

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 2, 2012

REGULAR MEETING

9:00 a.m.: Chairman Moty 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 Executive 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 Heather Hennessey, First Christian Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Sobering Choice Coalition Project Director Cathy Grindstaff voiced concern over the limited enforcement of the ordinance which restricts marijuana cultivation in Shasta County. County Executive Officer Larry Lees explained that the discussion regarding medical marijuana cultivation in Shasta County will be heard at the November 6, 2012 Board of Supervisors meeting.

Dolores Lucero alleged that illegal activity has occurred in local government.

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: DOMESTIC VIOLENCE AWARENESS MONTH

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2012 as Domestic Violence Awareness Month in Shasta County. Chief Deputy District Attorney Josh Lowery, Crime Victims Assistance Center Victim Coordinator Angela McClure, Shasta County Justice Center

Director Michael Burke, and Shasta Women's Refuge Executive Director Jean King were present to accept the proclamation.

PROCLAMATION: LIGHTS ON AFTERSCHOOL DAY

By motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 18, 2012 as Lights on Afterschool Day in Shasta County. Project SHARE Family Outreach Coordinator Jessica Koppes was present to accept the proclamation.

PRESENTATIONS

ASSESSOR-RECORDER'S 2012-13 ANNUAL REPORT

Assessor-Recorder Leslie Morgan presented the Assessor-Recorder's 2012-13 Annual Report, highlighting that the assessment roll closed 1.36 percent less than the 2011-12 assessed values. One-third of properties in the state have a lower value due to the depressed housing market, and California Consumer Price Index. Approximately 5,000 parcel maps are available electronically in the Assessor's office and on Shasta County's website.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Moty advised that the matters regarding electronic recording delivery system and the Western Shasta Resource Conversation District have been pulled for discussion.

CONSENT CALENDAR

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

Adopted Salary Resolution No. 1411, effective October 7, 2012, which deletes one Supervising Assessor/Recorder Clerk position and adds one Senior Assessor/Recorder Clerk in the Assessor's budget, and deletes one Supervising Assessor/Recorder Clerk position and adds one Senior Assessor/Recorder Clerk position in the Recorder's budget. (Assessor-Recorder)
(See Salary Resolution Book)

Enacted Ordinance No. 378-2024, which approves Zone Amendment No. 11-004, Redding Reserve One LLC (Mountain Gate area), as introduced September 11, 2012. (Clerk of the Board)
(See Zoning Ordinance Book)

Adopted Policy Resolution No. 2012-05, which amends Administrative Policy 4-101, *Information Technology Policy*; and repeals Administrative Policies 4-103, *Information Technology Advisory Committee*; 4-201, *Micro-computer Acquisition Management Policy (County Funded Property)*; and 4-203, *Micro-computer Acquisition and Management Policy (Non-County Funded Property)*. (Information Technology)
(See Policy Resolution Book)

Adopted ten resolutions, which notify the Public Employees' Retirement System of the County's contribution to the 2013 group health insurance premium for the United Public Employees of California (UPEC) General (Resolution No. 2012-105), Deputy Sheriff's Association (Resolution No. 2012-106), Unrepresented Managers (Resolution No. 2012-107), Confidential (Resolution No. 2012-108), Professional Peace Officers Association (Resolution No. 2012-109), Shasta County Employees Association-Supervisors (Resolution No. 2012-110),

Deputy Sheriff's Association-Correctional Officers (Resolution No. 2012-111), Sheriff Administration Association (Resolution No. 2012-112), Mid-Management (Resolution No. 2012-113), and UPEC Professional (Resolution No. 2012-114) bargaining units. (Support Services)

(See Resolution Book No. 53)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with the California Department of Health Care Services to make minor revisions to the Medi-Cal Targeted Case Management (TCM) Provider Participation Agreement (PPA) and associated documents and extending the term through June 30, 2013; approved and authorized the Chairman to sign a retroactive agreement with Shasta County Child Abuse Prevention Coordinating Council in an amount not to exceed the maximum claimable federal financial participation reimbursement to provide targeted case management services for the period July 1, 2012 through June 30, 2013; approved and authorized the Health and Human Services Agency Director or his/her designee to sign amendments (including retroactive) to the TCM PPA and other agreement-related documents resulting in a net change of no more than \$10,000 and other minor, non-monetary amendments; and authorized the Auditor-Controller to pay claims related to the agreements. (Health and Human Services Agency (HHS)-Business and Support Services)

Approved and authorized the Chairman to sign a renewal agreement with Lilliput Children's Services in an amount not to exceed \$80,000 to provide post-adoptive support services from the date of signing through June 30, 2013. (HHS-Children's Services)

Approved a budget amendment increasing appropriations in the amount of \$48,500 in the District Attorney budget, to be offset by use of Public Safety fund balance, for salaries and benefits to assist in transition to electronic document archiving. (District Attorney)

Approved and authorized the Chairman to sign a retroactive renewal agreement with the County of Del Norte in an amount not to exceed \$100,000 to provide juvenile camp beds to court commitments for the period July 1, 2012 through June 30, 2013. (Probation)

Adopted Resolution No. 2012-115, which authorizes the Chief Probation Officer to submit a plan modification for the Fiscal Year 2012-13 Juvenile Justice Crime Prevention Act Comprehensive Multi-Agency Juvenile Justice Plan to update the service programs provided by Shasta County. (Probation)

(See Resolution Book No. 53)

Approved a budget amendment increasing appropriations by \$72,234 in the Sheriff budget, to be offset by use of Sheriff's Restricted Federal Asset Forfeiture fund balance, to purchase a replacement capital asset computerized voice stress analyzer, purchase 57 replacement ballistic vests, and pay Information Technology Department charges to complete the purchase, software upgrade, and installation of 13 computer workstations. (Sheriff)

For the purchase and training of a replacement Sheriff's Office Service Dog (K-9) for the Burney Substation, approved the purchase of a replacement capital asset K-9 in an amount not to exceed \$7,000 in the Burney budget; and approved a budget amendment decreasing appropriations by \$7,000 in the Sheriff's Domestic Highway Enforcement High Intensity Drug Trafficking Area budget and increasing appropriations by \$7,000 in the Burney budget. (Sheriff)

Approved a budget amendment increasing appropriations in the amount of \$475,000 and revenue in the amount of \$463,125 in the Fall River Mills Airport Administration fund for the Fall River Mills Airport Taxiway and Apron Improvement project, to be offset by use of fund balance. (Public Works)

Approved payment of impact fees to the City of Redding in an amount not to exceed \$170,000 for the Shasta County Juvenile Rehabilitation Facility. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the 2012 Various Permanent Road Divisions project and record it within 15 days of actual completion of the work. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**MEMORANDUM OF UNDERSTANDING: CALIFORNIA DEPARTMENT OF JUSTICE
ELECTRONIC RECORDING DELIVERY ACT OF 2004
RESOLUTION NO. 2012-116**

In response to questions by Supervisor Kehoe, Assessor-Recorder Leslie Morgan stated the electronic recording delivering system will be used to submit documents electronically for recording between governmental agencies and industry representatives. The Attorney General's office insures the security and maintains integrity of the original document. Secure computers are required, as well as staff going through security background checks to maintain the integrity of the original document.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2012-116, which approves participation in the statewide Electronic Recording Delivery Act of 2004; approves and authorizes the Chairman to sign a memorandum of understanding with the California Department of Justice to participate and cost-share in a statewide electronic recording delivery system; and effective November 1, 2012, authorizes the County Recorder to collect an additional \$1 fee for each instrument recorded for the purpose of funding the implementation and ongoing operation of a statewide system. (Assessor-Recorder)

(See Resolution Book No. 53)

**APPOINTMENT: WESTERN SHASTA RESOURCE CONSERVATION DISTRICT
BOARD OF DIRECTORS**

County Counsel Rubin E. Cruse, Jr. advised that the Board of Supervisors is not required to approve the request of Western Shasta Resource Conservation District (RCD) to change membership on the Western Shasta RCD Board of Directors from seven to five. The Legislature has expressed its intent that, when the Board appoints the directors of an RCD, it determines that the person appointed has a demonstrated interest in soil and water conservation. The Board may make this determination from the RCD's recommendation and from reviewing the answers provided by Mr. Rickert on the application questionnaire. The Board of Supervisors may also seek additional information if it so chooses. As such, the recommendation by the Clerk of the Board is to be modified to the Board of Supervisors to consider: (1) determining that Mr. Rickert has a demonstrated interest in soil and water conservation as reflected in the recommendation for his appointment by the RCD Board and his answers to the application questionnaire, and (2) appointing Mr. Rickert to the RCD Board to complete an unexpired term to expire in November 2014.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors determined that Mr. Rickert has a demonstrated interest in soil and water conservation as reflected in the recommendation for his appointment by the Western Shasta Resource Conservation District Board of Directors and by his answers to the application questionnaire, and appointed James Rickert to the Western Shasta Resource Conservation District Board of Directors to fill an unexpired term to November 2014. (Clerk of the Board)

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

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

Supervisor Baugh attended an Area Agency on Aging, PSA II, Executive Board meeting.

Supervisor Moty attended a Northern Sacramento Valley Integrated Regional Water Management Board meeting.

Supervisors reported on issues of countywide interest.

LAW AND JUSTICE

PROBATION

**SHASTA COUNTY FISCAL YEAR 2012-13
PUBLIC SAFETY REALIGNMENT PLAN**

Chief Probation Officer Wes Forman stated the AB 109, Public Safety Realignment identifies high-risk offenders and places these individuals on intensive caseloads. Recent improvements include increased jail capacity, accountability officers, and programs and services.

In response to questions by Supervisor Baugh, Chief Forman explained that programs used with the offenders provide opportunities to develop positive thinking and better decision-making skills. In response to questions by Supervisor Kehoe, Chief Forman stated that offenders who were convicted of crimes have a negative way of thinking when making decisions.

In response to questions by Supervisor Hawes, Chief Forman advised when addressing the situation of offenders being homeless, a case manager will be appointed to evaluate needs and locate services available.

In response to questions by Supervisor Moty, Chief Forman stated the target date for the Community Correction Center to be fully operational is January 31, 2013.

By motion made, seconded (Hawes/Hartman), and carried, the Board of Supervisors approved the Shasta County Fiscal Year 2012-13 Public Safety Realignment Plan as approved by the Community Corrections Partnership Executive Committee. Supervisor Kehoe voted no.

OTHER DEPARTMENTS

COUNTY FIRE

**GRANT APPLICATION: FEDERAL EMERGENCY MANAGEMENT AGENCY
LETTER: STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER)
COUNTY SERVICE AREA NO. 1 - SHASTA COUNTY FIRE DEPARTMENT**

At the recommendation of CalFire Unit Chief, Shasta County Fire Warden Rick Kyle and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors authorized County Service Area No. 1-Shasta County Fire Department to apply for a renewal

grant from the Federal Emergency Management Agency (FEMA) Staffing for Adequate Fire and Emergency Response (SAFER) program in the amount of \$1,131,594 for the period July 2, 2013 through June 30, 2015 to fund staffing for an additional fire engine; and approved and authorized the Chairman to sign a letter which supports the application and committing to fulfill the requirements of the grant upon acceptance of the award.

SCHEDULED HEARINGS

PUBLIC WORKS

BUTTERFIELD LANE EMERGENCY FIRE ESCAPE ROAD (HAPPY VALLEY AREA) PERMANENT ROAD DIVISION RESOLUTIONS NO. 2012-117 AND 2012-118

This was the time set to conduct a public hearing to consider the formation of Butterfield Lane Emergency Fire Escape Road Permanent Road Division in the Happy Valley area. Supervising Engineer Al Cathey presented the staff report and recommended approval of the project. 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.

Chief Deputy Clerk of the Board Glenda Tracy provided the results of the tabulation of the ballots, as required by Proposition 218. One ballot was received in favor of the formation of Butterfield Lane Emergency Fire Escape Road Permanent Road Division (Happy Valley area).

By motion made, seconded (Hartman/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding the formation of Butterfield Lane Emergency Fire Escape Road Permanent Road Division (Happy Valley area):

1. Adopted Resolution No. 2012-117, which forms the division;
2. Adopted Resolution No. 2012-118, which confirms the annual parcel charge report for Fiscal Year 2013-14; and
3. Received the annual parcel charge report.

(See Resolution Book No. 53)

CLOSED SESSION ANNOUNCEMENT

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

1. Consider a public employee appointment (Health and Human Services Agency Director), pursuant to Government Code section 54957; and
2. Confer with its Labor Negotiators, County Executive Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-Management Association, Deputy Sheriffs Association, Deputy Sheriffs Association-Correctional Officers, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California-General Unit, United Public Employees of California-Professional Unit, and Teamsters-Trades and Crafts, pursuant to Government Code section 54957.6.

10:53 a.m.: The Board of Supervisors recessed to Closed Session.

11:28 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Executive 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 a public employee appointment, as well as labor negotiations; however, no reportable action was taken.

11:29 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy