

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, April 17, 2007

**REGULAR MEETING**

9:03 a.m.: Chairman Cibula 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 Baugh

County Administrative Officer - Larry Lees  
County Counsel - Karen Jahr  
Deputy Clerk of the Board - Valerie Ibarra  
Deputy Clerk of the Board - Linda Mekelburg

**INVOCATION**

Invocation was given by Father Michael Hebda, Our Lady of Mercy Catholic Church.

**PLEDGE OF ALLEGIANCE**

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

**INTRODUCTIONS**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

Gail Mellow spoke regarding the March 22, 2007 Planning Commission meeting and a possible closed session.

Cynthia Lahey discussed the low pay and long hours for In-Home Supportive Services staff.

Kathy Valles asked the Board of Supervisors to consider the impact to residents in air quality and increased traffic of the proposed Shasta Gravel Plant.

Will Hirst spoke regarding health insurance for In-Home Supportive Services staff.

### **CONSENT CALENDAR**

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Hartman abstained on the minutes as she did not attend the Board of Supervisors meeting on April 10, 2007):

Approved the minutes of the meetings held on March 27, April 3, and April 10, 2007, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with the California Department of Alcohol and Drug Programs increasing compensation by \$147,868 (for a new total not to exceed \$1,890,335) to provide alcohol and other drug treatment and prevention services for the period July 1, 2006 through June 30, 2007. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an agreement with Far Northern Regional Center in an amount not to exceed \$186,534.60 to reimburse the County for transportation provided to joint Opportunity Center and Far Northern Regional Center clients for the period April 1, 2007 through March 31, 2008. (Social Services-Opportunity Center)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta County Women's Refuge in an amount not to exceed \$45,000 to provide domestic violence services for the period July 1, 2007 through June 30, 2008. (Social Services)

For Parcel Map No. 05-083, Dunham (Cottonwood area), approved and authorized the Chairman to sign an agreement with Bruce and Robin Dunham for completion of improvements within one year; and accepted securities for faithful performance in the amount of \$5,950 and for labor and materials in the amount of \$2,975. (Public Works)

### **REGULAR CALENDAR**

#### **PRESENTATIONS**

#### **RECOGNITION OF SHERIFF'S OFFICE VOLUNTEER GROUPS**

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

#### **BOARD MATTERS**

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

At the recommendation of Assistant District Attorney Daniel Flynn and Shasta County Victim Witness Coordinator Angela Fitzgerald, and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 22-28, 2007 as Crime Victims' Rights Week in Shasta County.

#### **PROCLAMATION: CHILD ABUSE PREVENTION AWARENESS MONTH ANNUAL REPORT OF SHASTA COUNTY CHILD ABUSE PREVENTION COORDINATING COUNCIL**

At the recommendation of Acting Interim Director of Social Services Marta McKenzie and by motion made, seconded (Hartman/Kehoe), and unanimously carried, the Board of

Supervisors adopted a proclamation which designates April 2007 as Child Abuse Prevention Awareness Month in Shasta County.

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

10:07 a.m.: The Board of Supervisors reconvened.

## **GENERAL GOVERNMENT**

### **AUDITOR-CONTROLLER**

#### **COUNTY CLAIMS LIST**

At the recommendation of Assistant Auditor-Controller Candace Knouse and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the County Claims List totaling \$17,841.40 requiring special board action, with the understanding that the Claims List should be used as a supplemental training tool for County departments. By consensus, the Board of Supervisors directed that the County Claims List remain on the Regular Calendar for a few weeks.

## **ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

#### **LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including Senate Bill 516 (Aanestad), Shasta County Watermaster District. By consensus the Board of Supervisors directed CAO Larry Lees to prepare a letter for Chairman to sign offering to cooperate with Senator Aanestad's staff in fashioning a proposal which meets all the needs of Shasta County water users. In response to Supervisor Cibula's questions, Mr. Minturn explained that there is very little district overlap as this issue relates to creek water for irrigation and not treated drinking water.

Supervisor Hartman reported that she testified at the U.S. Senate Committee on Veterans Affairs in Sacramento on Tuesday, April 10, 2007, Senate Bill 630 (SB630)(Aanestad), Veterans' Homes, was amended to specify securities for the Redding and Fresno homes and SB630 will be brought before the Senate Appropriations Committee in the near future.

Supervisors reported on issues of countywide interest.

## **HEALTH AND HUMAN SERVICES**

### **SOCIAL SERVICES**

#### **AGREEMENT: AUTOMATED WELFARE SYSTEM**

At the recommendation of Acting Interim Director of Social Services Marta McKenzie and Deputy Director of Social Services Phil Paulsen, and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the Joint Powers Agreement with the California Statewide Automated Welfare System Consortium IV (C-IV) to design, develop, implement, operate, and maintain an automated welfare system from June 1, 2007 until the Board terminates participation; and approved and authorized the Chairman to sign a memorandum of understanding with C-IV for a period of one year from the date of execution of the amended

Joint Powers Agreement, with automatic one-year renewals to establish the relationship between Shasta County and C-IV.

**LAW AND JUSTICE**

**SHERIFF**

**CONTRACT: NORTH STATE SECURITY, INC.**

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal contract with North State Security, Inc. in a total amount not to exceed \$330,000 from the date of signing through August 31, 2010, with two automatic one-year renewals, to provide security while inmates are receiving medical care at local hospitals when deputy sheriffs or correctional officers are not available.

**PUBLIC WORKS**

**REGIONAL TRANSPORTATION PLANNING AGENCY  
PROPOSED INTERSTATE 5 REGIONAL TRAFFIC IMPACT FEE**

Executive Officer of the Regional Transportation Planning Agency Dan Little and MuniFinancial Principal Consultant Bob Spencer gave a presentation regarding the proposed Interstate 5 (I-5) regional traffic impact fee. Mr. Spencer discussed the impacts of growth to congestion on I-5 between Shasta and Tehama Counties, developing a long-term plan for solving future congestion on I-5 in Shasta and Tehama Counties through the year 2030, developing a fair and equitable traffic impact fee program to pay for impacts of future development, the leverage of state and federal funds for I-5 projects, and streamline Caltrans review for development projects.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors directed staff to work with Regional Transportation Planning Agency staff to establish the Phase I fee for adoption by member agencies in summer 2007 and provided other direction to staff as appropriate.

**BUDGET AMENDMENT**

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved a budget amendment increasing appropriations by \$16,000 in the Fall River Mills Airport (FRMA) budget to replenish aviation fuel supplies, to be offset by available fund balance.

In response to Supervisor Kehoe's question, Mr. Minturn confirmed that the sale of aviation fuel, and possibly jet fuel, at the FRMA by a public vendor and not by the County is currently being considered for possible implementation in the near future.

**SCHEDULED HEARINGS**

**PUBLIC WORKS**

**IRISH CREEK PERMANENT ROAD DIVISION**  
**TRACT NO. 1911**  
**REDDING AREA**  
**BALLOT TABULATION**

This was the time set to conduct a public hearing and consider the results of the ballots regarding Irish Creek Subdivision Tract Map No. 1911 Permanent Road Division (Redding area). 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 formation of the permanent road division, and the public hearing was closed.

Public Works Supervising Engineer Alfred Cathey presented the staff report and requested the clerk to announce the results of the vote on the formation of the proposed Irish Creek Permanent Road Division as required by Proposition 218, the vote was as follows:

FOR:	1
AGAINST:	0
BLANK BALLOTS:	0

By consensus, the Board of Supervisors continued the matter to a future Board of Supervisors meeting to consider formation of the Permanent Road Division.

**CLOSED SESSION ANNOUNCEMENT**

Chairman Cibula announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss anticipated litigation entitled Allegation of a Brown Act violation at the March 22, 2007 Planning Commission meeting, pursuant to Government Code section 54956.9(b).

12:04 p.m.: The Board of Supervisors recessed to Closed Session.

12:47 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Hartman, Cibula, Baugh, and Hawes, County Administrative Officer Larry Lees, County Counsel Karen Jahr, and Deputy Clerk of the Board Valerie Ibarra present.

**REPORT OF CLOSED SESSION ACTIONS**

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss anticipated litigation, and reported that no violation of the Brown Act occurred during the break at the March 22, 2007 Planning Commission meeting. She further stated that, in accordance with the provisions of the Brown Act with regard to the procedures needed in addressing an allegation of Brown Act violation of the closed session provisions and to allow for a full resolution of any potential violations, the matter has been set before the May 10, 2007 Planning Commission Meeting to fully discuss this issue in a public forum.

Gail Mellow again requested a second meeting to supersede the March 22, 2007 Planning Commission meeting and a copy of the minutes of the closed session. County Counsel Karen Jahr responded by confirming that no closed session was held.

Kathy Valles stated she understood there to be a violation of The Brown Act at the March 22, 2007 Planning Commission meeting and requested consequences for the violation.

12:55 p.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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