

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, July 16, 2019

**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 Chimenti
- 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 - Kristin Gulling-Smith
- Administrative Board Clerk - John Sitka

**INVOCATION**

A moment of silence was held.

**PLEDGE OF ALLEGIANCE**

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

**REGULAR CALENDAR**

**BOARD MATTERS**

JULY 2019 EMPLOYEE OF THE MONTH  
RESOURCE MANAGEMENT DEPARTMENT  
SENIOR ENVIRONMENTAL HEALTH SPECIALIST JAMES WHITTLE  
RESOLUTION NO. 2019-061

At the recommendation of Resource Management Director Paul Hellman and Public Works Director Pat Minturn, and by motion made, seconded (Rickert/Morgan), and unanimously carried, the Board of Supervisors adopted Resolution No. 2019-061 which recognizes Shasta County Resource Management Department Senior Environmental Health Specialist James Whittle as Shasta County's Employee of the Month for July 2019.

(See Resolution Book No. 62)

**PRESENTATION: INSURANCE IN HIGH FIRE HAZARD AREAS**

The presentation from Kari Haley-Hathaway, owner of Haley Insurance Marketing, Inc., was postponed to a future agenda.

**PUBLIC COMMENT PERIOD - OPEN TIME**

Sharla Adkins spoke about fire hazards on Canyon Road caused by damage from the snow storm earlier in the year.

Edmond Baier spoke regarding the issue of fire hazards in Shasta County.

Elizabeth Messick spoke in support of a moratorium on windmills in Shasta County.

Maggie Osa spoke in opposition to the Fountain Wind Project and in support of a moratorium on windmills.

Kim Moore expressed concerns with ongoing issues at the Woodlands housing project.

Lisa MacDonald spoke in opposition to the Fountain Wind Project.

Thomas Hildebrand spoke in support of a tax for public safety and in opposition of the Fountain Wind Project.

Norman Brewer spoke in support of investing in the jail.

Gary Cadd spoke in opposition to the Fountain Wind Project and supported a moratorium on windmills.

### **CONSENT CALENDAR**

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

Approved and authorized: The Chairman to sign an amendment, effective date of signing, to the agreement with the Superior Court, modifying various fees paid by the County to the Court for services provided by the Court, retaining the term July 1, 2015 through June 30, 2020; and a budget amendment increasing appropriations in the Trial Court budget by \$19,605, offset with the use of General fund balance. (Administrative Office)

Approved and authorized the Chairman to sign a retroactive amendment, effective December 1, 2018, to the agreement with California Forensic Medical Group, Inc. (CFMG), to clarify compensation, clarify billing, and modify the staffing matrix to reflect additional CFMG staffing in the Jail, retaining the term July 1, 2016 through June 30, 2019, with two automatic one-year renewals. (Administrative Office, Sheriff-Jail, Probation)

Approved and authorized the Chairman to sign the County claims list in the amount of \$1,336.50, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on June 25, 2019, as submitted. (Clerk of the Board)

As introduced on June 25, 2019, enacted Ordinance No. 750 of the Board of Supervisors of the County of Shasta County Service Area No. 8-Palo Cedro Water and Sewer, Setting Forth Charges and Fees for Various Services. (Clerk of the Board)

(See General Ordinance Book)

Took the following actions regarding the Indian Gaming Local Community Benefit Committee: Appointed Jack Potter, Jr., as a member for a four-year term to expire June 30, 2023; reappointed Tracy Edwards as a member for a four-year term to expire June 30, 2023; appointed Jason Hayward, Jr., as an alternate for a four-year term to expire June 30, 2023; and reappointed Stacey Carman and Larry Lees as alternates for four-year terms to expire June 30, 2023. (Clerk of the Board)

Approved and authorized the Chairman to sign a renewal agreement with All Seasons Moving and Storage, Inc., dba Don Hemsted's Van and Storage in an amount not to exceed \$200,000 to provide moving and other services to various County Departments for the period August 22, 2019 through August 21, 2020, with two automatic one-year renewals. (Support Services-Purchasing)

Approved and authorized the Chairman to sign a renewal agreement with Chris Cable dba Caliber Office Furniture, LLC, in an amount not to exceed \$200,000 to provide moving and other services to various County Departments for the period August 22, 2019 through August 21, 2020, with two automatic one-year renewals. (Support Services-Purchasing)

Approved and authorized the Chairman to sign an amendment, effective date of signing, to the agreement with Securitas Security Services USA, Inc., to provide security services, changing the County Contact, and modifying language to allow future updates to Attachment A-8 "On-Site and Security Patrol Schedules" to be signed by the Support Services Director, and retaining the maximum compensation of \$3,174,420.49 and the term of July 9, 2015 through June 30, 2020. (Support Services-Purchasing)

Approved and authorized the Chairman to sign an agreement with Technical Resource Management, LLC, dba Cordant Health Solutions in an amount not to exceed \$100,000 to provide drug testing materials and confirmation testing to various County departments for the period date of signing through June 30, 2020, with two automatic one year renewals. (Support Services-Purchasing)

Adopted Salary Resolution No. 1559 effective July 21, 2019, which: Amends the Shasta County Classification Specifications and Salary Schedule as follows: delete Assessor/Recorder Clerk I/II/III; delete Senior Assessor/Recorder Clerk; delete Supervising Assessor/Recorder Clerk; add Assessor/Recorder Specialist I/II/III; add Senior Assessor/Recorder Specialist; add Supervising Assessor/Recorder Specialist; amends the County Position Allocation List, effective July 21, 2019, as follows: reclassify positions from 6.0 Full Time Equivalent (FTE) Assessor/Recorder Clerk I/II/III to 6.0 FTE Assessor/Recorder Specialist I/II/III within the Assessor budget; from 4.0 FTE Senior Assessor/Recorder Clerk to 4.0 FTE Senior Assessor/Recorder Specialist and from 1.0 FTE Supervising Assessor/Recorder Clerk to 1.0 Supervising Assessor/Recorder Specialist within the Assessor budget; reclassify positions from 5.0 Full Time Equivalent (FTE) Assessor/Recorder Clerk I/II/III to 5.0 FTE Assessor/Recorder Specialist I/II/III within the Recorder budget; and from 2.0 FTE Senior Assessor/Recorder Clerk to 2.0 FTE Senior Assessor/Recorder Specialist, and from 1.0 FTE Supervising Assessor/Recorder Clerk to 1.0 Supervising Assessor/Recorder Specialist within the Recorder budget; and adds class specifications for the Assessor/Recorder Specialist I, Assessor/Recorder Specialist II, Assessor/Recorder Specialist III, Senior Assessor/Recorder Specialist, and Supervising Assessor/Recorder Specialist positions. (Support Services-Personnel, Assessor-Recorder)

(See Salary Resolution Book)

Adopted Salary Resolution No. 1560, effective July 21, 2019, which amends the Shasta County Position Allocation List to delete 1.0 Full Time Equivalent (FTE) vacant Child Support Specialist I/II and add 1.0 FTE Child Support Assistant I/II in the Child Support Services budget. (Support Services-Personnel, Child Support Services)

(See Salary Resolution Book)

Adopted Salary Resolution No. 1561, effective July 21, 2019, which: Adds the Certified Medical Assistant position to the Shasta County Classification Specifications and Salary Schedule; and amends the Shasta County Position Allocation List as follows: deletes 1.0 Full Time Equivalent (FTE) vacant Community Mental Health Worker and adds 1.0 FTE Certified Medical Assistant in the Mental Health Services Act (MHSA) budget; and deletes 1.0 FTE Staff Nurse II and adds FTE Clinical Psychologist I/II/III/Mental Health Clinician I/II/III/Staff Nurse I/II in the Mental Health budget. (Support Services-Personnel, Health and Human Services Agency-Business Support Services)

(See Salary Resolution Book)

Adopted Salary Resolution No. 1562, effective July 21, 2019, which amends the Shasta County Position Allocation List to reclassify one position within the Health and Human Services Agency (HHS) - Regional Services Branch from 1.0 Full Time Equivalent (FTE) Program Manager I to 1.0 FTE HHS Program Manager in the Social Services budget. (Support Services-Personnel, Health and Human Services Agency-Regional Services)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign a retroactive renewal agreement with Liebert Cassidy Whitmore (LCW), in an advance payment amount not to exceed \$4,400, for the provision of five days of employment relations group training workshops for County employees, LCW attorney telephone consult services, and a monthly newsletter, for the period July 1, 2019 through June 30, 2020, with annual extensions by written consent. (Support Services-Personnel)

