

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, April 12, 2011

**REGULAR MEETING**

9:01 a.m.: Chairman Baugh 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. 4 - Supervisor Hartman  
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees  
County Counsel - Rubin E. Cruse, Jr.  
Chief Deputy Clerk of the Board - Glenda Tracy  
Administrative Board Clerk - Linda Mekelburg

**INVOCATION**

Invocation was given by Pastor Dan Eckley, Anderson Cottonwood Neighborhood Church.

**PLEDGE OF ALLEGIANCE**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

Russ Wade opposed the removal of the trees on the lot at Yuba and Oregon Streets in Redding.

Nicole French voiced concern about an adult store which plans to open one-half mile from Verde Vale Elementary School.

**REGULAR CALENDAR**

**PRESENTATIONS**

**SHARE THE DREAM TRAIL**  
**LASSEN NATIONAL FOREST**

Recreation Outdoors Coalition representative Sylvia Milligan explained that the Share the Dream Trail is a 130-mile, all-inclusive, mixed-use trail that circles Lassen National Park.

Traffic studies performed on the Maintenance Level 3 roads determined that a very low number of vehicles traveled the roads. Letters have been received from the U.S. Forest Service assuring that the Share the Dream Trail will be included in the Travel Management Plan. The Boards of Supervisors in Lassen, Plumas, and Tehama Counties have provided letters of support to Congressman Tom McClintock regarding the Share the Dream Trail proposal and a proposed off-highway vehicle area in the Lassen National Forest, and Ms. Milligan requested a letter of support from Shasta County.

Recreation Outdoor Coalition (ROC) member Steve Uhles stated that the Share the Dream Trail has a primary route that allows the traveler to go to specific destinations. The areas are appropriate for motorized recreation. A conceptual management plan has been developed to make a variety of trails for off highway vehicles in varying skill levels.

Shasta-Trinity National Forest Supervisor Sharon Heywood agreed that the Share the Dream Trail is an opportunity to allow the Forest Service and ROC to work together. Considerations will be made to lower the maintenance level on roads that have less traffic to provide access for mixed-use.

Molly Frame, Sally Rapoza, Jeff Fry, Greg Watkins, Denise Young, Gary Cadd, Elizabeth Woodward, and Rob Krikarian encouraged the Board of Supervisors to work in cooperation and coordination to assure public usage of public lands. Board of Supervisors members were requested to make an effort to attend a meeting in Portola on April 15, 2011 that is a training session on coordination with the Share the Dream Trail effort.

Supervisor Baugh explained that Shasta County has filed an appeal of the Record of Decision (ROD) for the Shasta-Trinity National Forest Travel Management Project. The goal of the Board of Supervisors is to work together with the U.S. Forest Service and the public. The requested letter of support to Congressman Tom McClintock regarding the Share the Dream Trail proposal will be agendaized for consideration at a future meeting.

### **CONSENT CALENDAR**

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

Adopted a proclamation which designates April 2011 as Fair Housing Month in Shasta County. (Board Matters)

Approved the minutes of the meetings held on March 22 and April 5, 2011, as submitted. (Clerk of the Board)

Appointed Kathy Weaver and reappointed Nancy Farr to the Shasta County Arts Council for terms to expire June 2014. (Clerk of the Board)

Appointed Charles Palatino to the Halcumb Cemetery District Board of Trustees for a term to expire May 2015. (Clerk of the Board)

Appointed Dana Brooks to the Mental Health, Alcohol and Drug Advisory Board for an unexpired term to January 2013. (Health and Human Services Agency (HHSA)-Adult Services)

Approved and authorized the Chairman to sign a retroactive agreement, including certification clauses, with the California Department of Public Health for Shasta County to receive an amount not to exceed \$16,772 per fiscal year (for a total not to exceed \$50,316) to administer the HIV/AIDS Surveillance Program for the period July 1, 2010 through June 30, 2013; and approved and authorized the Director of Public Health or his/her designee to

sign amendments to the agreement which result in a net change of no more than \$10,000 (approximately 20 percent of the agreement total) and other minor amendments that do not result in a substantial or functional change. (HHSА-Public Health)

Approved and authorized the Chairman to sign a retroactive Order for Service (agreement) with the U.S. Department of Agriculture Forest Service, Northern California Service Center to pay Shasta County \$12,507.42 for Opportunity Center clients to provide landscape maintenance service for the period October 1, 2010 through March 31, 2011, with one automatic six-month renewal and two optional one-year renewals, for a total revenue of approximately \$75,500; and approved and authorized the HHSА Director or his/her designee to sign future amendments or modifications, including retroactive amendments/modifications, that do not impact the General Fund or result in a substantial or functional change. (HHSА-Regional Services-Opportunity Center)

## **REGULAR CALENDAR, CONTINUED**

### **GENERAL GOVERNMENT**

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

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

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

Supervisor Moty recently attended a Sierra-Sacramento Valley Emergency Medical System Board meeting.

Supervisors reported on issues of countywide interest.

### **PUBLIC WORKS**

#### **AGREEMENT: DML CONSTRUCTION**

#### **ADA UPGRADE AT BURNEY AND FALL RIVER MILLS**

#### **VETERANS HALL PROJECT**

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors awarded to DML Construction, on a lump-sum basis, the contract for construction on the ADA Upgrade at Burney and Fall River Mills Veterans Hall Project in the amount of \$305,000.

10:00 a.m.: The Board of Supervisors recessed and convened as the Shasta County Housing Authority.

**SCHEDULED HEARINGS**

**SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR**

**SHASTA COUNTY HOUSING AUTHORITY**

**ANNUAL PLAN AND FIVE-YEAR PLAN**  
**SHASTA COUNTY HOUSING AUTHORITY**  
**HOUSING AUTHORITY RESOLUTION NO. 2011-01**

This was the time set to conduct a public hearing to consider the annual plan for the Shasta County Housing Authority. Director of Housing and Community Action Programs Dr. Richard Kuhns presented the annual plan and recommended approval. The Notice of Hearing and the Notice 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 matter, and the public hearing was closed.

By motion made, seconded (Moty/Hawes), and unanimously carried, the Board of Supervisors adopted the Annual Plan for the Shasta County Housing Authority as required by the U.S. Department of Housing and Urban Development to maintain Shasta County's Housing Choice Voucher rental assistance program; and adopted Housing Authority Resolution No. 2011-01, which approves and authorizes the Chairman to sign the Certification of Compliance.

(See Housing Authority Resolution Book)

10:02 a.m.: The Shasta County Housing Authority adjourned and reconvened as the Board of Supervisors.

**CLOSED SESSION ANNOUNCEMENT**

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

1. Confer with its counsel to discuss existing litigation entitled Gutierrez v. County of Shasta and McLaughlin v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a); and
2. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c); and
3. Confer with its counsel to discuss liability claims regarding claimant Marjorie Strain-Gill, pursuant to Government Code section 54956.95.

10:04 a.m.: The Board of Supervisors recessed to Closed Session.

11:20 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer/Clerk of the Board Larry Lees, and County Counsel Rubin Cruse, Jr. present.

**REPORT OF CLOSED SESSION ACTIONS**

County Counsel Rubin Cruse, Jr. reported that the Board of Supervisors met in Closed Session to discuss existing litigation, anticipated litigation, and liability claims. In the matter of the liability claim by Marjorie Strain-Gill against the County of Shasta, Ms. Strain-Gill filed an Application for Leave to Present a Late Claim against the County of Shasta arising out of an alleged slip-and-fall accident in the jail in June 2010. By a 5-0 decision, the Board of Supervisors denied Ms. Strain Gill's Application for Leave to Present a Late Claim because the application is without merit.

No further reportable action was taken.

11:24 a.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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