

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 10, 2017

REGULAR MEETING

9:02 a.m.: Supervisor Kehoe 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 Rickert
District No. 4 - Supervisor Morgan
District No. 5 - Supervisor Baugh

County Executive Officer - Larry Lees
County Counsel - Rubin E. Cruse, Jr.
Administrative Board Clerk - Camile Woodstrom
Administrative Board Clerk - Candice Marlar
Administrative Board Clerk - Andrea Casey

INVOCATION

Invocation was given by Pastor Dennis Tucker, Word of Life Church

PLEDGE OF ALLEGIANCE

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

ELECTION OF 2017 CHAIRMAN AND VICE CHAIRMAN

By motion made, seconded (Moty/Morgan), and unanimously carried, the Board of Supervisors elected Supervisor Kehoe to the position of 2017 Chairman and Supervisor Baugh to the position of 2017 Vice-Chairman.

REGULAR CALENDAR

BOARD MATTERS

**2016 EMPLOYEE OF THE YEAR
EMPLOYMENT AND TRAINING WORKER SUPERVISOR ROBIN BOSTAIN
RESOLUTION 2017-001**

At the recommendation of the Employee Recognition Committee and by motion made, seconded (Rickert/Baugh) and unanimously carried, the Board of Supervisors adopted Resolution No. 2017-001, which recognizes Health and Human Services Agency-Regional Services Branch, Employment and Training Worker Robin Bostain as Shasta County's 2016 Employee of the Year.

(See Resolution Book No. 58)

PROCLAMATION**SLAVERY AND HUMAN TRAFFICKING PREVENTION MONTH, JANUARY 2017**

At the recommendation of Chief Deputy District Attorney Stephanie Bridgett, and by motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation designating January 2017 as Slavery and Human Trafficking Prevention Month in Shasta County.

Chief Deputy District Attorney Stephanie Bridgett presented an update regarding efforts being undertaken in the District Attorney's office to address the issues of slavery and human trafficking, including collaborating with partners and prosecuting offenders.

NOMINATION: STEVEN KERNS**PLANNING COMMISSIONER, DISTRICT 3**

The Board of Supervisors received the nomination of Steven Kerns to fill the vacancy on the Shasta County Planning Commission, as recommended by District 3 Supervisor Mary Rickert. Action on the appointment will take place at the January 24, 2017 Board of Supervisors meeting.

PUBLIC COMMENT PERIOD - OPEN TIME

No one requested to speak during the Public Comment time.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Kehoe noted that the item regarding the authorization of the Chairman or his/her designee to sign the County Claims list when the Board of Supervisors meetings are canceled during the year 2017 and the item regarding appointments of property owners to two-year terms on their respective Community Advisory Boards for the various County Service Areas have been pulled from the agenda by the department.

Chairman Kehoe noted that the item regarding the approval of the minutes of the meeting held on December 13, 2016 has been pulled for corrections.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign the County claims list in the amount of \$21,168, as submitted. (Auditor-Controller)

Authorized a reimbursement of up to \$9,000 to the Pine Grove Cemetery District to fund the fees associated with consolidation of the Fall River Mills and Pine Grove Cemetery Districts. (Auditor-Controller)

Approved the appointments and liaisons list for 2017 as follows:

Supervisor Kehoe, District 1

County Functional Area - Health and Human Services, Veterans Affairs
CSAC Committee - Health and Human Services
Shasta Regional Transportation Agency (SRTA)
Redding Area Bus Authority (RABA)
Air Pollution Control Board
Supervisor Kehoe, District 1, (Continued)

Oversight Board of the Successor Agency to the Redding Redevelopment Agency
Mental Health, Alcohol and Drug Advisory Board
Local Agency Formation Commission (LAFCO)
Indian Gaming Local Community Benefit Committee
Community Action Board
Emergency Food and Shelter Program

Supervisor Moty, District 2

County Functional Area - Veterans Affairs
CSAC Committee - Administration of Justice
Shasta Regional Transportation Agency (SRTA)
Air Pollution Control Board
California State Association of Counties (CSAC)
Sacramento River Forum
Northern Sacramento Valley Integrated Regional Water Management Governing Board
Sierra-Sacramento Valley Emergency Medical System Board
Sustainable Forest Action Coalition
Deferred Compensation Advisory Committee
Airport Land Use Commission (ALUC), Alternate
Indian Gaming Local Community Benefit Committee, Alternate
Northern California Water Association Governing Board, Alternate
Redding Area Water Council Policy Advisory Committee, Alternate

Supervisor Rickert, District 3

County Functional Area - Administration of Justice
CSAC Committee - Agricultural and Natural Resources
Shasta Regional Transportation Agency (SRTA)
Indian Gaming Local Community Benefit Committee
Redding Area Water Council Policy Advisory Committee (Water Agency appointment)
Northern California Water Association Governing Board (Water Agency appointment)
Fire Safe Council
Superior California Economic Development District (SCEDD), Alternate
Air Pollution Control Board, Alternate
Local Agency Formation Commission (LAFCO), Alternate
Rural County Representatives of California (RCRC), Alternate
Sacramento River Forum, Alternate
Sierra-Sacramento Valley Emergency Medical System Board, Alternate
Golden State Finance Authority, Alternate

Supervisor Morgan, District 4

County Functional Area - General Government
CSAC Committee - Housing, Land Use, and Transportation
Oversight Board of the Successor Agency to the Shasta Lake Redevelopment Agency
Airport Land Use Commission
Remote Access Network Board
Youth Violence Prevention Coordinating Council
Shasta Children and Families Commission
Superior California Economic Development District (SCEDD)
Community Action Board

Fire Department Qualifications Review Commission
 Emergency Food and Shelter Program
 Shasta Regional Transportation Agency (SRTA), Alternate
 Area Agency on Aging, PSA 2, Executive Board, Alternate
 Air Pollution Control Board, Alternate
 Northern Rural Training and Employment Consortium Governing Board (NoRTEC), Alternate

Supervisor Baugh, District 5

County Functional Area – Land Use
 CSAC Committee – Government Finance and Operations
 Rural County Representatives of California (RCRC)
 Golden State Finance Authority
 Area Agency on Aging, PSA 2, Executive Board
 Oversight Board of the Successor Agency to the Anderson Redevelopment Agency
 Air Pollution Control Board
 Local Agency Formation Commission (LAFCO)
 Airport Land Use Commission (ALUC)
 Fire Safe Council
 Northern Rural Training and Employment Consortium Governing Board (NoRTEC)
 Environmental Services Joint Power Authority
 Shasta Regional Transportation Agency (SRTA), Alternate
 Redding Area Bus Authority (RABA), Alternate
 Mental Health, Alcohol and Drug Advisory Board, Alternate
 California State Association of Counties (CSAC), Alternate
 (Board Matters)

Reappointed Tim MacLean (District 2 appointment) and Roy Ramsey (District 4 appointment) to the Shasta County Planning Commission for four-year terms to expire January 2021. (Clerk of the Board)

Took the following actions regarding the Shasta Children and Families Commission, also known as First 5 Shasta, Board of Directors: Appointed Erin Salazar for a three-year term to expire January 2020; and reappointed Joe Ayer for a three-year term to expire January 2020. (Clerk of the Board)

As introduced on December 13, 2016, enacted Ordinance No. 715 which accepts all previous offers of dedication for public roads, emergency fire access roads, emergency fire escape roads, and/or public utilities which have already been put to their intended uses. (Clerk of the Board)
 (See General Ordinance Book)

Approved and authorized the Chairman to sign an amendment, effective the date of signing, to the agreement with Redding Record Searchlight amending Appendix A, for advertising services and retaining the maximum compensation of \$100,000 and the term August 1, 2016 through July 31, 2017. (Support Services – Personnel)

Approved and authorized the Chairman to sign a retroactive agreement with Quest Court Investigations in an amount not to exceed \$55,000 to provide court-ordered investigations for stepparent adoptions and petitions for the period January 1, 2017 through June 30, 2018. (Health and Human Services Agency (HHS) – Children's Services)

Adopted Resolution No. 2017-002 which designates authorized agents for the purpose of obtaining funding through the Homeland Security Grant Programs for Federal Fiscal Year 2017. (HHS-Public Health)

(See Resolution Book No. 58)

Took the following actions: Approved and authorized the Chairman to sign retroactive Certification Statements for a total of \$2,116,899 for the period July 1, 2016 through June 30, 2017 with: the Children's Medical Services Branch of the California Department of Health Care Services

in support of program plans and budgets for the Child Health and Disability Prevention Program in the amount of \$315,611; the California Children's Services Program in the amount of \$1,562,812; and the Health Care Program for the Children in Foster Care in the amount of \$238,476; and approved and authorized the Health and Human Services Agency Director, or his/her designee, limited authority to execute prospective and retroactive amendments to the program plans and budgets that result in a net change of no more than \$211,690 and other minor, non-monetary amendments as necessary, providing all such amendments shall otherwise comply with the requirements of Administrative Policy 6-101, *Shasta County Contracts Manual*. (HSA-Public Health)

Released the security guaranteeing maintenance of public improvements in the amount of \$38,000 for Tract No. 1999, Tudor Oaks Acres (north Palo Cedro area). (Public Works)

Approved and authorized the Chairman to sign a retroactive agreement, effective December 17, 2016, with Cornerstone Environmental Group in an amount not to exceed \$300,000 to provide ongoing operations, engineering and consulting services related to the collection and control of landfill gas at West Central Landfill. (Public Works)

Approved and authorized the Chairman to sign a Freeway Maintenance Agreement with Caltrans for State Highway Route 44. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Shasta County Coroner's Office Addition Project, Contract No. 610429, and record it within 15 days of actual completion of the work. (Public Works)

Approved and authorized the Chairman to sign an "Agreement for Transfer of Entitlements," Federal Aviation Administration Form 5100-110, directing \$150,000 in Fiscal Year 2014 airport development grant eligibility to Redding Municipal Airport. (Public Works)

Approved and authorized the Chief Information Officer to electronically accept the GoDaddy online evergreen agreements and Terms and Conditions (T&Cs) for: The Universal Terms of Service Agreement and subsequent terms for different service offerings that County may utilize effective the date of electronic acceptance by the County with annual advance payments not to exceed \$3,000 per Fiscal Year (FY) per department for the following services: Website Hosting Agreement which provides the website platform and management tools to maintain and add content and make websites available to the public; Website Protection which provides vulnerability scanning to protect the websites from security threats at no additional cost; and Domain Name Proxy Agreement for Domain Name Registration; and amendments to, or additional required GoDaddy-related/required agreements, policies, and T&Cs provided County Counsel has reviewed and approved as to form so long as maximum compensation does not exceed \$3,000 per FY per department. (Information Technology)

Took the following actions: Approved and authorized the Chairman to sign an amendment to the Microsoft Enterprise Agreement with Microsoft Licensing GP to add the Microsoft Project and Microsoft Visio applications as part of the Office 365 (O365) software component to the list of available options and retaining the term of February 1, 2015 through January 31, 2018; and authorized the County Executive Officer to approve and sign future amendments to add additional software products as Microsoft makes them available as part of the O365 suite of products. (Information Technology)

ACTION ON ITEMS PULED FROM CONSENT CALENDAR

Chairman Kehoe referred to the Legislative Update/Supervisors' Reports section of the December 13, 2016 minutes, stating the invitation to the Record Searchlight Editorial Board to join the Board of Supervisors and others in a conversation regarding solutions for the homeless population in Shasta County was not reflected in the minutes.

By motion made, seconded (Baugh/Moty), with Supervisors Rickert and Morgan abstaining, and carried, the Board of Supervisors approved the minutes of the meeting held on December 13, 2016, as amended.

Chairman Kehoe extended another invitation to the Record Searchlight Editorial Board to join the Board of Supervisors in the conversation regarding solutions for the homeless population.

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Executive Officer (CEO) Larry Lees indicated Governor Brown would be presenting the 2017-18 California State budget today. CEO Lees stated preliminary reports present areas of concern regarding revenue from sales tax and property tax with additional concerns regarding the status of the Affordable Care Act and Federal funding of this program.

Supervisor Moty recently attended the Shasta Regional Transportation Agency.

Chairman Kehoe deferred his report in favor of recognizing recently retired Shasta County District Attorney Stephen Carlton for his exemplary service to the citizens of Shasta County.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE **DISTRICT ATTORNEY VACANCY**

CEO Lees outlined the various options to determine the manner in which a District Attorney will be selected and is seeking direction to staff regarding the selected procedures.

- Option 1. Conduct a full recruitment for qualified applicants.
- Option 2. Conduct a Shasta County internal recruitment for qualified applicants.
- Option 3. Directly appoint a qualified successor

In response to questions from Chairman Kehoe, CEO Lees clarified recruitment advertising for the position would most likely be contained to Shasta County.

In response to questions from Supervisor Rickert, CEO Lees explained, in general terms, the costs associated with the various options.

Supervisors Baugh and Morgan stated they are in favor of appointing Chief Deputy Stephanie Bridget to the position of District Attorney.

In response to questions by Supervisor Moty, CEO Lees explained the process involved in recruiting for this position: internal and external recruitment, establishing qualifications and further stated interviews of qualified applicants would be conducted in public.

Supervisor Rickert stated she may be in favor of appointing Chief Deputy District Attorney Bridget.

Chairman Kehoe spoke to the process and not the individual, and the value of involving the public in the process and the opportunities created by allowing the public to be involved.

Chairman Kehoe clarified the decision before the Board is to provide direction to staff.

Supervisor Baugh motioned to direct staff to proceed with the potential appointment of Stephanie Bridgett and include the waiver of the personnel rule as noted by County Counsel. Supervisor Morgan seconded the motion.

Supervisor Moty stated he opposed the motion and clarified his opposition was not a reflection on the Ms. Bridgett's abilities. He explained the value in allowing the process to be a public process.

Chairman Kehoe indicated his concurrence with Supervisor Moty's observations of the open selection process.

Chairman Kehoe called for the vote:

AYES: Supervisors Baugh, and Morgan
NOES: Supervisors Kehoe, Moty, and Rickert
ABSENT: None
ABSTAIN: None
RECUSE: None

Supervisor Moty motioned to direct staff to proceed with the recruitment option, limiting the advertising process to Shasta County, Chairman Kehoe handed the gavel to Vice-Chairman Baugh and seconded the motion. Vice-Chairman Baugh returned the gavel to Chairman Kehoe who then called for further discussion.

Supervisor Baugh indicated his support of the motion.

Chairman Kehoe called for the vote:

AYES: Supervisors Moty, Rickert, Morgan, Baugh, and Kehoe
NOES: None
ABSENT: None
ABSTAIN: None
RECUSE: None

PRESENTATION - COUNTY COUNSEL RUBEN E. CRUSE, JR.
ETHICS IN PUBLIC SERVICE

Shasta County Counsel Ruben E. Cruse, Jr. gave a brief presentation of laws relating to Ethics in Public Service including the Ethics Training required by state law and responded to questions posed by the Board of Supervisors.

CLOSED SESSION ANNOUNCEMENT

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

Confer with Labor Negotiators, County Executive Officer Larry Lees and Personnel Director Angela Davis, to discuss the following employee organizations:

Shasta County Employees Association
 Shasta County Mid-Management Association
 Shasta County 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
 Teamsters-Trades and Crafts
 (Government Code section 54957.6):

Confer with legal counsel to discuss existing litigation entitled Jeremiah Woolf v. County of Shasta and Ramon Villalobos v. Tom Bosenko, et al, (Government Code section 54956.9, subdivision (d), paragraph (1));

Confer with legal counsel to discuss anticipated litigation, potential workers' compensation injury to Tom Bosenko, Government Code 54956.9, subdivision (d), paragraph (1),

10:35 a.m.: The Board of Supervisors recessed to Closed Session.

12:20 p.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 E. Cruse, Jr. present.

REPORT OF CLOSED SESSION ACTIONS

In connection with one potential case identified as Conference with Legal Counsel – Anticipated Litigation, Significant Exposure to Litigation, Supervisor Rickert, out of an abundance of caution based on a possible conflict of interest, recused herself from the closed session concerning that one potential case.

There was no other reportable action.

12:22 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
 Clerk of the Board of Supervisors

By _____
 Deputy