Approved and authorized the Chairman to sign a retroactive renewal agreement with California Locums P.C. in an amount not to exceed \$1,000,000 to provide locum tenens psychiatrists and nurse practitioners for the period July 1, 2019 through June 30, 2022. (Health and Human Services Agency-Adult Services)

Approved and authorized the Chairman to sign a retroactive renewal agreement with Northern Valley Catholic Social Service, Inc. in an amount not to exceed \$190,000 to provide Cal-Learn case management services for the period July 1, 2019 through June 30, 2021. (Health and Human Services Agency-Regional Services)

Adopted Resolution No. 2019-062 which approves and authorizes: The Director of Housing and Community Action Agency Programs (Director) to sign and submit an application, and all required grant application documents, to the California Department of Housing and Community Development in an amount not to exceed \$135,046 for Emergency Solutions Grant (ESG) Program funding for a Rapid Rehousing Program and a Homeless Management Information System for the period February 1, 2020 through February 28, 2021; the County Executive Officer or his/her designee to sign the standard agreement for the grant, and any amendments, provided that County Counsel has approved them as to form; and the Director to expend the grant funds in a manner consistent and in compliance with all applicable state, federal and other statutes, rules, regulations, guidelines, and laws, including without limitation all rules and laws regarding the ESG Program, in a manner consistent with the standard agreement. (Housing and Community Action Programs)

(See Resolution Book No. 62)

Approved and authorized: The Chairman to sign an evergreen agreement with RagnaSoft, Inc. d.b.a. PlanIt Schedule (PlanIt), effective August 1, 2019, in an advance annual payment of \$5,905 for the first year due upon agreement execution to provide web application service and hosting for a complete scheduling and communications software designed specifically for law enforcement; and the County Executive Officer or his/her designee to sign annual PlanIt renewal extension documents, including retroactive, so long as the cost for twelve months does not exceed \$15,000 and the twelve-month extension document is approved as to form by County Counsel, approved by County's Risk Manager, and approved by the Chief Information Officer. (Sheriff)

Awarded to the lowest responsive and responsible bidder, Apex Fence Co, Inc., on a unit cost basis, the contract for the "Guardrail Repair (Creek Fire) Project," Contract No. 704045, in the amount of \$187,504. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the "Guardrail Repair (On-System Roadways) Project," Contract No. 704010-ON SYS, and record it within 15 days of actual completion. (Public Works)

Approved and authorized the Chairman to sign an amendment, effective date of signing, to the agreement with Mark Steinmetz dba Marksman Pest Control to provide pest control services, to increase compensation by \$15,000 for a new total not to exceed \$100,000 to provide additional services, and retain the term September 19, 2016, through September 18, 2017, with two automatic one-year renewals. (Public Works)

Approved and authorized the Chairman to sign an amendment, effective date of signing, to the agreement with the California Association of Environmental Health Administrators to provide Certified Unified Program Agency inspection services to increase maximum compensation from \$49,000 to \$110,000 during the entire term of the agreement and retain the term January 9, 2019 through January 9, 2020. (Resource Management-Environmental Health Division)

## REGULAR CALENDAR, CONTINUED

### GENERAL GOVERNMENT

#### ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

##### LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

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

Supervisor Rickert recently attended meetings of the Shasta Regional Transportation Agency, Northern California Water Association, and Mental Health, Alcohol and Drug Advisory Board.

Supervisor Moty recently attended a Shasta Regional Transportation Agency meeting.

Supervisors reported on issues of countywide interest.

### COUNTY COUNSEL

#### POTENTIAL TRANSACTIONS AND USE TAX TO ADDRESS PUBLIC SAFETY REPORT FROM TEMPORARY AD HOC COMMITTEE MEMBERS REPORT FROM COUNTY COUNSEL ON GENERAL LEGAL INFORMATION

Supervisor Chimenti and Supervisor Morgan presented a report regarding a potential one-cent transactions and use tax and a plan for how it would be used to develop and support public safety within the County.

In response to questions from Supervisor Baugh, Supervisor Chimenti explained that accountability is built into the proposal in several ways, including the use of an outside auditor and the possibility of an advisory group to meet monthly. Supervisor Chimenti stated that they would also look into ways to hold County agencies accountable, including the possibility of suspending monies if proper procedures are not followed, with a timeline to fix the problems.

In response to questions from Supervisor Rickert, Supervisor Baugh stated that the citizens of Anderson have spoken in support of this type of specific-use tax, although the Anderson City Council has not yet weighed in.

In response to questions from Supervisor Moty, Supervisor Chimenti stated that the members of the Cities of Anderson and Shasta Lake city councils with whom he has spoken were in support of a countywide specific-use tax, although the City of Redding declined to weigh in until a citywide tax initiative is fully considered.

In response to questions from Supervisor Rickert, Supervisor Chimenti stated that one of the specific goals of the proposed plan is 24/7 law enforcement coverage for the rural areas of the county.

In response to questions from Supervisor Rickert, Supervisor Chimenti explained that, with input from Donnell Ewert, Director of Health and Human Services Agency (HHSA), and

Tracie Neal, Chief Probation Officer, there would be an additional budget line item to supplement medication-assisted treatment and rehabilitative programs, as part of the ongoing operation of any facilities.

In response to further questions from Supervisor Rickert, Supervisor Chimenti explained that the budget includes money to hire more County employees and that part of the plan is to look for ways to further recruit people for County jobs.

In response to questions from Supervisor Rickert, CEO Lees explained that the work camp referred to in the proposed budget would be based at HHSAs's Breslauer campus. Supervisor Rickert proposed using the area near Breslauer for the work camp to grow food for the jail. Supervisor Chimenti stated that he and Undersheriff Eric Magrini had spoken about programs at similar camps in the County in the past.

In response to questions from Supervisor Rickert, CEO Lees explained that the cost of placing a tax on a ballot would vary depending on how the election was held; if a special election were held for the tax alone, it could cost the County a few hundred thousand dollars. Supervisor Chimenti stated that he would be in favor of including the tax on a regular ballot to save money.

In response to questions from Supervisor Moty, CEO Lees stated that the Auditor's Office had given an estimated income from the proposed tax of \$30 million, but the actual numbers can fluctuate based on the local economy and other factors. Supervisor Chimenti explained that he received an estimated range from CEO Lees and used the lowest number for the proposed budget.

County Counsel Rubin Cruse, Jr., presented a report on general legal information concerning a countywide special transactions and use tax ballot measure to address public safety and homeless issues. Mr. Cruse explained that a special tax must be approved by a two-thirds vote of the electorate and that it can only be used for the specific items outlined in the ballot measure. Mr. Cruse further explained that the County would not be legally obligated to share the tax revenue with the cities, although the tax would be combined with any existing local city transaction and use taxes. Mr. Cruse also recommended an advisory board be established in conjunction with the tax.

In response to questions from Supervisor Moty, Mr. Cruse explained different approaches that could be used to detail the uses of a special tax.

In response to questions from Supervisor Rickert, Mr. Cruse explained that the special tax could be established either in perpetuity or for a specific period of time; however, it could not then be modified in the future unless that possibility was built into the original ordinance.

Stan Neutze, Mimi Moseley, Pam Hamar, Monique Welin, Ginger Jones, Kim Moore, Gary Cadd, and Linda Cadd spoke in support of the proposed one-cent special transaction and use tax.

Traver Metcalf spoke in opposition to the proposed tax and requested that funds be directed to education rather than criminal justice.

Mr. Cruse explained that any action to approve putting a tax on a ballot must take place at least 88 days prior to the date of the election.

In response to questions from Supervisor Chimenti, District Attorney Stephanie Bridgett described legislation currently proposed at the state level, in particular the "Reducing Crime and Keeping California Safe Act of 2020," which is set for the November 2020 ballot. Ms. Bridgett explained that it is up to individuals to educate themselves and others regarding legislation. Mr. Cruse pointed out that public resources cannot be used to campaign for ballot measures.

Supervisor Moty requested that Ms. Bridgett bring back to the Board more detailed information regarding arrests and bookings made in the County.

In response to questions from Supervisor Moty, Supervisor Chimenti stated that the “500 jail beds” referred to in the proposed plan was not a plan to establish one large jail facility, but rather would encompass existing jail beds as well as the potential numbers for the proposed work camp, transitional rehabilitation facility, and other programs.

In response to questions from Supervisor Moty, Undersheriff Eric Magrini stated that the County jail staff is currently down by 15%, with an additional six vacancies in Sheriff’s Deputies. Undersheriff Magrini discussed the difficulties the Sheriff’s Office currently has regarding successfully hiring qualified staff.

In response to questions from Supervisor Rickert, Undersheriff Magrini stated that he did not have current information on the number of people incarcerated for drug-related crimes. He also stated that he would be able to bring that information, along with data relating to how long someone needs to stay in custody for treatment to be productive, back to the Board at the next meeting as part of his Medication-Assisted Treatment report.

In response to questions from Supervisor Moty, Supervisor Chimenti explained that each County department would be required to submit a detailed budgetary plan to receive revenue monies from the proposed special tax. Mr. Cruse and CEO Lees discussed further details of allocating money from the special tax ordinance.

Greg Hector spoke in support of the proposed special tax, particularly with a focus on probation and treatment.

In response to questions from Supervisor Moty, CEO Lees stated that the Board could direct staff to bring a draft outline of an ordinance to the August 13, 2019, meeting for the Board to examine and flesh out before final approval. Mr. Cruse explained that the draft outline would allow the Board to incorporate amendments before the ordinance came back to the Board for a noticed public hearing and final approval to proceed with putting the ordinance on a ballot.

In response to questions from Supervisor Moty, Supervisor Chimenti stated his opposition of using a special election for the proposed special tax due to cost, but would be interested in putting it on the ballot in March.

In response to questions from Supervisor Baugh, Mr. Cruse explained the timeline necessary for the proposed special tax ordinance to be put on the March 2020 ballot.

Roberta Wilhrow spoke in support of the proposed special tax.

By motion made, seconded (Chimenti/Morgan), and unanimously carried, the Board of Supervisors directed staff to bring an outline draft of an ordinance regarding the proposed special transactions and use tax to the meeting on August 13, 2019, for the Board to amend as necessary before approval in order to move forward with the process to place the proposed special tax on the March 2020 ballot.

### **RESOURCE MANAGEMENT**

Paul Hellman, Director of Resource Management, presented the staff report and recommended approval.

Terry Tupper spoke in support of the proposed Design Review District (DRD) for downtown Palo Cedro, with a request that any new development in Palo Cedro be paused until the DRD is finalized.

In response to questions from Supervisor Moty, Mr. Hellman stated that there are some pending developments that cannot be paused, as there is no current moratorium on development.

By motion made, seconded (Rickert/Morgan), and unanimously carried, the Board of Supervisors adopted Resolution No. 2019-063, a resolution of intent to consider amendments to the Shasta County Zoning Plan proposed by staff and recommended by the Planning Commission to establish a Design Review District for downtown Palo Cedro.

(See Resolution Book No. 62)

11:59 a.m.: The Board of Supervisors recessed and reconvened as the Shasta County Water Agency.

12:00 p.m.: The Shasta County Water Agency adjourned and reconvened as the Board of Supervisors.

### **CLOSED SESSION ANNOUNCEMENT**

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

Confer with legal counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (d), paragraph (4); and confer with legal counsel to discuss existing litigation entitled *Christopher McFarland v. County of Shasta* pursuant to Government Code section 54956.9, subdivision (d), paragraph (1); and confer with its Labor Negotiators, County Executive Officer Larry Lees, Personnel Director Angela Davis, and Chief Labor Negotiator Gage Dunge, Liebert, Cassidy and Whitmore, to discuss the following employee organization: Professional Peace Officers Association, pursuant to Government Code section 54957.6.

12:01 p.m.: The Board of Supervisors recessed to Closed Session.

12:15 p.m.: The Board of Supervisors returned 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**

County Counsel Rubin E. Cruse, Jr. reported that the Board of Supervisors met in Closed Session to discuss anticipated and existing litigation, as well as labor negotiations; however, no reportable action was taken.

12:15 p.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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