

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 22, 2019

REGULAR MEETING

9:01 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

Invocation was given by Chaplain Jeff Jones, Shasta County Public Safety Chaplaincy.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

BOARD MATTERS

**PRESENTATION: HIGH SCHOOL VOTER EDUCATION WEEKS
 APRIL AND SEPTEMBER 2019**

County Clerk/Registrar of Voters Cathy Darling Allen reported on activities during April and September 2019 High School Voter Education Weeks. Certificates of Recognition were presented to the students who participated in the activities: Diana Alcala, Jenae Bauer, Dylan Benton, Jake Bergstrom, Ben Brindley, Katey Burgess, Leora Cheney, Dustin Fortenberry, Abigail Gray, Flor Hernandez, Ryana Johnson, Mikaela Keyser, Cade Lambert, Malia Lynam, Heather Manning, Avery Marshall, Taylor McCurdy, Bryan Miller, Aubrey Mills, Aidan Morgan, Layla Nance, Justus Petersen, Abigail Rangel, Ellie Smith, Selena Tate, and David Willis.

PUBLIC COMMENT PERIOD - OPEN TIME

Edmund Baier spoke regarding the cost to decommission wind turbines.

Ralph Barkley described issues with mobile home ownership and illegal dumping.

Jeffrey C. Hess spoke in opposition to the proposed ban on flavored vaping products and proposed alternatives to keep those products away from underage youth.

Beth Messick described problems with wind turbines when there are power shutoffs.

Monique Welin spoke in support of the proposed County-wide sales tax.

David Van Buren also spoke in opposition to the proposed ban on flavored vaping products and described the benefits of vaping products.

Laura Burch, Director of Housing and Community Action Agency, gave an update on funding received to alleviate issues with housing and homelessness in both Shasta County and the local seven-county Continuum of Care region.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Moty noted that the item regarding Dunamis Center, Inc., had been pulled for discussion.

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:

Reappointed Janet Tyrrel (District 1) and Larry Mower (District 5) to the Commission on Aging to serve two-year terms to January 3, 2022. (Clerk of the Board)

Approved the minutes of the meeting held on October 15, 2019, as submitted. (Clerk of the Board)

Appointed Supervisor Leonard Moty as the Member to the California State Association of Counties (CSAC) Board of Directors and Supervisor Joe Chimenti as the Alternate to the CSAC Board of Directors. (Clerk of the Board)

As introduced on October 1, 2019, enacted Ordinance No. SCC 2019-06 which adds Chapter 8.10, Defensible Space for Fire Protection, to the Shasta County Code, and amends section 12.12.050, Grading Permit Exemptions, and 16.04.130, Fire Standards and Equipment, of the Shasta County Code. (Clerk of the Board)

(See County Code Ordinance Book)

Approved and authorized the Chairman to sign a retroactive agreement with Hawkins Delafield & Wood LLP (Firm) with no maximum compensation to provide legal services for the period September 3, 2019 through the later of September 2, 2024, or the completion of any matter(s) the County, through its County Counsel, assigns to Firm, or until the Agreement is terminated pursuant to its provisions. (County Counsel)

Approved and authorized the Chairman to sign a retroactive agreement for Homeless Emergency Aid Program (HEAP) funding with Del Norte County in an amount not to exceed \$361,706.33 to provide Services: Other than Homeless Youth Set-Aside, Rental Assistance or Subsidies, and Homeless Youth Set-Aside for the period July 1, 2019 through June 30, 2021. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign an agreement with Nichols-Melburg & Rossetto, AIA & Associates, Inc., in the amount of \$267,500 (the Public Works Director may amend the agreement to increase total compensation up to 10% during the term of the agreement) to design accessibility improvements in the Shasta County Jail for the

period date of signing through July 31, 2022, or date of the Notice of Completion, whichever comes first. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the “2019 Redding Regional Septage Impoundment 1A Cleanout Project,” Contract No. 207527, and record it within 15 days of actual completion of the work. (Public Works)

Approved a budget amendment increasing appropriations by \$260,000 for the West Central Landfill Gas Collection and Control System Expansion project in the Fiscal Year 2019-20 Solid Waste budget offset by use of retained earnings. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the “West Central Landfill 2019 Slope Liner System,” Contract No. 207534, and record it within 15 days of actual completion of the work. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

AGREEMENT: DUNAMIS CENTER, INC.

BOTVIN LIFESKILLS® TRAINING

HEALTH AND HUMAN SERVICES AGENCY-CHILDREN’S SERVICES

Nancy Bolen, Branch Director of Health and Human Services-Children’s Services, described the purpose of the agreement, which is to provide evidence-based life skills counseling to middle school students, of sixth through eighth grade. She explained that the counseling is being piloted in Shasta Lake and Anderson middle schools and that if the pilot proves successful, the goal is to provide for future expansion to all other schools in the county. The curriculum aims to provide at-risk youth with skills to reduce Adverse Childhood Experiences, prevent harmful substance abuse, and improve their mental health and social skills.

In response to questions by Supervisor Rickert, Ms. Bolen stated that this counseling began in Fiscal Year 2016-17 and has proven to benefit the recipients.

By motion made, seconded (Rickert/Morgan), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Dunamis Center, Inc. in an amount not to exceed \$100,000 to provide Botvin LifeSkills® Training and counseling services for the period date of signing through June 30, 2020, with one automatic one-year renewal. (Health and Human Services-Children’s Services)

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS’ REPORTS

County Executive Officer (CEO) Larry Lees spoke in support of the Board of Supervisors sending a unified statement to the California Public Utilities Commission.

By motion made, seconded (Rickert/Chimenti), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter to the California Public Utilities Commission regarding Public Safety Power Shutoffs.

Supervisor Moty recently attended a meeting of the Shasta Regional Transportation Agency.

At the recommendation of Supervisor Moty, and by consensus, the Board of Supervisors directed County Counsel to bring to the next meeting an item regarding a third reporting period due to the rescheduling of the State Primary Election.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES-PERSONNEL

SHASTA COUNTY PERSONNEL RULES
CHAPTER 20, TRAVEL AND OTHER EXPENSES
RESOLUTION NO. 2019-099
SALARY RESOLUTION NO. 1570

Angela Davis, Director of Support Services, presented the staff report and described the proposed changes, including reimbursement of relocation expenses for professional recruitments and increasing the salary range for the position of the County Executive Officer (CEO).

In response to questions by Supervisor Baugh, Ms. Davis stated that the salary increase for the CEO position will not take effect until after CEO Lees retires.

By motion made, seconded (Baugh/Chimenti), and unanimously carried, the Board of Supervisors took the following actions: Adopted Resolution No. 2019-099, which amends the Shasta County Personnel Rules, Chapter 20, *Travel and Other Expenses – County Charges*; and adopted Salary Resolution No. 1570, effective October 27, 2019, which amends the Shasta County Salary Schedule, Classification Specifications, and Position Allocation List.

(See Resolution Book No. 63)

(See Salary Resolution Book)

SUCCESSOR COMPREHENSIVE MEMORANDUM OF UNDERSTANDING
WITH PROFESSIONAL PEACE OFFICERS ASSOCIATION
RESOLUTION NO. 2019-100
SALARY RESOLUTION NO. 1571

Angela Davis, Director of Support Services, presented the staff report and described the Memorandum of Understanding, which has a three-year term with a 3% salary increase in 2019, a 2.5% salary increase in 2020, and a 2% salary increase in 2021.

By motion made, seconded (Morgan/Baugh), and unanimously carried, the Board of Supervisors took the following actions: Adopted Resolution No. 2019-100 which approves a successor comprehensive Memorandum of Understanding (MOU) with the Professional Peace Officers Association (PPOA) covering the period August 1, 2019 through July 31, 2022; and adopted Salary Resolution No. 1571, effective October 27, 2019, which amends the Salary Schedule for positions in County Service pursuant to the PPOA MOU.

(See Resolution Book No. 63)

(See Salary Resolution Book)

PUBLIC WORKS

COUNTY DOWNTOWN FACILITY PLANNING
NICHOLS-MELBURG & ROSSETTO, AIA & ASSOCIATES, INC.

CEO Lees explained that the County has been working on a long-term plan regarding County buildings and space, including proposals involving the jail and the courthouse, and introduced the representatives from Nichols-Melburg & Rossetto, AIA & Associates, Inc. (NMR), Les Melburg and Kyle Matti.

Mr. Melburg gave an overview of the history of the Sheriff's Detention Annex and a proposed remodel to use it for a detention facility again. He described being able to fit approximately 40 beds into a dormitory-style setting, with additional security remodeling involved. He then described the history of the Courthouse and its biggest issue, which is a shortage of available parking. The proposed remodel for the Courthouse involves moving Health and Human Services Agency (HHSA)-Children's Services, HHSA-Business and Support Services, and the County Clerk/Elections offices out of their current leased space and into the remodeled Courthouse.

Mr. Matti demonstrated that one solution to the parking issue would be to build a parking structure in the gap between the Jail and the Justice Center as a smaller version of the existing parking structure behind the Shasta County Administrative Center. The proposed secondary parking structure is sized to accommodate about 250 people, but could be sized to adjust to need and would allow the County to minimize traffic along West Street by having access from Court and Yuba Streets.

Mr. Matti discussed two different options for reusing the Justice Center. One option would be to remodel it to use as a 64-bed detention center, but access would be difficult due to the existing stairways at each side. A second option would be to use the space for programs, alternatives to incarceration or administrative space. CEO Lees added that, if the second option were used, there would be space for more jail beds elsewhere and the program space could be used to start providing services early, possibly including Medication-Assisted Treatment, etc.

Mr. Matti explained that further jail beds could be added by expanding the Jail on the east side by building a Jail Addition in the place currently occupied by the Fleet building. This would allow the bottom floor to be used for Probation and additional program space. Further floors could be added, in levels of two floors each, and the current proposal shows two additional levels (or four more stories), which would give 256 additional jail beds in a dormitory-style layout. This would also allow a connecting bridge on the first level to connect to the Jail. The proposed building would be lower in height than the Jail and has a pleasing architectural design.

Mr. Melburg explained that, while the presentation address construction costs, it does not address the costs of staffing or moving existing staff. He showed the estimated remodel/construction costs, along with a per-square-foot estimate, and explained that NMR used an additional 10% contingency plus 20-30% staff cost. The approximate construction totals for each proposed project break down to approximately \$7 million for the Annex, \$63 million for the Courthouse and parking structure, \$10 million to remodel the Justice Center into two dormitories or \$7 million to remodel it into program space; \$15 million for the first story of the Jail Addition, with \$26 million for each additional two-story jail level.

In response to questions by Supervisor Morgan, Mr. Matti explained it would be possible to add stories to the jail in the future, but it would be difficult due to changing codes or interruption of services. He also pointed out that the shell could be built without finalizing the interior to minimize costs, if necessary.

In response to questions by Supervisor Moty, Mr. Melburg stated that the Jail would have to have some remodeling if the Jail Addition were built in order to accommodate a larger kitchen and laundry due to the higher number of inmates.

In response to questions by Supervisor Morgan, CEO Lees explained that the courts were not interested in providing access from the Jail to the new courthouse via a tunnel. Instead, the expectation is for the County to transport each person to court appointments via bus in the morning and pick them up in the afternoon. While there, jail inmates would be the Marshals' responsibility.

CEO Lees explained that the proposed plan fulfills the overall goal of expanding jail beds while also creating a centralized County block, which would ease staffing. One of the objectives is to get out of General Fund leased space, because that is a large ongoing cost. CEO Lees pointed out that the City of Redding has been rebuilding downtown Redding, which has the potential to raise the cost of leasing as development continues. The proposal would bring HHSA-Children's Services closer to the new Courthouse for convenience, since many of their clients have court

appointments. CEO Lees also pointed out that a large portion of the Courthouse renovation could be paid for from HHSA funding, which largely comes from state and federal funding. That funding would only apply for structures used by HHSA, but should be a significant cost offset.

CEO Lees further explained that the County has approximately \$8 million of initial Capital funding set aside for the remodel of the Courthouse, and there is potential to use bonds for some of the cost. The proposed plan also fits well into the sales tax initiative and would hold the County accountable to spending the tax money as promised, while giving voters extra incentive to pass the tax. CEO Lees discussed the number of jail beds needed by the County and pointed out that ongoing operational costs would become more efficient by combining the Jail into one space rather than spreading it over different areas.

In response to questions by Supervisor Rickert, Mr. Melburg stated that the Marshals will remain with the courts. CEO Lees explained that there is no plan to move the HHSA offices on Breslauer Way, but that the plan is to centralize departments whose functions will best integrate with the available space and court functions.

In response to questions by Supervisor Baugh, CEO Lees stated that if funding for the proposed remodel does not work out, there is still the potential to use the Justice Center for additional jail beds, as it would give more beds than remodeling the Annex and would still increase efficiency and decrease operational costs. CEO Lees warned against trying to piecemeal the proposed remodels over time, because that could end up costing more.

Mr. Melburg stated that NMR would be happy to attend any public meetings to give presentations on the proposal if desired, to increase public support.

CEO Lees pointed out that the proposal is still three years from happening due to the need to wait for the Courthouse to revert to County ownership.

Supervisor Baugh suggested that it could make more sense to move the Annex and the Sheriff's offices on the first floor of the old hospital to one location to lower cost and increase efficiency, and felt that this option should be included in any conversation about future County

CEO Lees stated that if the proposed concept is something the Board of Supervisors is interested in, he will go forward with staff to find out how much HHSA could pay toward their portion, as well as looking into bond information and other possible funding sources. He pointed out that the County currently only has one bond with only a few years left on it, but cautioned against overuse of bonds.

By consensus, the Board of Supervisors directed staff to consult with the Sheriff's Department and look into funding options, then bring this item back to the next meeting, on November 5th, 2019, for further discussion.

CLOSED SESSION ANNOUNCEMENT

Chairman Moty noted that the item regarding existing litigation entitled *County of Shasta, et al. v. Amerisourcebergen Drug Corporation, et al.*, had been pulled and may be brought back at a future meeting.

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

Confer with legal counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (d), paragraph (4).

10:58 a.m.: The Board of Supervisors recessed to Closed Session.

11:29 a.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 potential litigation; the following reportable action was taken:

In the matter of Initiation of Litigation, One Potential Case, the Board of Supervisors, by a 5-0 vote, gave approval to counsel to initiate the action. The action, the defendants, and the other particulars shall, once formally commenced, be disclosed to any person upon inquiry, unless to do so would jeopardize the County's ability to effectuate service of process on one or more unserved parties, or that to do so would jeopardize its ability to conclude existing settlement negotiations to its advantage.

There was no other reportable action.

11:31 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy