

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 2, 2009

REGULAR MEETING

9:01 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 Moty
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Baugh

District No. 4 - Supervisor Hartman - Absent

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Linda Mekelburg
Deputy Clerk of the Board - Megan Dorney

INVOCATION

Invocation was given by Pastor David Stark, Grace Presbyterian Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Charles Alexander discussed funding options for the Main Jail and suggested methods for funding the jail.

BOARD MATTERS

CERTIFICATE OF RECOGNITION: DUANE TOMEI

The Board of Supervisors and Sheriff Tom Bosenko presented Duane Tomei with Certificates of Recognition for his years of community service in Shasta County.

9:17 a.m.: The Board of Supervisors recessed.

9:19 a.m.: The Board of Supervisors reconvened.

JUNE 2009 EMPLOYEE OF THE MONTH
SENIOR STAFF SERVICES ANALYST AMPARO BUCK
RESOLUTION NO. 2009-039

At the recommendation of Director of Social Services Jane Work and Adult Protective Services Program Manager Jim Livingston and by motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-039, which recognizes Senior Staff Services Analyst Amparo Buck as Shasta County's June 2009 Employee of the Month.

(See Resolution Book No. 50)

PROCLAMATION: SAFETY MONTH

At the recommendation of Director of Support Services Michelle Schafer and Risk Management Analyst Jonathan Hill and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates June 2009 as Safety Month in Shasta County.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Baugh abstained from the minutes as he was not in attendance on May 19, 2009):

Approved and authorized the Chairman to sign the County Claims List totaling \$17,606.61 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on May 19, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1993, which approves Zone Amendment No. 06-021, 1999 Leach Revocable Living Trust (French Gulch area), as introduced May 12, 2009. (Clerk of the Board)

(See Zoning Ordinance Book)

Appointed Jim Livingston to the PSA Area 2 Agency on Aging Advisory Council for a term to expire June 2013. (Clerk of the Board)

Appointed David Shepard to the Commission on Aging for a term to expire January 2011. (Clerk of the Board)

Appointed Vance Acker to the Igo-Ono Community Services District for a term to expire December 2009. (Clerk of the Board)

Directed the Clerk of the Board to provide notice to the Shasta County Office of Education and 17 school districts that the Board of Supervisors will not authorize issuance of tax and revenue anticipation notes on behalf of the school districts so the Office of Education and the districts can issue notes independent of Shasta County. (County Counsel)

Adopted Resolution No. 2009-040, 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 \$1,249,494, and submit to the State documents necessary for continuation of the Victim Witness Claims Unit for the period July 1, 2009 to June 30, 2012. (District Attorney)

(See Resolution Book No. 50)

Adopted Resolution No. 2009-041, 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 \$67,000, and submit documents necessary for continuation of the Victim Witness Restitution Program for the period July 1, 2009 to June 30, 2010. (District Attorney)
(See Resolution Book No. 50)

Adopted Resolution No. 2009-042, which approves and authorizes the Chief Probation Officer to sign and submit a Juvenile Accountability Block Grant application, agreement, and any subsequent amendments to provide funding in the amount of \$12,551 for Fiscal Year 2009-10. (Probation)
(See Resolution Book No. 50)

Approved and authorized the Chairman to sign an agreement with Los Angeles County to transport Shasta County prisoners within California for the period July 1, 2009 through June 30, 2014; and approved and authorized the County Administrative Officer to sign amendments to the agreement during the five-year term. (Sheriff)

Approved a budget amendment increasing appropriations in the Animal Control budget by \$25,000 to fund additional spay and neuter expenses; and authorized the use of \$25,000 from the Spay/Neuter Designated Fund balance to fund the additional spay and neuter expenses. (Sheriff)

Adopted Resolution No. 2009-043, which designates authorized signatures for the purpose of obtaining financial assistance from the California Emergency Management Agency under the Emergency Management Grant Program. (Sheriff-Office of Emergency Services)
(See Resolution Book No. 50)

Approved and authorized the Chairman to sign a covenant with the California Regional Water Quality Control Board to restrict the use of County property at 1477 Oregon Street, Redding. (Public Works)

Released the security guaranteeing maintenance of public improvements in the amount of \$78,400 for Tract Map No. 1890, Foxwood Estates (west Redding area). (Public Works)

For a portion of the right of way at the northeast corner of Main and Fourth Streets in the town of Cottonwood, adopted Resolution No. 2009-044, which declares the property is no longer necessary for County or other public purposes, and approves and authorizes the Chairman to sign the purchase agreement and quitclaim deed; and set the sale price at \$12,850. (Public Works)
(See Resolution Book No. 50)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: CLOSTRIDIUM DIFFICILE (C. DIFF)

Director of Public Health Donnell Ewert introduced Sutton N. Menezes, M.D., who discussed the increasing frequency of infection of the population with *Clostridium difficile* (c.diff), a bacterium which can cause inflammation of the colon. A key risk factor is the use of powerful antibiotics, and the elderly and very young are the most at risk for the disease. The bacterium is becoming more of a concern because it is now being seen outside hospitals and in the community. Dr. Menezes discussed prevention measures, which include practicing good hand hygiene and limiting the use of antibiotics.

PRESENTATION: COUNTY HEALTH AND HUMAN SERVICES

HHSA Director Marta McKenzie discussed the impact of the economic recession on the demand for County health and human services and the sizable economic contribution the programs make to the local economy. In the last two years, there have been increases in the unemployment rate, food stamp applications, food-stamp-only benefits paid, and the number of families receiving CalWORKS benefits (including a 53 percent increase in the number of two-parent CalWORKS families). Most benefits paid to families and people are spent locally, and the County's annual general fund contribution of approximately \$750,000 leverages approximately \$250 million in benefits received in the community. Mercy Medical Center receives 22 percent of its annual income from Medi-Cal, and a large portion of Shasta Community Health Center's and Hill Country Community Clinic's patients have Medi-Cal as their primary insurance. In 2007, 25.7 percent of the population received benefits; in 2009, that percentage has increased to 28.5 percent.

The Supervisors thanked Ms. McKenzie, and Supervisor Kehoe requested that she make the presentation to the Board of Directors of the Chamber of Commerce, Economic Development Corporation, and others involved in economic development.

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 an update on the State's budget process, which still has not been resolved.

By consensus, the Board of Supervisors directed the Chairman to sign a letter to Caltrans supporting the 2-1-1 information-and-referral system designation for Shasta County.

By consensus, the Board of Supervisors directed CAO Lees to prepare and the Chairman to sign a letter to the Federal Energy Regulatory Commission requesting the participation of Shasta County in the process for the decommissioning of Pacific Gas and Electric's Kilarc-Cow Creek hydroelectric facility.

Supervisor Baugh recently attended an emergency meeting of the PSA 2 Board of Directors.

Supervisor Hawes recently attended a California State Association of Counties Board of Directors meeting.

Supervisors reported on issues of countywide interest.

LAW AND JUSTICE

PROBATION

BUDGET AMENDMENT

PROBATION AND CRYSTAL CREEK BOYS CAMP BUDGET UNITS

Chief Probation Officer Brian Richart presented the staff report and requested approval of the budget amendments to the Probation and Crystal Creek Boys Camp budget units. In

response to a question by Supervisor Baugh regarding the loss of a Social Services Division contribution to the Crystal Creek budget in Fiscal Year 2009-10 and the future of the Camp, Mr. Richart explained that if the loss of funding leads to the Camp's closure, the Probation Department believes there will be a cost to the County in terms of increased caseloads and increased placements. He also noted that Probation has reduced administration costs by absorbing them into the various divisions within the Probation Department. The number of placements has decreased, as the number of placements statewide. However, Mr. Richart sees this as a lull, and the numbers in the juvenile justice system will increase over the next few years. Supervisor Moty expressed his concern that it will be hard to fund the Camp in the future, and he suggested possibly closing the Camp and using the positions to staff the new juvenile hall facility. Mr. Richart appreciated the suggestion but also expressed his concern regarding the long-term implications of closing the Camp. Supervisor Moty also questioned whether enough funding is received through out-of-county placements to support the actual cost of the placements.

Supervisor Kehoe made a motion to approve staff recommendation, with the understanding that the majority of the conversation regarding the possibility of closure of the Camp be deferred until the budget hearings commence on June 8. He requested that the budget discussions include:

1. A status report on ownership of the Crystal Creek, both present and projected;
2. An explanation of the increase in General Fund support, specifically for Fiscal Years 2003-04, 2005-06, and 2008-09;
3. A report on the level of subsidy being provided to other counties for out-of-county placements in the facility.

Supervisor Moty seconded the motion. By a unanimous vote, the Board of Supervisors approved an amendment to the Probation and Crystal Creek Boys Camp budget units to reflect actual and projected expenditures and revenues consistent with midyear analysis for a net effect of zero.

SCHEDULED HEARINGS

LAW AND JUSTICE

SHERIFF

SUPPLEMENTAL LOCAL LAW ENFORCEMENT CITIZENS OPTION FOR PUBLIC SAFETY (COPS) PROGRAM BUDGET AMENDMENT

This was the time set to conduct a public hearing regarding the Supplemental Local Law Enforcement Citizens Option for Public Safety (COPS) program. Sheriff-Coroner Tom Bosenko presented the board report and recommended approval. 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 program, and the public hearing was closed.

In response to a question from Supervisor Moty, Sheriff Bosenko explained that should grant funding no longer be received, the positions or programs funded by the grant funding would be eliminated. Chief Fiscal Officer Carol Patton also noted that the State has changed their method of payment, so funding already received for Fiscal Year 2008-09 will be used to fund programs in Fiscal Year 2009-10.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors approved the Sheriff's request for front-line law enforcement services funding in the amount of \$135,506 and approved a budget amendment decreasing appropriations in the amount of \$135,506 in the Sheriff's budget.

PUBLIC WORKS

BURNEY DISPOSAL INC.
ANDERSON-COTTONWOOD DISPOSAL SERVICES
RATE ADJUSTMENTS
RESOLUTION NOS. 2009-045 AND 2009-046

This was the time set to conduct a public hearing to consider adjusted rates for Burney Disposal, Inc. and Anderson-Cottonwood Disposal Services. Chief Fiscal Officer presented the board report and recommended approval of the rate adjustments. 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 rate adjustments, and the public hearing was closed.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-045, which adjusts the rates for Burney Disposal, Inc.; and adopted Resolution No. 2009-046 effective July 1, 2009, which adjusts the rates for Anderson-Cottonwood Disposal Services, Inc. effective July 1, 2009.

(See Resolution Book No. 50)

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to take the following actions:

1. Confer with its counsel to discuss one case of significant exposure to potential litigation, pursuant to Government Code section 54956.9(b); and
2. Confer with its counsel to discuss one case of initiation of litigation, pursuant to Government Code section 54956.9(c); and
3. Consider a public employee appointment (Public Defender), pursuant to Government Code section 54957.6; and
4. Confer with its Real Property Negotiator County Administrative Officer Larry Lees and the State of California to negotiate price and terms of payment regarding Assessor's Parcel No. 011-290-038-000, pursuant to Government Code section 54954.2.

11:25 a.m.: The Board of Supervisors recessed to Closed Session.

12:05 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Moty, Hawes, and Baugh, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

County Administrative Officer Larry Lees reported that the Board of Supervisors met in Closed Session to discuss significant exposure to potential litigation, initiation of litigation, a public employee appointment, and real property negotiations. By a unanimous vote, the Board of Supervisors ratified the appointment of Jeffrey Gorder as Public Defender. No other reportable action was taken.

12:06 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy