approval of the request.

By motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Western Integrated Systems in the amount of \$75,583 to purchase electronic document management software, hardware, installation services, and software maintenance for the period December 15, 2006 through December 14, 2007, with additional one-year renewals; and approved a budget transfer in the amount of \$7,123 within the Mental Health budget.

SUPPORT SERVICES-FLEET MANAGEMENT**BUDGET TRANSFER**

Director of Support Services Joann Davis presented the staff report and recommended approval of the request. By motion made, seconded (Cibula/Kehoe), and unanimously carried, the Board of Supervisors approved a budget transfer in the Fleet Management budget recognizing the use of \$1,346.45 in replacement funds and \$28,760.55 in insurance proceeds; approved a budget transfer increasing the fixed asset budget line by \$30,107 to purchase a replacement vehicle; and authorized the Auditor-Controller to process the transfers and pay related claims.

**AGREEMENT: CCG SYSTEMS
SPECIALIZED SOFTWARE SERVICES**

Director of Support Services Joann Davis presented the staff report and recommended approval of the request. In response to questions by Supervisor Kehoe, Ms. Davis explained that Shasta County has not received the customer service expected from the current fleet management software provider, required finding a new provider. She stated that there may or may not be an opportunity for the County to recover under the terms of the contract. By consensus, the Board of Supervisors directed Ms. Davis to review the matter with County Counsel to determine if recovery can be sought under the contract terms.

By motion made, seconded (Hartman/Hawes), and unanimously carried, the Board of Supervisors authorized the Director of Support Services to develop a contract with CCG Systems to provide specialized software services to Fleet Management.

SCHEDULED HEARINGS**PUBLIC WORKS****SHASTA COUNTY SOUTHERN REGION TRAFFIC IMPACT FEES
URGENCY RESOLUTION NO. 2006-201**

This was the time set to conduct a public hearing and consider adopting an urgency resolution which extends the interim Shasta County Southern Region Traffic Impact Fees for an additional 30 days. Chief Public Works Planner Dan Little presented the staff report and recommended approval of the urgency resolution. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

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

In response to a question by Supervisor Kehoe, Mr. Little advised that the requested 30-day extension will be sufficient to fill the 60-day gap until the ordinance passed on November 14, 2006 can go into effect and no further Board action will be necessary on this item.

By motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors adopted Resolution No. 2006-201 on an urgency basis, which extends the interim Shasta County Southern Region Traffic Impact Fees for an additional 30 days.

(See Resolution Book No. 47)

CLOSED SESSION ANNOUNCEMENT

Chairman Clarke announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled UPEC, Local 792 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.

1:30 p.m.

AFTERNOON CALENDAR

1:33 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer (CAO) Larry Lees, County Counsel Karen Jahr, Deputy Clerk of the Board Amy Spencer, and Deputy Clerk of the Board Elaine Grossman present.

REPORT OF CLOSED SESSION ACTIONS

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

WORKSHOP

LAW AND JUSTICE

SHERIFF'S OFFICE/PROBATION

ADULT AND JUVENILE DETENTION FACILITIES FEASIBILITY STUDY

This was the time set to conduct a workshop and consider receiving the findings of the Adult and Juvenile Detention Facilities Feasibility Study prepared by Nichols Melburg Rossetto, A.I.A. & Associates, Inc., in association with Daniel C. Smith and Associates. Public Works Director Pat Minturn presented the staff report and gave a brief overview of the study, noting that the study included both existing and future needs.

Sheriff Bosenko explained that the current facilities have been running at capacity for thirteen years. Sheriff Bosenko urged the Board of Supervisors to adopt and approve Option 4 of the feasibility study.

Chief Probation Officer Brian Richart spoke of the inability to incarcerate, deter, and rehabilitate due to lack of an appropriate facility.

Nichols Melburg & Chief Architect Michael Lusso introduced Dan Smith of Dan C. Smith and Associates, to whom Mr. Lusso credited the majority of the work done on the study. Mr. Smith conducted a PowerPoint presentation that reviewed the conclusions of the study, as well as its highlights. He noted that the existing adult facility is twenty-two years old, and although its original capacity was 237 inmates, it now houses 381 inmates. He further noted that the juvenile detention facility was built in the 1950's, with an addition in 1986. It currently operates at its capacity of 56. The overall population increase projections, the projected number of bookings, and the average length of stay of inmates was taken into account when assessing the needs of the County. Mr. Smith stated the planning portion of the study assumed that the

existing jail would continue to be used for the next 25 years, that pre-trial inmates would be kept near the court, and that all females would be housed in one facility.

Mr. Smith explained that there are 4 planning options for the adult facility. The juvenile detention facility has two options, with Option 1 being a full build-out and with Option 2 being a phase build-out.

Mr. Smith touched on funding options, and noted that State and Federal Grants, the County Capital Improvement Budget, special districts, sales taxes, and County impact fees are all funding considerations. Recommendations are made to implement Option 4 for the adult detention facility, at an initial implementation cost of \$20 million, and the implementation of Option 2 for the juvenile facility, with an implementation cost of \$16.6 million.

Mr. Lusso spoke of the site implications and noted that the adult facility would use approximately 6 acres on an 18-acre parcel of land located between Radio Lane and Breslauer Way. The proposed location of the new juvenile facility would have the new juvenile facility located east of the existing facility.

Presiding Juvenile Court Judge Anthony Anderson discussed the need for a new jail as a place to keep those considered to be dangerous to society as some are allowed back onto the streets within hours of being booked. He noted that some have described the juvenile facility as antiquated and inadequately designed.

Public Works Director Pat Minturn recommended a more detailed site plan for the proposed jail and juvenile facilities. He pointed out the need for master planning in the Breslauer Lane area for the proposed future jail facility, a new juvenile facility, and possible road access from the juvenile facility to Breslauer Lane.

Chairman Clarke expressed her concern regarding locating funding sources to construct and the ongoing costs of maintaining these proposed sites.

District Attorney Jerry Benito, City of Redding Police Chief Leonard Moty, Dan Belknap, L.C.S.W., and City of Anderson Police Chief Dale Webb spoke regarding the problem of individuals being released within hours of being arrested due to lack of adequate facilities for incarceration and rehabilitation.

Chaplain for the Shasta County Jail and Director of Ministries for the Good News Rescue Mission Pastor Dave Honey, stated that he looks forward to opportunities to counsel incarcerated individuals to deter recidivism.

Director of the Islamic Center of Redding Abu Bakr Salahuddin explained that offenders continue to commit crimes because they do not fear going to jail. There is a fear in the community of reporting crimes due to fear that those committing the crimes will soon be released.

Youth Violence Prevention Council Executive Director Charlie Menoher stated that there is a need for additional support for youth programs for rehabilitation.

Bill Price of Restoration Enterprises and the Parole and Community Team noted that 100-125 parolees enter Shasta County each month. Seventy-five percent of those that his organization counsel remain free. This program connects parolees with services prior to their release. He discussed the need for programs for offenders, both adults and juveniles.

Skip Tyler of the Triple R Boys Ranch stated that the facility is needed as juveniles look to the older generation to pattern their behavior.

New Directions to Hope Marriage and Family Therapist Russell York noted that enforcement consequences must be available in order to help rehabilitate offenders.

End Times Ministries Administrative Director Richard Keene encouraged the County to consider available facilities, such as transitional homes, to deter repeat offenders in the interim until the new facility is completed.

Retired Shasta County Undersheriff Larry Schaller encouraged a re-entry facility.

Retired Chief Probation Officer Renny Noll stated that Shasta County is in need of a place to keep violent and serious adult and juvenile offenders and suggested a link with Public Health and Mental Health to create case plans to help offenders re-enter the work force.

Gracious Palmer stated that the three incorporated cities of Shasta County should be consulted for funding.

Sheriff Bosenko remarked that the community correction plan is still a viable document and that Mental Health is still a part of the process.

Supervisor Cibula concurred regarding the need for additional jail space. He pointed out that the distinction between pre- and post-sentencing is an important factor. He commented that he did not want the County to lose emphasis on a site plan for the entire Breslauer area.

Supervisor Kehoe observed that because this is a community issue it would take the three incorporated cities and the County to resolve the problem.

Chief Administrative Officer (CAO) Larry Lees stated that he is pleased with the options given and commented that this problem is not just a County problem, but also a state and nation-wide problem. Mr. Lees suggested that prior to making any decisions the Board of Supervisors look at the Capital Investment Report, which will be presented in the third or fourth week in January.

In response to a question by Supervisor Hawes, Sheriff Bosenko noted that the Home Electronic Monitoring System has been successful and Brian Richard will present a request in the near future with recommendation to expand that program.

Supervisor Kehoe stated that some officials have shown interest in creating a joint public safety building that would house both City and County offices.

By motion made, seconded (Cibula/Kehoe) and unanimously carried, the Board of Supervisors continued the matter to allow the CAO to conduct informal discussions with the incorporated cities in Shasta County to promote working together with the cities and the courts, and return after receipt of the Capital Investment Report in January 2007.

3:22 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy