

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, May 22, 2007

**REGULAR MEETING**

9:02 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 - Nancy Rupert

**INVOCATION**

Invocation was given by Pastor Kris Widmer, Seventh-Day Adventist Church, Redding.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance to the Flag was led by Whiskeytown National Recreation Area Park Superintendent Jim Milestone.

**INTRODUCTIONS**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

County Clerk/Registrar of Voters Cathy Darling indicated that the department received two Help America Vote Act reimbursements from the Secretary of State's Office to Shasta County for the purchase of the audit trail printers and the paper ballot counter retrofit in 2006.

**ITEMS PULLED FROM CONSENT CALENDAR**

Supervisor Baugh pulled for discussion the County claims list.

The item relating to the purchase of specialty items and services for Probation staff recruitment was pulled at the request of the department.

**ACTION ON ITEMS PULLED FROM CONSENT CALENDAR****COUNTY CLAIMS LIST**

In response to questions from Supervisors Baugh and Hawes, Auditor-Controller Connie Regnell, District Attorney Chief Fiscal Officer Elizabeth Leslie, and District Attorney Jerry Benito indicated the current lease requires the County be responsible for maintenance fees up to \$1,500 per year. Since the lease was obtained, County policy has changed to require County approval through a personal service agreement, and despite notification of these new policies to the landlord, the landlord obtained services outside this arrangement.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the County claims list totaling \$1,884.83 requiring special board action. (Auditor-Controller)

**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, as amended (Supervisor Hartman abstained from voting on the minutes as she was absent at the May 15, 2007 Board of Supervisors meeting):

Approved the minutes of the meeting held on May 15, 2007, as submitted. (Clerk of the Board)

Disbanded the California Horse Park Committee, which was established in 2005 to consider a proposed horse park in Shasta County. (Clerk of the Board)

Appointed R. Russ Peterson to fill an unexpired term to the Tobacco Settlement Funds Citizens' Advisory Committee as recommended by District 2 Supervisor Cibula for a term to expire June 2009. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with Caliper Corporation in an amount not to exceed \$40,000 to provide licensing, maintenance, and support of the Maptitude for Precinct and Election Management computer software from the date of signing through May 21, 2010. (County Clerk/Registrar of Voters)

Approved and authorized the Chairman to sign a renewal agreement with the City of Redding in an amount not to exceed \$117,848 for the Police Department to investigate elder crimes and abuse within the Redding city limits for the period July 1, 2007 through June 30, 2008. (Social Services)

Approved and authorized the Chairman to sign an agreement with the U.S. Postal Service (U.S.P.S.) at no cost to provide access to the U.S.P.S. website to manage the Opportunity Center's postage/bulk mailing account from the date of signing until termination. (Social Services-Opportunity Center)

Adopted Resolution No. 2007-47, which authorizes the District Attorney to continue as the agent for Shasta County to conduct negotiations, sign an agreement in an amount not to exceed \$132,372.60, and submit documents necessary for continuation of the Victim Witness restitution program for the period July 1, 2007 to June 30, 2009. (District Attorney-Victim Witness)

(See Resolution Book No. 48)

Repealed Salary Resolution No. 1325 and adopted Salary Resolution No. 1329 in its place, which amends the effective date of the new positions for the Home Electronic Confinement program. (Probation)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign an agreement with Behavioral Interventions, Inc. in the amount of \$1.20 per unit per day to provide monitoring and maintenance services for the Home Electronic Confinement Program for the period July 1, 2007 through June 30, 2008, with four optional one-year extensions; approved and authorized the Chairman to sign an agreement with Key Government Finance in the amount of \$205,365.43 to lease/purchase electronic monitoring equipment for the period May 23, 2007 through May 23, 2012; and adopted Resolution No. 2007-48, which approves the Chief Probation Officer to sign addenda and any subsequent documents necessary to carry out the obligations of both agreements. (Probation)

(See Resolution Book No. 48)

Approved and authorized the Chairman to sign a renewal contract with the California Department of Boating and Waterways in an amount not to exceed \$584,990 to perform boating safety and enforcement activities on Shasta County waterways for the period July 1, 2007 through June 30, 2008. (Sheriff)

For Tract Map No. 1915, Unit 1, Mount Lassen Woods Subdivision Permanent Road Division (Shingletown 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 July 17, 2007 at 9:00 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

Awarded to the low bidder, Dean Hammond Construction, on a unit-cost basis, the contract for the Fall River Mills Septage Impoundment No. 1 2007 Cleanout Project in the amount of \$178,400. (Public Works)

For the Airport Road at Sacramento River Bridge Project, approved and authorized the Chairman to sign right-of-way contracts with the Alberta Lee Woodrum Trust (0.17 acres at \$17,000), Ok and Kwang Yi (0.12 acres at \$15,700), and River Run Cove Land Development (0.05 acres at \$13,200); and accepted three easement deeds from these owners conveying parcels of project right of way. (Public Works)

For the Fall River Mills Airport Expansion Project Phase III, approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after June 28, 2007 at 11:00 a.m. (Public Works)

For the Zogg Mine Road at Zogg Creek Bridge Replacement Project, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved and authorized the Public Works Director to sign a Streambed Alteration Agreement with the California Department of Fish and Game from the date of signing through December 31, 2010; approved plans and specifications and direct the Public Works Director to advertise for bids; and authorized opening of bids on or after June 14, 2007 at 11:00 a.m. (Public Works)

For Parcel Map No. 06-010, Eloge (northeast Redding area), approved and authorized the Chairman to sign an agreement with Verlyn and Carol Ann Eloge for completion of improvements within one year; and accepted securities for faithful performance in the amount of \$5,700 and for labor and materials in the amount of \$2,850. (Public Works)

Adopted Resolution No. 2007-49, which authorizes the Department of Resource Management to apply for the Used Oil Recycling Block Grant, Fiscal Year 2007-08 in the amount of \$28,076 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake. (Resource Management-Community Education Section)

(See Resolution Book No. 48)

Adopted Resolution No. 2007-50, which authorizes the Department of Resource Management to apply for City/County Payment Program funds from the California Department of Conservation for beverage container recycling and litter abatement programs in the amount of \$28,739 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake, appoints the Director of Resource Management as the agent for Shasta County for the purposes of the Program, authorizes the Department of Resource Management to include program expenditures and revenues in the Fiscal Year 2007-08 budget, and authorizes the Auditor-Controller to pay claims for said expenditures. (Resource Management-Community Education Section)  
(See Resolution Book No. 48)

9:15 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

**SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR**

**SHASTA COUNTY WATER AGENCY**

By motion made, seconded (Hartman/Hawes), and unanimously carried, the Shasta County Water Agency Board of Directors took the following action, which was listed on the Water Agency Consent Calendar:

Approved and authorized the Chairman to sign an amendment to the agreement with CH2M Hill to prepare the Redding Basin Water Resource Master Plan Environmental Document extending the term to June 15, 2007. (Public Works)

9:16 a.m.: The Shasta County Water Agency adjourned, and the Board of Supervisors reconvened.

**REGULAR CALENDAR**

**PRESENTATIONS**

**PRESENTATION: UNDERAGE DRINKING PREVENTION**

Public Health Director Donnell Ewert spoke regarding the program developed to reach youth regarding the potential dangers of drinking alcoholic beverages. Injury and Prevention Coalition of Shasta County Co-Chair Rachael Hanks-Saphore provided a media presentation of television spots which will air on television and in theaters in Shasta County over the summer which focus on the consequences of adults providing alcohol to minors and discussed the Coalition's efforts to continue its collaborative efforts to address motor vehicle crash deaths and injuries in Shasta County. District Attorney Jerry Benito and Sheriff Tom Bosenko discussed implemented strategies to deter underage drinking by targeting and prosecuting adults who provide alcohol to minors.

**PRESENTATION: RESOURCE MANAGEMENT PLAN**

Bureau of Land Management Alturas Field Office Manager Tim Burke discussed the proposed Alturas Resource Management Plan and draft Environmental Impact Statement, adjustments made due to the public response to keep the land wilderness unchanged, areas for livestock grazing, off-highway vehicle use, proposed scenic designation which would require Congressional action, areas of critical concern, and proposals for next year.

**PRESENTATION: WHISKEYTOWN NATIONAL RECREATION AREA**

Whiskeytown National Recreation Area Park Superintendent Jim Milestone spoke regarding Waterfalls Week, tours for Shasta County schools, efforts to encourage youth activity at Whiskeytown, and press recognition.

**BOARD MATTERS****PROCLAMATION: WATERSHED AWARENESS MONTH**

Western Shasta Resource Conservation District Watershed Coordinators Leslie Bryant, Lee Delaney, and Kellie Miller identified Shasta County watersheds, and discussed the District's efforts to increase public awareness such as the Ground Water Presentation and the 2007 Watershed Festival.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2007 as Watershed Awareness Month in Shasta County.

**GENERAL GOVERNMENT****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 the State budget.

Supervisor Kehoe recently attended the RABA Board meeting.

Supervisor Cibula recently attended the Regional Council of Rural Counties meeting.

Supervisor Hartman reported that the vote for Senate Bill 630 (Aanestad), Veterans' Homes, has been postponed one week, and she anticipates approval.

Supervisors reported on issues of countywide interest.

**AUDITOR-CONTROLLER****AUDITOR-CONTROLLER REORGANIZATION  
SALARY RESOLUTION NO. 1330**

At the recommendation of Auditor-Controller Connie Regnell, and by motion made, seconded (Kehoe/Hartman), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1330, which makes various adjustments to allocations to distinguish duty assignments in the Auditor-Controller's Office effective May 27, 2007, and deletes two unique job classifications.

(See Salary Resolution Book)

TRINITY EQUIPMENT COMPANY  
ZONE AMENDMENT NO. 02-023  
ORDINANCE NO. 378-1953

Chief Deputy Clerk of the Board Glenda Tracy presented the staff report and indicated that Supervisor Baugh was not a member of the Board of Supervisors when this matter was first introduced. To allow Supervisor Baugh to take action on this matter, he was provided with copies of the board reports, attachments, minutes, and recorded audio. In response to a question from Supervisor Baugh, Public Works Director Pat Minturn explained the drainage blockage issue was resolved.

By motion made, seconded (Kehoe/Baugh), and carried, the Board of Supervisors enacted Ordinance No. 378-1953, which approves Zone Amendment No. 02-023, Trinity Equipment Company (Palo Cedro area), as introduced August 15, 2006 (continued from the May 15, 2007 meeting). Supervisor Cibula voted no consistent with his prior vote, and Supervisor Hawes recused consistent with his prior vote.

(See Zoning Ordinance Book)

**COUNTY CLERK/REGISTRAR OF VOTERS**

LEASE: WILLIAM TOTH  
1641 AND 1643 MARKET STREET, REDDING, LOCATION

County Clerk/Registrar of Voters Cathy Darling presented the staff report and recommended approval of the lease. In response to questions by Supervisors Cibula and Kehoe, Ms. Darling and County Administrative Officer Larry Lees detailed the Department's need for space, the cost efficiency of remaining at the current location rather than relocating to another building at this time, and the intention of bringing a proposal of moving to a permanent site before the Board within the next four weeks, noting that the additional space is for storage and volunteers during the election season.

By motion made, seconded (Hartman/Hawes), and carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal lease with William Toth in the amount of \$11,716.25 per month for approximately 13,000 square feet of office space (\$0.90/square foot) at 1641 and 1643 Market Street, Redding for the period July 1, 2007 through June 30, 2009, with two additional one-year renewals and three percent annual increases. Supervisor Kehoe voted no in view of the fact that the additional space is more than what is needed.

**HEALTH AND HUMAN SERVICES**

**HEALTH AND HUMAN SERVICES AGENCY**

AGENCY UPDATE  
HEALTH AND HUMAN SERVICES AGENCY REORGANIZATION  
SALARY RESOLUTION NO. 1331

Health and Human Services Agency Director Marta McKenzie provided an update of the Health and Human Services Agency's (HHS) senior leadership structure and outlined the need to add a HHS Program Manager and delete various positions in order to streamline the department's organization. In response to questions by Supervisors Cibula and Baugh, CAO Lees added that the overall combination of these services will create more revenue.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1331, which deletes ten positions in Mental Health,

Public Health, and Social Services budgets and adds ten positions in the Health and Human Services Agency budget, transfers two positions from the Public Health and Social Services budgets to the Health and Human Services Agency budget, approved one new job classification, and deleted three unique job classifications.

(See Salary Resolution Book)

10:59 a.m.: The Shasta County Board of Supervisors recessed.

11:07 a.m.: The Shasta County Board of Supervisors reconvened.

## **SOCIAL SERVICES-PUBLIC GUARDIAN**

### **BUDGET AMENDMENT**

At the recommendation of Health and Human Services Agency Director Marta McKenzie, and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved a budget amendment in the amount of \$109,859 increasing appropriation authority in the Public Guardian budget unit.

## **LAW AND JUSTICE**

### **PROBATION**

#### **PREPAID BANK CARDS PILOT PROJECT** **PROBATION OFFICERS EMERGENCY TRAVEL**

Chief Probation Officer Brian Richart presented the staff report and recommended approval. Mr. Richart explained that emergency travel occurs when staff must accompany minors who are being placed or retrieved. Auditor-Controller Connie Regnell discussed her department's standards for reimbursement and programs results in other departments in the past; she recommended approval of the program. Supervisors discussed the possibility of implementing a one-year pilot project of the program to test its feasibility.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved a one-year pilot project of the purchase of prepaid bank cards to pay for foster care placement-related emergency travel expenses, and authorized the Auditor-Controller to pay the claims associated with their purchase.

## **PUBLIC WORKS**

### **PUBLIC WORKS**

#### **REDDING BASIN WATER RESOURCES MANAGEMENT PLAN**

Public Works Associate Engineer Eric Wedemeyer presented the staff report and recommended approval of the plan. Supervisors Baugh and Kehoe requested more time to allow a comprehensive review all materials. By consensus, the Board of Supervisors continued this matter to the June 12, 2007 meeting.

#### **GROUNDWATER MANAGEMENT PLAN REVISIONS**

Public Works Associate Engineer Eric Wedemeyer and Public Works Director Pat Minturn presented the staff report and recommended revision of the Plan as a prerequisite in

applying for state grants. Mr. Wedemeyer and Mr. Minturn explained that through SB 1938, local agencies were given authority to adopt a ground water management plan for their district, and due to overlapping districts, the water districts and the County adopted the same management plan to set regulatory rules and monitoring requirements.

By motion made, seconded (Hawes/Hartman), and carried, the Board of Supervisors adopted an update to the Coordinated AB 3030 Groundwater Management Plan for the Redding Groundwater Basin. Supervisor Baugh voted no because the Board has not yet adopted the Redding Basin Water Resources Management Plan certified the Environmental Impact Report (EIR) for the Redding Basin Water Resources Plan, nor adopted the mitigation measures provided in various sections of the EIR.

12:03 p.m.: Supervisor Cibula recused due to real property holdings in the vicinity of the Courthouse, and he left the room. Vice-Chairman Hartman presided.

#### COURTHOUSE ANNEX REMODEL BUDGET AMENDMENT

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved a budget amendment in the amount of \$227,000 increasing appropriations in the Land, Buildings and Improvements budget unit, with respective entries in the Trial Courts budget unit for the remodeling of Courthouse offices.

12:03 p.m.: Chairman Cibula returned to the room.

