

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 26, 2019

REGULAR MEETING

9:00 a.m.: Vice Chairwoman Rickert called the Regular Session of the Board of Supervisors to order on the above date with the following present:

- District No. 1 - Supervisor Chimenti
- District No. 2 - Supervisor Moty – Absent
- 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 - Trisha Boss
- Administrative Board Clerk - Darcey Prior

INVOCATION

Invocation was given by Pastor Tom Winslow, Family Celebration Center.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: CONSUMER PROTECTION WEEK
MARCH 3-9, 2019

By motion made, seconded (Baugh/Morgan), and unanimously carried, the Board of Supervisors adopted a proclamation which designates March 3-9, 2019 as "Consumer Protection Week" in Shasta County. District Attorney Stephanie Bridgett was present to accept the proclamation.

PROCLAMATION: 2-1-1 AWARENESS MONTH
FEBRUARY 2019

By motion made, seconded (Morgan/Chimenti), and unanimously carried, the Board of Supervisors adopted a proclamation which designates February 2019 as "2-1-1 Awareness Month" in Shasta County. Director of United Way Larry Olmsted and 2-1-1 Program Manager Kaylee Brisbon were present to accept the proclamation.

PUBLIC COMMENT PERIOD - OPEN TIME

Mayor of Anderson Stan Neutze requested that the Board move forward with the Public Safety Committee that was discussed in June 2018.

The Board of Supervisors directed staff to bring a future agenda item to make appointments to an ad hoc Public Safety Commission and gather information related to a possible transactions and use tax.

Supervisor Baugh stated he recommends that Supervisor Chimenti be appointed to the Public Safety Committee.

William Gilbert spoke regarding his experiences with Shasta County.

Monique Welin spoke regarding her efforts to shine a light on epidemics.

CONSENT CALENDAR

Vice Chairwoman Rickert announced an amendment to the February 5, 2019, minutes.

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

Reappointed Randy Armstrong to the Cottonwood Cemetery District Board of Directors for a four-year term to expire February 2023. (Clerk of the Board)

Appointed Ken Burns to the Millville Masonic and Odd Fellows Cemetery District Board of Trustees for the remainder of an unexpired term ending March 31, 2022. (Clerk of the Board)

Approved the minutes of the meetings held on February 5, 2019, and February 19, 2019, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign a renewal agreement with BMI Imaging Systems, Inc., in an amount not to exceed \$200,000 to provide media conversion services for the period March 8, 2019 through March 7, 2020, with two automatic one-year renewals. (Support Services-Purchasing)

Approved and authorized the Chairman to sign an amendment, effective as of the date of signing, to the agreement with Chris Cable DBA Caliber Office Furniture, LLC, increasing maximum compensation by \$100,000, for a new maximum compensation of \$200,000, to provide moving services, and retaining the term of August 22, 2016 through August 21, 2019. (Support Services-Purchasing)

Adopted Salary Resolution No. 1546, effective March 3, 2019, which amends the Shasta County Position Allocation List with the following modifications: Delete 1.0 Full-Time Equivalent (FTE) Personal Property Custodian in the Public Administrator Budget; add 0.5 FTE Personal Property Custodian in the Public Administrator budget; and add 0.5 FTE Property Tax Specialist I/II/III in the Treasurer-Tax Collector budget. (Support Services-Purchasing)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign: A retroactive amendment to revenue Agreement No. 17-94105 with California Department of Health Care Services to provide alcohol and other drug treatment and prevention services to modify terms and conditions, and to increase the contract maximum compensation for the entire term of the agreement by \$1,313,936 (from \$4,669,851 to \$5,983,787), retaining the term July 1, 2017 through June 30, 2020; the Certification Regarding Lobbying form; the Contractor Certification Clauses form; and the California Civil Rights Laws Certification. (Health and Human Services Agency-Adult Services)

Approved and authorized the Chairman to sign an agreement with Dragos Adrian Iordache-Stir dba Care Horizons Assisted Living in an amount not to exceed \$504,000 to provide residential care facility services for the period date of signing through June 30, 2021. (Health and Human Services Agency-Adult Services)

Approved and authorized the Chairman to sign a retroactive amendment, effective August 1, 2018, to the agreement with Vista Pacifica Enterprises, Inc. to provide residential treatment services for mentally disabled adults adding skilled nursing daily rates, and retaining maximum compensation not to exceed \$7,500,000 during the entire term of the agreement and the term July 1, 2017 through June 30, 2020. (Health and Human Services Agency-Adult Services)

Took the following actions: Approved and authorized the Chairman to sign a retroactive agreement with ValueOptions of California, Inc. (VOC) in an amount not to exceed \$1,106,100 to provide concurrent client chart review and utilization management services for the period July 1, 2018 through February 29, 2020, with two automatic one-year renewals; authorized the County Executive Officer, or his/her designee, to sign documents required by VOC to implement the concurrent client chart review and utilization management services program; and approved a budget amendment increasing expenditures by \$150,000 and increasing revenues by \$112,500, offset by the use of Mental Health Fund Balance, in the Mental Health budget. (Health and Human Services Agency-Business and Support Services)

Approved and authorized the Chairman to sign a retroactive renewal agreement with BtB Software, LLC in an amount not to exceed \$10,600, paid in advance, to provide Laboratory Information Management System software license and maintenance for the period January 1, 2019 through December 31, 2019. (Health and Human Services Agency-Public Health)

Adopted Resolution No. 2019-015 which designates authorized agents for the purpose of obtaining funding through the Homeland Security Grant Programs for Federal Fiscal Year 2019.
(See Resolution Book No. 62)

Adopted Resolution No. 2019-016 which: Approves and authorizes the County Executive Officer, or his/her designee, to sign an agreement with the California Department of Housing and Community Development (HCD), 17-NPLH-11713, in an amount not to exceed \$75,000 for the No Place Like Home (NPLH) technical assistance grant for a period of six years effective upon HCD approval and execution by all parties, and any and all other documents required or deemed necessary, as set forth by HCD; and assures HCD that the County agrees to be subject to the terms and conditions as specified in the state's Standard Agreement, the NPLH Program Technical Assistance Guidelines, the NPLH statute (Welfare and Institutions Code §5849.1 et. Seq.), and any applicable NPLH Program guidelines published by HCD, to use the funds for eligible uses in the manner presented in the application as approved by HCD and in accordance with the NPLH Program Technical Assistance Grant Notice of Funding Availability, the NPLH Program Technical Assistance Guidelines, and 2017 NPLH Program Technical Assistance Grant Application. (Housing and Community Action Programs)

(See Resolution Book No. 62)

Took the following actions regarding California Governor's Office of Emergency Services Victim/Witness Assistance Program grant funds: Approved a budget amendment which increases appropriations and revenue by \$223,822 in the Victim/Witness Assistance budget; and adopted Salary Resolution No. 1547, effective March 3, 2019, which adds the following positions in the Victim-Witness Assistance budget with September 30, 2019, sunset dates: 2.0 Full-Time Equivalent (FTE) Victim Advocate I/II; and 1.0 FTE Legal Process Clerk I/II. (District Attorney)
(See Salary Resolution Book)

Approved and authorized the Chairman to sign a retroactive renewal agreement with National Medical Services, Inc. (NMS Labs) in an amount not to exceed \$120,000 for the purpose of providing forensic toxicology services for the period July 1, 2018 through June 30, 2019, with two automatic one-year renewals. (Sheriff-Coroner)

Took the following actions regarding the Airport Road at Sacramento River Bridge: Designated the Public Works Director as the County's agent to sign a lease amendment application

with the California State Lands Commission (SLC); and authorized the Public Works Director to sign a lease amendment and related documents as required by the SLC. (Public Works)

Took the following actions regarding the “Guardrail Repair (Delta Fire) Project,” Contract No 704043: Found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA) Guidelines Section 15301, Class 1-Existing Facilities; approved the plans and specifications and directed the Public Works Director to advertise for the bids; and authorized the opening of bids on or after March 21, 2019, at 11 a.m. (Public Works)

Took the following actions: Awarded the purchase of one transfer truck to Western Truck Parts & Equipment of Redding, California for a total price of \$167,308.81 (including tax and delivery) under Sourcewell Contract #081716-PMC; awarded the purchase of three dump trucks to Western Truck Parts & Equipment of Redding, California for a total price of \$584,777.05 (including tax and delivery) under Sourcewell Contract #081716-PMC; and approved and authorized the purchase of all four trucks under the Sourcewell Contract. (Public Works)

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS’ REPORTS

County Executive Officer (CEO) Larry Lees presented an update on specific legislation of importance to Shasta County, including the Governor’s In-Home Support Services proposal and Carr Fire recovery.

Supervisor Morgan recently attended the Community Action Board meeting.

Supervisor Chimenti recently attended Local Agency Formation Commission and Planning Commission meetings.

Supervisor Rickert recently attended a Local Agency Formation Commission meeting.

Supervisors reported on issues of countywide interest.

HOUSING AND COMMUNITY ACTION PROGRAMS

PRESENTATION: HOMELESS EMERGENCY AID PROGRAM (HEAP)

Housing and Community Action Programs Director Laura Burch gave a presentation regarding the Homeless Emergency Aid Program (HEAP).

In response to questions by Supervisor Baugh, CEO Lees explained that the request being made is to approve the signing of the grant, not a commitment to continue to fund the proposed Navigation Center.