#### AGREEMENT: NICHOLS, MELBURG AND ROSSETTO BRESLAUER CAMPUS MASTER PLAN ARCHITECTURAL SERVICES

Public Works Director Pat Minturn presented the staff report and recommended approval. In response to questions by Supervisors, Mr. Minturn, CAO Lees, and Sheriff Tom Bosenko indicated that due to public safety being a priority and the potential for AB 900 funds being awarded to the County if land availability and a corresponding feasibility study can be demonstrated, development focus was given to the public safety offices. Mr. Minturn indicated that this project was offered only to Nichols, Melburg and Rosseto as the qualified architectural firm.

By motion made, seconded (Hawes/Baugh), and carried, the Board of Supervisors recognized the development stage as Phase I of the Breslauer Campus Master Plan; approved a budget amendment increasing appropriations by \$100,000 in the Land, Buildings and Improvements budget unit with a budget transfer in the amount of \$100,000 from the Accumulated Capital Outlay budget unit; approved and authorized the Chairman to sign a personal services agreement with Nichols, Melburg and Rosseto Architects in the amount of \$75,000 from the date of signing through April 30, 2008 to develop a Phase I master plan for County-owned property fronting Breslauer Way; and extended the scope of development to include all departments located at the Breslauer Campus. Supervisor Kehoe voted no as he opposed not opening this project to other competitive architectural firms.

**SCHEDULED HEARINGS**

**RESOURCE MANAGEMENT**

**ZONE AMENDMENT NO. 07-006**

**JOSEPH BUNTON**

**JOHNSON PARK AREA**

This was the time set to conduct a public hearing and consider taking action on Zone Amendment No. 07-006, Joseph Bunton, which would rezone approximately 123.5 acres in the Johnson Park area from a Planned Development (PD) District to a Limited Residential District combined with a minimum lot area shown on a recorded map (R-L-BSM) District and/or other appropriate district. Senior Planner Lisa Lozier presented the staff report and recommended approval of the project. 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.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-006, Joseph Bunton, Johnson Park area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2007-034;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2007-034; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-006, as requested.

**ZONE AMENDMENT NO. 06-031**

**DALE KEMPF**

**MANTON AREA**

This was the time set to conduct a public hearing and consider taking action on Zone Amendment No. 06-031, Dale Kempf, which would rezone approximately 12.3 acres in the Manton area from a Unclassified (U) District to a Limited Residential (R-L) District. Associate Planner Lio Salazar presented the staff report and recommended approval of the project. 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 project, and the public hearing was closed.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-031, Dale Kempf, Manton area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2007-035;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2007-035; and

3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-031, as requested.

**CLOSED SESSION ANNOUNCEMENT**

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

12:44 p.m.: The Board of Supervisors recessed to Closed Session and convened as the In-Home Supportive Services (IHSS) Public Authority Governing Board.

**IN-HOME SUPPORTIVE SERVICES**

**PUBLIC AUTHORITY GOVERNING BOARD**

**CLOSED SESSION ANNOUNCEMENT**

Chairman Cibula announced that the IHSS Public Authority Governing Board would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Larry Lees, IHSS Public Authority Program Manager Ken Field, Labor Consultant Becker and Bell to discuss the California United Homecare Workers of America, pursuant to Government Code section 54957.6.

1:00 p.m.: The IHSS Public Authority Governing Board recessed to Closed Session.

1:25 p.m.: The IHSS Public Authority Governing Board recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Cibula, Hartman, and Baugh, Assistant County Counsel Mike Ralston, County Administrative Officer Larry Lees, and Deputy Clerks of the Board Valerie Ibarra and Nancy Rupert.

**REPORT OF IN-HOME SUPPORTIVE SERVICES**

**PUBLIC AUTHORITY GOVERNING BOARD**

**CLOSED SESSION ACTIONS**

Assistant County Counsel Mike Ralston reported that the IHSS Public Authority Governing Board met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

1:26 p.m.: The IHSS Public Authority Governing Board adjourned, and the Board of Supervisors reconvened.

**REPORT OF BOARD OF SUPERVISORS**

**CLOSED SESSION ACTIONS**

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation; however, no reportable action was taken.

1:27 p.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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