In response to questions by Supervisor Baugh, County Counsel Rubin Cruse, Jr. explained that the HEAP agreement states that funds are to be used only on capital improvements.

In response to questions from Supervisor Baugh, Ms. Burch explained that this was initially a one-time block grant fund award, but Governor Newsom has approved a second round of funding.

In response to questions from Supervisor Rickert, Ms. Burch stated funds for the second round are not strictly for Capital improvements.

In response to questions from Supervisor Chimenti, Ms. Burch stated that funds cannot be applied to areas not listed as approved uses.

In response to questions from Supervisor Baugh, CEO Lees explained that staff are looking to the Board for direction to see if the proposed Navigation Center is something they want to go forward with.

Anderson Police Chief Michael Johnson spoke in opposition of the proposed Navigation Center.

President and CEO of Redding Chamber of Commerce Jake Mangas spoke in support of the Navigation Center, and the idea of using a flexible structure.

In response to questions by Supervisor Baugh, Mr. Mangas stated that a flexible building that can be resized and changed would be a cost-effective option for a Navigation Center.

In response to questions by Supervisor Baugh, CEO Lees stated that the County would not be locked into anything if the grant is approved. The County would only be agreeing to use the funds for projects that have been approved by the State.

In response to questions by Supervisor Morgan, CEO Lees explained the terms Continuum of Care and the Navigation Center.

In response to questions by Supervisor Chimenti, Ms. Burch explained that the County could use the structure for something outside of what is outlined in the guidelines of the proposed budget, but would have to get approval from the State to do so.

By motion made, seconded (Chimenti/Morgan), and unanimously carried, the Board of Supervisors took the following actions: Received a presentation from Director of Shasta County Housing and Community Action Programs (Director), Laura Burch regarding the Homeless Emergency Aid Program (HEAP) to provide homeless funding assistance to the NorCal Continuum of Care; approved and authorized the: Chairman to sign the HEAP agreement, 18-HEAP-00053, with the State of California Business, Consumer Services and Housing Authority (BCSH) in an amount not to exceed \$2,695,571.87 for the period effective upon BCSH approval through October 31, 2021; Chairman to sign the Homeless Emergency Aid Program Authorized Signatories Form which authorizes individuals named in the form to sign all applicable HEAP documents, including, but not limited to, the HEAP Standard Agreement, the STD 204 state standard agreement form, and the GovtTIN form; County Executive Officer (CEO) to sign amendments to the agreement, including retroactive, including changes to the maximum compensation of no more than \$500,000 additional revenue to the County, during the period of the agreement, so long as they otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*; Director, or his or her designee, to also sign the Homeless Emergency Aid Program Authorized Signatories Form, and all other HEAP documents and reports required by BCSH, including retroactive, to secure the grant and for the implementation and administration of HEAP; and Director to act on behalf of the County of Shasta and the Shasta County Community Action Agency in all matters pertaining to the agreement; and approved a budget amendment increasing appropriations and revenue by \$2,695,572 in the Community Action Budget.

HEALTH AND HUMAN SERVICES

HEALTH AND HUMAN SERVICES AGENCY

OFFICE OF THE DIRECTOR

PRESENTATION: HOMELESS NAVIGATION CENTER

Health and Human Service Agency Director, Donnell Ewert gave a presentation regarding the creation of a homeless Navigation Center.

In response to questions from Supervisor Chimenti, Mr. Ewert stated that current revenue wouldn't be enough to fund the project. He is looking for investors. Mr. Ewert explained that neighboring counties are also receiving HEAP resources, and Tehama County is putting together a shelter with the funding.

In response to questions from Supervisor Baugh, Mr. Ewert stated he cannot give an accurate figure of what the cost will be to construct the facility until he receives the estimate from the architect.

In response to questions from Supervisor Baugh, Mr. Ewert stated that there are behavioral standards for a low-barrier shelter, but intoxication would not prevent an individual from seeking shelter there.

In response to questions from Supervisor Baugh, Mr. Cruse stated he would need to research the law further regarding the rights of an individual inhabiting a temporary housing facility.

Supervisor Baugh requested that the item be brought back to the Board in April. He also requested further input from community members.

By motion made, seconded (Baugh/Chimenti), and unanimously carried, the Board of Supervisors continued the item to a date uncertain.

COUNTY COUNSEL**INTRODUCTION OF AN ORDINANCE
TEMPORARY HOUSING, SQUATTING, AND UNLAWFUL CAMPING**

At the recommendation of County Counsel Rubin Cruse Jr., by motion made, seconded (Chimenti/Baugh), and unanimously carried (Supervisor Morgan was absent), the Board of Supervisors took the following actions regarding Section 8.52.040 of the Shasta County Code: Found that the proposed ordinance is not subject to the California Environmental Quality Act (CEQA) under CEQA Guidelines sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15061(b)(3) (there is no possibility the activity in question may have a significant effect on the environment); and introduced and waived the reading of an ordinance of the Board of Supervisors of the County of Shasta amending Section 8.52.040 of the Shasta County Code concerning temporary housing, squatting, and unlawful camping.

ADMINISTRATIVE OFFICE**PRESENTATION: NORCAL COMMUNITY RECOVERY TEAM**

Salvation Army Captain Tim Danielson, Shasta Regional Community Foundation Kerry Caranci, and Don Ajamian gave a presentation regarding NorCal Community Recovery Team's efforts to assist uninsured or underinsured property owners with reconstruction of homes destroyed by the Carr Fire. They requested that all permit fees be waived for this rebuild process, waive permit fees for properties requiring a carport or garage, and waiving sprinkler requirements.

In response to questions by Supervisor Chimenti, Captain Danielson stated case management will have an eligibility determination process.

In response to questions by Supervisor Baugh, Mr. Cruse stated he will research the issue on the waiving of fees. The current state building code includes fire sprinkler requirement. Mr. Cruse explained the ordinance adopted by the Board was related to limited density requirements, it did not exclude fire sprinkler requirements.

In response to questions by Supervisor Baugh, Captain Danielson stated the group is working on the issue of assisting renters who have lost their homes but did not own the home or property.

In response to questions by Supervisor Baugh, Ms. Caranci stated that she is still working with Rural County Representatives of California to acquire funding for the uninsured.

The Board directed Resource Management staff to research the three requests from the NorCal Community Recovery Team: the option of waiving fees, waiving permit fees for properties requiring a carport or garage, and waiving sprinkler requirements.

CLERK OF THE BOARD

SHASTA CHILDREN AND FAMILIES COMMISSION

Chief Deputy Clerk of the Board, Mary Williams presented the staff report and recommended approval.

Supervisor Morgan stated he is a member of the Shasta Children and Families Commission and did vote on this item at their Board meeting, but does not feel there is a conflict of interest.

In response to questions from Supervisor Baugh, Ms. Williams stated that the Clerk of the Board does not see any downside to the change.

By motion made, seconded (Baugh/Chimenti), and unanimously carried, the Board of Supervisors introduced and waived the reading of an Ordinance of the Board of Supervisors of the County of Shasta Amending Section 2.65.030 of the Shasta County Code Concerning Membership of the Shasta Children and Families Commission, to increase the number of members from seven to nine.

11:45 a.m.: The Board of Supervisors recessed.

11:51 a.m.: The Board of Supervisors reconvened.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

USE PERMIT18-003: FRUIT GROWERS SUPPLY COMPANY

This was the time set to conduct public hearing to consider an appeal of use Permit 18-0003. Associate Planner Luis Topete presented the staff report and recommended continuing the hearing to March 5, 2019, due to recent information presented to staff. The Notice of Public Hearing and the Notice of Publication are on file with the Clerk of the Board.

Vice Chairwoman Rickert advised that correspondence related to hearings had been received and entered into the record.

The public hearing was opened.

Mark Wolf spoke on behalf of his client, Mardine Matwijiw, in opposition of the project.

No one else spoke for or against the matter, and the public hearing was closed.

By motion made, seconded (Baugh/Morgan), and unanimously carried, the Board of Supervisors took the following actions regarding Use Permit 18-0003, which allows Fruit Growers Supply Company to build a 20,000-square foot grocery store and accompanying facilities in the unincorporated area of Shasta County (Burney) (Assessor Parcel Number 028-370-024): Conduct a public hearing; closed the public hearing; and continued the item to March 5, 2019.

CLOSED SESSION ANNOUNCEMENT

Vice Chairwoman Rickert announced that the Board of Supervisors would recess to a Closed Session to take the following actions:

Confer with legal counsel to discuss existing litigation entitled *Timothy Soloman V. M. Aranda, et seq.*, pursuant to Government Code section 54956.9, subdivision (d), paragraph (1).

12:05 p.m.: The Board of Supervisors recessed to Closed Session.

12:11 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Chimenti, Rickert, Morgan, and Baugh, County Executive Officer/Clerk of the Board Larry Lees, and County Counsel Rubin E. Cruse, Jr. present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Rubin E. Cruse, Jr. reported that the Board of Supervisors met in Closed Session to discuss existing litigation; In the matter of *Timothy Solomon v. M. Aranda, et al*, a case involving alleged civil rights violations arising out of an incident in the Shasta County Jail, the Board, by a 4-0 vote, gave approval to legal counsel to defend this action and authorized the County Counsel's Office to assign the defense in this case to Gary Brickwood, Esq.

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

Vice Chairwoman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy