

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 6, 2004

REGULAR MEETING

9:00 a.m.: Chairman Clarke 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 Fust
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Wilson
- District No. 5 - Supervisor Clarke

- County Administrative Officer - Doug Latimer
- County Counsel - Karen Jahr
- Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Pastor Mike Kerns, Vineyard City Church.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Chairman Clarke.

2003 CHAIRMAN'S YEAR IN REVIEW

Chairman Clarke presented the Chairman's Year-In-Review report, which listed some of the significant accomplishments made in Shasta County during the year 2003.

ELECTION OF 2004 CHAIRMAN

Deputy Clerk of the Board Linda Mekelburg called for nominations for the position of Chairman of the Board for the year 2004. Supervisor Fust nominated Supervisor Hawes, and Supervisor Kehoe seconded the nomination. No other nominations were made, and Ms. Mekelburg declared Supervisor Hawes elected to the position of 2004 Chairman.

ELECTION OF 2004 VICE CHAIRMAN

Deputy Clerk of the Board Linda Mekelburg called for nominations for the position of Vice Chairman of the Board for the year 2004. Supervisor Fust nominated Supervisor Kehoe, and Supervisor Wilson seconded the nomination. No other nominations were made, and Ms. Mekelburg declared Supervisor Kehoe elected to the position of Vice Chairman for the year 2004.

PRESENTATION OF PLAQUE TO 2003 CHAIRMAN

Chairman Hawes presented a plaque to Supervisor Clarke in recognition of her dedicated service to Shasta County as Chairman of the Board of Supervisors during 2003.

9:13 a.m.: The Board of Supervisors recessed.

9:16 a.m.: The Board of Supervisors reconvened. Chairman Hawes presided.

PUBLIC COMMENT PERIOD - OPEN TIME

Celeste Draisner spoke regarding George Washington and his accomplishments.

CONSENT CALENDAR

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

Approved and authorized the Chairman or his/her designee to sign the County claims list when Board of Supervisors' meetings are canceled during the year 2004. (Board of Supervisors)

Gave the annual authorization to the Registrar of Voters to conduct election duties during the year 2004. (Board of Supervisors)

Adopted Resolution No. 2004-1, which authorizes the execution of the Fiscal Year 2004-05 California Arts Council Grant State/Local Partnership Programs. (Board of Supervisors)

(See Resolution Book No. 45)

Authorized the issuance of warrants totaling \$351,697.40 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$6,091.00 requiring special board action. (Auditor-Controller)

Enacted Ordinance No. 378-1875, which approves Zone Amendment No. 02-025, Meyer (Bella Vista area), as introduced on July 15, 2003. (Clerk of the Board)

(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1876, which approves Zone Amendment No. 03-017, Tiffany Family Trust (Oak Run area), as introduced on December 16, 2003. (Clerk of the Board)

(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1877, which approves Zone Amendment No. 03-005, Akens (Hat Creek area), as introduced on December 16, 2003. (Clerk of the Board)

(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1878, which approves Zone Amendment No. 02-022, DeGooyer/Presidio (Shingletown area), as introduced on December 16, 2003. (Clerk of the Board)

(See Zoning Ordinance Book)

Approved and authorized the Chairman to sign an agreement with Victor Treatment Centers, Inc. located in San Bernardino, in an amount not to exceed \$70,000 annually to provide residential and day rehabilitative mental health services for the period April 11, 2003 through June 30 2004, with an automatic renewal for one additional year. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Edgewood Center for Children and Families, Inc. in an amount not to exceed \$102,000 to provide specialized mental health treatment services to seriously emotionally disturbed adolescents from the date of signing through June 30, 2004, with an automatic renewal for one additional year. (Mental Health)

Approved and authorized the Chairman to sign a contract with University of California, Davis in the amount of \$76,800 to provide a Management Development Program for Supervisors for the period January 1, 2004 through December 31, 2004. (Social Services)

Approved and authorized the Chairman to sign a lease agreement with Thomas and Leona Hanlon in the amount of \$2,702 per month to continue renting 6,600 square feet of office space (\$.409/square foot) at 2110 North Street, Anderson for the South County Station patrol operations for the period January 1, 2004 through December 31, 2006, with options to renew for two additional one-year periods with a maximum 3 percent annual increase. (Sheriff)

REGULAR CALENDAR

BOARD MATTERS

COUNTY FOOD BANK

SHASTA SENIOR NUTRITION PROGRAMS, INC.

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors authorized the Chairman to sign a letter designating the Shasta Senior Nutrition Programs, Inc. as the official County Food Bank for calendar years 2003, 2004, and 2005.

2003 EMPLOYEE OF THE YEAR

SENIOR PUBLIC HEALTH ASSISTANT LINDA ALLEN

RESOLUTION NO. 2004-2

At the recommendation of Public Health Director Marta McKenzie and Deputy Public Health Director Donnell Ewert and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-2, which recognizes Senior Public Health Assistant Linda Allen as Shasta County's 2003 Employee of the Year.

(See Resolution Book No. 45)

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on the budget situation at the State level, noting that more information will be available after the Governor's State of the State address.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

APPROVAL OF MINUTES: DECEMBER 16, 2003

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved the minutes of the meeting held on December 16, 2003, as submitted. Supervisor Fust abstained as he was absent from that meeting.

SUPPORT SERVICES

HUMAN RESOURCES DIVISION

**COMPREHENSIVE MEMORANDUM OF UNDERSTANDING
UNITED PUBLIC EMPLOYEES OF CALIFORNIA GENERAL UNIT
SALARY RESOLUTION NO. 1243
RESOLUTION NOS. 2004-3 AND 2004-4**

Support Services Director Joann Davis presented the report and recommended approval. In response to a question from Supervisor Kehoe regarding alternatives, Ms. Davis explained that the memorandum of understanding was bargained in good faith and in response to direction given by the Board of Supervisors. By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-3, which approves a comprehensive memorandum of understanding (MOU) with the United Public Employees of California (UPEC) for the General Unit for the period January 1, 2004 through April 30, 2006; adopted Salary Resolution No. 1243, which implements salary adjustments for all UPEC/General Unit-represented employees in the amount of 3 percent effective December 28, 2003, and 3 percent effective December 26, 2004; and adopted Resolution No. 2004-4, which notifies the Public Employees' Retirement System of the changes in the monthly group health contributions for UPEC.

(See Resolution Book No. 45)
(See Salary Resolution Book)

**COMPREHENSIVE MEMORANDUM OF UNDERSTANDING
UNITED PUBLIC EMPLOYEES OF CALIFORNIA PROFESSIONAL UNIT
SALARY RESOLUTION NO. 1244
RESOLUTION NOS. 2004-5 AND 2004-6**

At the recommendation of Support Services Director Joann Davis and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-5, which approves a comprehensive memorandum of understanding (MOU) with the United Public Employees of California (UPEC) for the Professional Unit for the period

January 1, 2004 through April 30, 2006; adopted Salary Resolution No. 1244, which implements salary adjustments for all UPEC/Professional Unit-represented employees in the amount of 3 percent on December 28, 2003 and 3 percent on December 26, 2004; and adopted Resolution No. 2004-6, which notifies the Public Employees' Retirement System of the changes in the monthly group health contributions for UPEC.

(See Resolution Book No. 45)
(See Salary Resolution Book)

ASSISTANT/DEPUTY DEPARTMENT HEADS/UNREPRESENTED MANAGERS,
APPOINTED DEPARTMENT HEADS, ELECTED DEPARTMENT HEADS
SALARY ADJUSTMENTS
PERSONNEL RULES AMENDMENT
SALARY RESOLUTION NOS. 1245, 1246, AND 1247
RESOLUTION NO. 2004-7

Support Services Director Joann Davis presented the staff report and recommended approval. In response to a question from Supervisor Fust, Ms. Davis noted that these employees supervise the management and general units, which have had salary increases approved. In response to a question from Supervisor Kehoe, Ms. Davis explained that the requested action is a discretionary action in that the employees have not formed a bargaining unit and have not gone through the meet-and-confer process. Supervisor Kehoe suggested possible future creation of a Citizens' Pay and Compensation Panel to provide recommendations to the Board of Supervisors regarding salaries and benefits for this group of employees. Supervisor Hawes noted that he would like to see elected officials appear before the Board and let the public know how they perform their job. Supervisor Clarke explained that she is not in favor of delegating raises to a citizens' panel or tying salary ranges of elected officials to a vote. Following further discussion and by motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors adopted Salary Resolution No. 1245, which implements salary adjustments for assistant/deputy department heads and other unrepresented managers in the amount of 3 percent effective January 11, 2004, 3 percent effective January 9, 2005, and 3 percent effective January 8, 2006; adopted Salary Resolution No. 1246, which implements salary adjustments for appointed department heads in the amount of 3 percent effective January 11, 2004, 3 percent effective January 9, 2005, and 3 percent effective January 8, 2006; adopted Salary Resolution No. 1247, which implements salary adjustments for elected department heads in the amount of 3 percent effective January 11, 2004, 3 percent effective January 9, 2005, and 3 percent effective January 8, 2006; and adopted Resolution No. 2004-7, which modifies Chapter 16 of the Personnel Rules--Management Benefits. Supervisor Kehoe voted no, noting that the raises were premature and untimely in light of the current budget situation.

(See Salary Resolution Book)
(See Resolution Book No. 45)

HEALTH AND WELFARE

HOUSING AND COMMUNITY ACTION PROGRAMS

BUDGET AMENDMENT

At the recommendation of Housing and Community Action Programs Director Larry Lees and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors approved a budget amendment in the total amount of \$111,247 which increases state revenue and appropriations for the Jobs Housing Balance Incentive Grant Program by \$57,544, increases federal revenue and appropriations for the Community Development Block Grant Business Development (CDBG) and Economic Resource Alignment Plan by \$35,000, increases federal revenue and appropriations by \$18,703 for the CDBG multi-target area housing rehabilitation grant.

AMENDED AGREEMENT: LIONS CLUB OF FALL RIVER MILLS, CALIFORNIA, INC.
AGREEMENT: LIONS CLUB OF FALL RIVER MILLS, CALIFORNIA, INC.
McARTHUR COMMUNITY CENTER REHABILITATION

At the recommendation of Housing and Community Action Programs Director Larry Lees and by motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors took the following actions regarding the Lions Club of Fall River Mills, California, Inc.: approved and authorized the Chairman to sign an amendment to the agreement increasing the Community Development Block Grant loan amount by \$40,000 (for a total of \$90,000) to provide rehabilitation to the community center in McArthur to be completed no later than December 31, 2004; and approved and authorized the Chairman to sign an agreement in the amount of \$10,000 to utilize Jobs Housing Balance Incentive Grant Program funds to provide rehabilitation to the community center in McArthur to be completed no later than December 31, 2004.

LAW AND JUSTICE

SHERIFF

OFFICE OF EMERGENCY SERVICES

DECLARATION OF LOCAL EMERGENCY
RESOLUTION NO. 2004-8

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-8, which declares a local emergency due to snow and other conditions caused by the December 2003 storms.

(See Resolution Book No. 45)

SCHEDULED HEARING

HEALTH AND WELFARE

HOUSING AND COMMUNITY ACTION PROGRAMS

COMMUNITY DEVELOPMENT BLOCK GRANT

This was the time set to conduct a public hearing regarding the Community Development Block Grant. Housing and Community Action Programs Director Larry Lees discussed the Community Development Block Grant, explaining that Housing and Urban Development regulations require a public hearing before an application can be submitted. Notice of Hearing and Affidavit of Publication are on file.

The public hearing was opened, at which time no one spoke regarding this item, and the public hearing was closed.

No action by the Board of Supervisors was required.

10:30 a.m.: The Board of Supervisors recessed and convened as the Shasta County Housing Authority.

SPECIAL DISTRICT/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY HOUSING AUTHORITY

HOUSING AUTHORITY ADMINISTRATIVE PLAN
HOUSING AUTHORITY RESOLUTION NO. 2004-1

At the recommendation of Housing Director Larry Lees and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors adopted Housing Authority Resolution No. 2004-1, which authorizes revisions to the Public Housing Authority's Administrative Plan for the purpose of updating procedures to align with the requirements from the U.S. Department of Housing and Urban Development.

(See Housing Authority Resolution Book)

10:36 a.m.: The Shasta County Housing Authority adjourned, and the Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Neathamer v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).
2. Conduct employee performance evaluations pursuant to Government Code Section 54957 for the County Administrative Officer and County Counsel.

10:38 a.m.: The Board of Supervisors recessed to Closed Session.

11:00 a.m.: The Board of Supervisors recessed from Closed Session.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, Assistant County Counsel Michael Ralston, and Deputy Clerk of the Board Linda Mekelburg present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation and public employee performance evaluations. In the matter of Neathamer v. County of Shasta, on a unanimous vote, the Board of Supervisors approved a Compromise and Release in the amount of \$94,000 less previously paid permanent disability advances. No other reportable action was taken.

SCHEDULED HEARINGS
RESOURCE MANAGEMENT
PLANNING DIVISION

1:31 p.m.: Chairman Hawes recused himself and left the meeting, stating that he had a financial conflict as he is the owner of the wetlands bank K.O.H. Atlas Corporation would need to access. Vice Chairman Kehoe presided.

APPEAL OF TRACT MAP 1871
K.O.H. ATLAS CORPORATION/JAMES C. HOFFMAN
REDDING MUNICIPAL AIRPORT AREA

This was the time set to reconvene the public hearing (continued from December 16, 2003) and consider the appeal of the Planning Commission's approval of Tract Map 1871, K.O.H. Atlas Corporation/James C. Hoffman in the Redding Municipal Airport area.

Supervisor Fust explained that he did not attend the December 16, 2003 hearing; however, he has read all the written material received by the Board of Supervisors on the appeal, listened to the audiotape of the public hearing, and visited the site. He stated he is prepared to listen to further discussion and vote on the matter.

Supervisor Kehoe noted that the Board of Supervisors has received three further pieces of information:

1. A letter from James C. Hoffman of K.O.H. Atlas Corporation requesting a postponement of the appeal to April 20, 2004;
2. A letter from appellant Frank Wilson concurring with Mr. Hoffman's request for a postponement; and
3. Information from appellant Jim McCall outlining his concerns: wetlands and riparian features, water quality and quantity, traffic, and recreation concerns.

The public hearing was reconvened, at which time the following people spoke:

1. Jim McCall explained that he is willing to concur with a postponement to April 20 as long as the issues in his appeal (the need for an Environmental Impact Report and the issue of only one entrance into the proposed subdivision) are addressed;
2. Fred Lucero of Pace Engineering and Don Burke of EnPlan indicated their willingness to answer any questions the Board of Supervisors may have;
3. Jerry Anderson and Phil Reedy expressed their concerns regarding the increase of traffic;
4. Stephanie Dickie requested that a second entrance to the subdivision be made a part of the project; and
5. Bob Whitman noted that Meadowview Road could be used as an access to the subdivision.

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

At the recommendation of Resource Management Director Russ Mull and by motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors stayed the decision of the Planning Commission to approve the tentative Tract Map 1871, K.O.H. Atlas Corporation/James C. Hoffman (Redding Municipal Airport area), and continued the matter to a future Board

of Supervisors meeting with the direction to staff that legal notice as required be given of the meeting. Supervisor Hawes was absent.

1:51 p.m.: The Board of Supervisors recessed to reconvene at 6:00 p.m. in Joint Session with the Anderson City Council in the Anderson Council Chambers, Anderson City Hall, 1887 Howard Street, Anderson.

JOINT WORKSHOP WITH THE ANDERSON CITY COUNCIL

6:00 p.m.: The Board of Supervisors reconvened in Open, Joint Session with the Anderson City Council in the Anderson City Council Chambers with all Supervisors, County Administrative Officer Doug Latimer, Assistant County Counsel Mike Ralston, and Deputy Clerk of the Board Linda Mekelburg present. Chairman Hawes presided for the Board of Supervisors. Present for the City of Anderson were: City Council Members Norma Cornick, Keith Webster, Butch Schaeffer, and Les Baugh, City Manager Scott Morgan, City Attorney Mike Fitzpatrick, and City Clerk Juanita Barnett. Council Member Phill Burnett entered at 6:04 p.m.

FEASIBILITY STUDY **ECONOMIC DEVELOPMENT OPPORTUNITIES** **SOUTHEAST ANDERSON AREA**

The Board of Supervisors reconvened in joint session with the City Council of Anderson to conduct a workshop and receive a presentation from Pacific Municipal Consultants. Mark Teague of Pacific Municipal Consultants and Paul Miller of OmniMeans discussed the purpose of and the preliminary findings of their feasibility study regarding economic development opportunities in the Southeast Anderson area. The purpose of the study was to identify opportunities and constraints for development, identify infrastructure and establish needs, provide development scenarios with emphasis on employment uses, and provide marketing strategies for potential development.

They focused on biology, infrastructure, general plan and zoning issues, and transportation. Transportation appeared to be the main area of concern. They researched the existing transportation system, capacity constraints, traffic models, development scenarios, and transportation improvement needs. After studying the interchange at Deschutes Road and Interstate 5, they concluded that the best solution would be to create two roundabouts, one each east and west of the freeway, to ease potential congestion and increase capacity. They also identified a potential site where the City and County may also want to construct a new interchange south of Anderson involving High Country Lane.

One roundabout on the east side of Interstate 5 is scheduled as part of the Wal-Mart project. A roundabout on the west side could be added to handle increased traffic. Total cost is estimated at \$6 million. The cost of an interchange south of Anderson would cost \$20-60 million. Financing of the roundabouts could be accomplished through a development fee in the project area.

The next step will be to finish the study and develop a fee structure. A final report will then be submitted to the City Council and Board of Supervisors with a recommendation on a fee structure.


7:05 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 13, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Linda K. Meikelburg

INVOCATION

Invocation was given by Pastor Royal Blue.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Russ Wade suggested that if the County is able to postpone its wage increases for a while, it might be able to prevent some layoffs.

Patricia Schneider requested that the decision to close Shasta Psychiatric Hospital be postponed for 18 months to allow time to research solutions.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Hawes pulled for discussion the item regarding the contract with Merced County for placement of juveniles at Crystal Creek Boys' Camp. In response to a question from Supervisor Hawes, Chief Probation Officer Jim Kuhn explained that the daily rate of \$70 is the standard contract amount for placement and is based on their actual cost.

CONSENT CALENDAR

By motion made, seconded (Fust/Wilson), and carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Kehoe abstained on

the item designating Westside Road as a Combined Use Highway as the road links to a U.S. Forest Service road, an agency with which he is associated):

Approved and authorized the Chairman to sign the Certification Statement with the State Department of Education which appoints and reappoints members to the Shasta County Local Child Care Planning Council for the period January 1, 2004 through December 31, 2004. (Administrative Office)

Authorized the issuance of warrants totaling \$121,060.35 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on January 6, 2004, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1879, which approves Zone Amendment No. 03-011, Moore (Igo area), as introduced on September 23, 2003. (Clerk of the Board)
(See Zoning Ordinance Book)

Approved and authorized the Chairman to sign a renewal agreement with the County of Merced at a daily rate of \$70 per juvenile court ward to be placed at Crystal Creek Regional Boys' Camp from the date of signing through June 30, 2005. (Probation)

Adopted Resolution No. 2004-9, which designates Westside Road as a Combined Use Highway in accordance with Section 38026 of the California Vehicle Code. (Public Works)
(See Resolution Book No. 45)

On behalf of County Service Area No. 8 - Palo Cedro Sewer, adopted Resolution No. 2004-10, which requests initiation of Local Agency Formation Commission (LAFCO) proceedings to annex two parcels as proposed by the parcel owner. (Public Works)
(See Resolution Book No. 45)

Acting as the Board of Directors of various County Service Areas (CSAs), appointed the following property owners to two-year terms on the Community Advisory Boards within their respective CSAs:

CSA No. 2 - Sugar Loaf

Larry Campbell
Arthur Rook
Vicky Campbell (alternate)
Sharol Schaefer (alternate)

CSA No. 3 - Castella

Carl Alto

CSA No. 6 - Jones Valley

Mel Fisher
Larry Olkowski
Marti Palmer
Nancy Wallen

CSA No. 8 - Palo Cedro

Ken Burns
Larry Foster
Corkey Harmon
Steve Scott
Steven Skinner

CSA No. 17 - Cottonwood

Dale Hansen
Les Harris
Bill Morgan
James Reifert
Josephine Staley

CSA No. 25 - Keswick

Kay Chambers
Marion Schmitz
Bruce McWhirter
Deborah Bentrin
Ralph Bentrin
Kathleen Coburn (alternate)

(Public Works)

REGULAR CALENDAR

BOARD MATTERS

JANUARY 2004 EMPLOYEE OF THE MONTH
UTILITY OPERATIONS SUPERINTENDENT RANDY GILLICHBAUER
RESOLUTION NO. 2004-11

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-11, which recognizes Utility Operations Superintendent Randy Gillichbauer as Shasta County's Employee of the Month for January 2004.

(See Resolution Book No. 45)

CHAIRMAN'S 2004 APPOINTMENTS

Chairman Hawes presented the recommended 2004 Chairman's appointments. By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors approved the Chairman's appointments and liaison assignments for the year 2004, as follows:

Supervisor Kehoe, District 1

County Functional Area - Health and Human Services
CSAC Committee - Health and Human Services
Redding Area Bus Authority
Northern California Supervisors Association
Children and Families First Commission
Superior California Economic Development Corporation

Supervisor Fust, District 2

County Functional Area - General Government
 CSAC Committee - Government Finance and Operations
 Regional Council of Rural Counties
 Regional Transportation Planning Agency, Alternate

Supervisor Hawes, District 3

County Functional Area - Land Use
 CSAC Committee - Agriculture and Natural Resources
 Regional Transportation Planning Agency

Supervisor Wilson, District 4

County Functional Area - Veterans Affairs
 CSAC Committee - Housing, Land Use, and Transportation
 Regional Transportation Planning Agency
 Area Agency on Aging, PSA II, Executive Board, Alternate
 Northern California Supervisors Association, Alternate
 Redding Area Bus Authority, Alternate
 Superior California Economic Development Corporation, Alternate

Supervisor Clarke, District 5

County Functional Area - Administration of Justice
 CSAC Committee - Administration of Justice
 Area Agency on Aging, PSA II, Executive Board
 Regional Transportation Planning Agency
 Regional Council of Rural Counties, Alternate

GENERAL GOVERNMENT**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that the Governor's proposed budget relies heavily on borrowing and one-time measures. Areas of concern include whether the Vehicle License Fee (VLF) will continue to be backfilled, the proposed permanent transfer of an additional \$1.3 billion in property tax revenue to the State, a proposed \$134 million cut to incarceration programs, elimination of reimbursement for booking fees, and elimination of funding for the rural local law enforcement Program.

Supervisor Fust noted that he recently attended a Resource Advisory Committee meeting.

Supervisors reported on issues of countywide interest.

VEHICLE LICENSE FEE UPDATE
BUDGET REDUCTION RECOMMENDATIONS

CAO Latimer explained that the current budget problems have been caused at the State level and not at the local level. He introduced County Budget Officer Kim Pickering, who presented the County's 18-month budget plan.

Ms. Pickering explained that in December 2003, the governor announced that he would restore \$2.65 billion of the VLF backfill to local governments through a deficiency appropriation, in addition to the \$1.3 billion "gap loan" which is to be repaid to local governments in Fiscal Year 2006-07. According to statute, any deficiency appropriations measure must be introduced by the Legislature in January and approved by March 1, 2004. According to the governor, increased State revenues and proposed cuts will finance the deficiency appropriation. Staff is concerned that the increased revenue is actually revenue that would normally be used in next year's State budget and is concerned about which programs will be impacted by the proposed cuts.

Because of the concerns regarding the deficiency appropriations measure, staff presented a "worst-case scenario" for the Board of Supervisors' consideration for the next 18 months. There is an exposure of approximately \$7.2 million shortfall in General Fund revenue due to the loss of the VLF backfill. Approximately \$3.1 million of that shortfall can be recovered from unallocated expenditures (budgeted in anticipation of the VLF loss), elimination of the Productivity Improvement fund, contingency reserves, a consumer fraud assessment against Safeway, and Senate Bill No. 621 Indian Gaming Funds, leaving a General Fund shortfall of \$4.1 million.

In December 2003, departments were provided with target expenditure-reduction figures to meet the shortfall. In addition to these figures, \$500,000 was requested from General Fund Recorder fee revenue and a return of a \$1.5 million General Fund overmatch/unspent realignment revenue to Social Services was requested; both departments' reserves can accommodate the return of this revenue.

Mental Health Director Dr. Don Kingdon presented the Mental Health Department's budget reduction plan, which includes program reductions (such as maintaining current vacancies and consolidating administrative and support functions) and closure of Shasta Psychiatric Hospital.

Public Health Director Marta McKenzie presented the Public Health Department's budget reduction plan, which includes the layoff of 49.25 full-time equivalent positions (53 staff) and some contractual and operating reductions (such as closure of regional offices in Shasta Lake, Anderson, and Burney and reduced immunization clinic hours). She requested the Board of Supervisors allow her flexibility in the final numbers of layoff and recall of employees and requested the Board of Supervisors reconsider the transfer of \$500,000 from Public Health to Social Services as approved August 5, 2003. Members of the Board of Supervisors expressed their concern regarding the closure of outlying clinics and discussed options for keeping the clinics open.

District Attorney Jerry Benito noted that the proposed adjustments to the budget would reduce the prosecution efforts of his department. He discussed the history of the Consumer Fraud Unit of his department, noting that when the unit was created by resolution in 1999, no provisions were made for stable funding. He also explained that when he was hired in 2003, he was unaware that the proceeds received from the unit were to be returned to the General Fund. Recently, \$500,000 in fines from Safeway were removed from his budget and placed in the General Fund. Another \$300,000 in fines from Macy's is expected in the near future. Mr. Benito requested that his department be allowed to receive 50 percent of civil assessments processed by the Consumer Fraud Unit. Also, due to the loss of the Safeway fines, Mr. Benito requested that the District Attorney budget be allocated an additional \$136,000.

Undersheriff Larry Schaller expressed concerns about the cuts but noted that the budget cuts to the Sheriff's Office were manageable. The Sheriff's Office's plans include keeping the detention annex closed, reducing computer and cell phone expenses, and reviewing the false-alarm ordinance.

Deputy Sheriff's Association President Paul Heckman noted that he is opposed to layoffs but will work with employees and offered to work with the County.

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved the utilization of \$3,061,203 from the following funding sources:

1. Unallocated Expenditures in the amount of \$1,157,122 less \$300,000 to be used to finance the November 2003 gubernatorial recall election;
2. Elimination of the Productivity Improvement fund in the amount of \$307,623;
3. Appropriation for Contingency in the amount of \$1,000,000;
4. Civil consumer fraud assessment against Safeway in the amount of \$500,000; and
5. Indian Gaming Funds in the amount of \$396,458.

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors authorized the transfer of \$500,000 from Recording Fees to the General Fund.

By motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors authorized the reduction of General Fund support to the Department of Social Services by \$1,500,000.

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors authorized the provision of \$600,000 in additional Proposition 172 funds to law enforcement in the following amounts:

1. \$57,716 to the District Attorney's Office;
2. \$122,211 to the Probation Department; and
3. \$420,073 to the Sheriff's Office.

By motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors authorized the distribution of the \$300,000 civil consumer fraud assessment against Macy's in the following amounts:

1. \$36,000 to the Agricultural Commissioner's Office.
2. \$264,000 to the District Attorney's Office.

Ms. Pickering noted that the State will not commit to replacing the gap in VLF funding until Fiscal Year 2006-07. Approximately \$1,300,000 of this money will affect health and human services departments. She discussed the possibility of using a loan from remaining Tobacco Settlement funds to assist Mental Health (\$250,000) and Public Health (\$1,000,000). The loan could be repaid when the VLF funds are received in Fiscal Year 2006-07. Ms. Pickering explained that Mental Health will still close Shasta Psychiatric Hospital but would like the idea of a loan left open as a funding strategy if needed. In response to a question from Supervisor Fust, Ms. McKenzie explained that the loan would allow the clinics in the outlying regions to remain open with reduced hours and staffing and would avoid the layoff of approximately 20 employees.

By motion made, seconded (Kehoe/Clarke and Wilson), and unanimously approved, the Board of Supervisors approved the intention to advance a \$1,000,000 loan to the Public Health Department and a \$250,000 loan to the Mental Health Department

Supervisor Kehoe requested a list of community services that would be lost due to the proposed budget cuts and requested that three copies of the videotape of the Board of Supervisors' meeting be made and sent to Governor Schwarzenegger, State Assemblyman LaMalfa, and State Senator Aanestad.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Plants v. County of Orange, County of Shasta and Leavitt, Draisner v. Shasta County, pursuant to Government Code Section 54956.9, subdivision (a).
2. Conduct employee performance evaluations pursuant to Government Code Section 54957 for the County Administrative Officer and County Counsel.

11:53 a.m.: The Board of Supervisors recessed to Closed Session.

1:25 p.m.: The Board of Supervisors recessed from Closed Session.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, Assistant County Counsel Michael Ralston, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation and public employee performance evaluations; however, no reportable action was taken.

1:31 p.m.: The Board of Supervisors recessed.

1:37 p.m.: The Board of Supervisors reconvened.

RESOURCE MANAGEMENT

AIR QUALITY MANAGEMENT DISTRICT

**AMENDMENT TO MEMORANDUM OF UNDERSTANDING:
AIR POLLUTION CONTROL HEARING BOARD
APPOINTMENT OF RESOURCE MANAGEMENT DIRECTOR AS
AIR POLLUTION CONTROL OFFICER
SALARY RESOLUTION NO. 1248**

At the recommendation of Resource Management Director Russ Mull and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved the job description and classification for Air Quality District Manager; adopted Salary Resolution No. 1248, which changes the position allocation from Air Pollution Control Officer to Air Quality District Manager; and approved and authorized the Chairman to sign an amendment to the Memorandum of Understanding with the Shasta County Air Pollution Control District appointing the Director of Resource Management as the Air Pollution Control Officer.

(See Salary Resolution Book)

1:38 p.m.: The Board of Supervisors recessed to Closed Session.

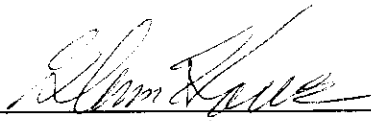
1:55 p.m.: Supervisor Wilson left the Closed Session.

2:10 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Fust, Hawes, and Clarke, County Counsel Karen Jahr, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Chairman Hawes reported that the Board of Supervisors met in Closed Session to discuss existing litigation and public employee performance evaluations; however, no reportable action was taken.

2:11 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 20, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Linda K. Mekelburg

INVOCATION

Invocation was given by County Administrative Officer Doug Latimer.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Patricia Schneider expressed concerns about the closure of the Shasta County Psychiatric Health Facility.

Dave Hawley of the Teamsters Union and Dave Ritchie of the United Public Employees of California Local 792 opposed the release of individual Shasta County employee salaries.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Hawes reported that the minutes of the January 13, 2004 meeting were pulled at the request of the department.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$141,309.09 for County operating funds and special districts, as submitted. (Auditor-Controller)

Adopted Resolution No. 2004-12, which authorizes the governing board of any school district or community college district within Shasta County to issue and sell bonds on its own behalf and without further action by the Board of Supervisors. (County Counsel)
(See Resolution Book No. 45)

Approved a Waiver of Personnel Rules Section 4.8, Work Out of Classification, for a Library Clerk working as a Library Assistant in the Library and for an Accountant Auditor III working as a Staff Services Manager in the District Attorney's Office. (Support Services-Human Resources Division)

Approved and authorized the Chairman to sign an amendment to the agreement with the Right Road Recovery Programs, Inc. increasing the amount by \$25,000 (for a total of \$155,000) to provide outpatient alcohol and other drug treatment services from the date of signing through June 30, 2004. (Mental Health-Alcohol and Drug Programs)

For the Lake Boulevard Bike Lanes project, approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after February 20, 2004 at 11 a.m. (Public Works)

9:07 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

ITEMS PULLED FROM SPECIAL DISTRICTS/OTHER AGENCIES

CONSENT CALENDAR

Supervisor Clarke pulled both consent calendar items for discussion. Public Works Director Pat Minturn explained that water studies have been done and the agencies comprising the Redding Area Water Council have jointly adopted a water management plan. The Council now needs to proceed with the environmental document.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

SHASTA COUNTY WATER AGENCY

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Directors of the Shasta County Water Agency took the following actions, which were listed on the Consent Calendar:

Approved and authorized the Chairman to sign an amendment to the Redding Area Water Council (RAWC) Memorandum of Understanding establishing the Policy Advisory Committee as a permanent part of the RAWC and revising the Schedule of Costs and Contributions. (Public Works)

Adopted Resolution No. 2004-13, which approves and authorizes the Chairman to submit a grant application to the California Department of Water Resources to fund environmental documents for the Redding Basin Master Water Resources Plan and execute the agreement and related documents with the California Department of Water Resources to accept the grant. (Public Works)

(See Resolution Book No. 45)

9:15 a.m.: The Shasta County Water Agency adjourned, and the Board of Supervisors reconvened.

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that the main discussion in Sacramento continues to be the governor's budget and its impact on local government

Supervisors discussed a recent Public Records Act request for individual salaries of all Shasta County employees. By consensus, the Board of Supervisors directed that the issue be sent to the Administrative Officer for review and brought back to a later Board of Supervisors' meeting to discuss options.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE/MENTAL HEALTH-ALCOHOL AND

DRUG PROGRAMS

IDENTIFICATION CARDS FOR MEDICAL MARIJUANA PURPOSES

Senior Administrative Analyst Julie Hope explained that Senate Bill No. 420 (SB 420) became effective January 1, 2004. The Bill requires boards of supervisors to designate a local health-related agency or county department as the local agency responsible to work with the State Department of Health Services (DHS) in implementing a voluntary identification card program for patients who obtain prescriptions for the use of medical marijuana. The function will automatically default to the local public health department should boards not designate a local agency or department.

Alcohol and Drug Program Administrator David Reiten addressed the development of the program that will help identify those authorized to use marijuana for medical purposes. Although the State of California will issue the ID cards, counties are required to perform several functions, including providing application forms, receiving and processing the completed applications, maintaining records of the program, and issuing ID cards developed by DHS to the applicants. The Alcohol and Drug Program will also be responsible for verifying residency, receiving medical documentation that the applicant has been diagnosed with a serious medical condition and that the use of medical marijuana is appropriate, and verifying that the attending physician has a valid medical license to practice in California. Costs associated with the program, which include both a state and local fee, will be borne by the applicant. Mr. Reiten recommended Shasta County delay implementation of the identification-card section of the Bill until the state finalizes the regulations. Supervisor Clarke expressed concern regarding duplication of effort between state and local government administration of the law. Supervisor Fust noted that it may be appropriate to work toward changing the law.

Undersheriff Larry Schaller noted that in November 2003, the Sheriff, Redding and Anderson Chiefs of Police, and the District Attorney adopted new protocol amounts for possession of marijuana for medicinal purposes as established in SB 420.

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors designated the Division of Alcohol and Drug Programs as the designated County agency to work with the state in implementation of a voluntary program for the issuance of identification cards to patients using marijuana for medical purposes; and delayed the actual implementation of the identification card system until the state implements the program at the state level.

By consensus, the Board of Supervisors directed that letters to State Senator Aanestad, Assemblyman LaMalfa, and Representative Herger requesting amendment of SB 420 in an appropriate way to avoid duplication of services be placed on the January 27, 2004 Agenda.

ADMINISTRATIVE OFFICE

REPEAL OF RESOLUTION NO. 2003-133
TRANSFER OF REALIGNMENT FUNDS
RESOLUTION NO. 2004-14

This was the time set to conduct a public hearing on a resolution which would repeal Resolution No. 2003-133 approving the transfer of \$500,000 in realignment funds from Public Health to Social Services. Senior Administrative Analyst Julie Hope presented the staff report and recommended approval of the resolution.

The public hearing was opened, at which time no one spoke for or against the matter, and the public hearing was closed.

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-14, which repeals Resolution No. 2003-133 and rescinds the transfer of realignment funds from Public Health to Social Services.

(See Resolution Book No. 45)

SUPPORT SERVICES

FLEET MANAGEMENT DIVISION

STATUS REPORT: FLEET MANAGEMENT PROGRAM

Director of Support Services Joann Davis explained that on February 19, 2002, the Board of Supervisors directed her to work with the Auditor-Controller's Office to resolve State Controller's concerns regarding fleet rates charged to state and federally funded programs and concerns regarding excess retained earnings in the Fleet Management funds. Since then, they have worked closely with the Auditor-Controller's Office and have made great strides in clarifying and resolving the issues.

One of the State Controller's concerns was that state and federally funded programs were charged a monthly maintenance fee which was reviewed and adjusted annually and were not promised an ongoing, accurate rate without overcharges. Working with the Auditor-Controller, Fleet Management has created a reconciliation process to adjust charges to departments at the end of each fiscal year to reflect actual costs. The cost of gasoline has been removed from this calculation; therefore, all maintenance charges are direct charges.

For General Fund vehicles, when a vehicle goes into service, both a replacement and a maintenance (operations) fee are charged. The replacement fee is amortized so that at the end of the useful life of the vehicle, replacement money is available.

The other concern was that the County appeared to maintain more than 60 days of operating capital in its retained earnings. This appearance was created by the pooling of the replacement funds with some operations funds. Fleet Management was unable to accomplish a separation of these funds until last month. With the Auditor-Controller's assistance, the replacement funds have been designated separately from the operating budget.

However, before the separation was accomplished, a decision was made to deplete a portion of the cash in that fund by granting the equivalent of a six-month rate holiday to departments. Additional costs were incurred when a gasoline tank was replaced using available funds. As a result, the replacement fund has approximately \$460,000 funds less than it should.

Ms. Davis has considered five alternatives to rectify the situation:

1. Increase the replacement charges by 10 percent--this will replenish the funds in approximately seven years;
2. Use current receivables and spend them on current assets--this will probably result in eventually less money being received than being spent.
3. Leave the fund at its current level but charge the department 50 percent of the new vehicle cost from their budget--this would replenish the funds in approximately 10 years but would impose a hardship on some departments;
4. Abolish the fleet replacement program and distribute the fund back to participating departments--this is not recommended due to the success of the program.
5. Restructure the replacement program in some other manner, such as leasing patrol vehicles.

Ms. Davis recommended alternative No. 1 as the preferred solution.

Undersheriff Larry Schaller agreed with Ms. Davis that the fleet program has been beneficial; however, he would prefer aggressively pursuing a lease program for certain vehicles. Using a lease program would eliminate front-end purchase of vehicles and then recovering the cost through the replacement fund, and it would be helpful in certain contracts by considering the cost of the lease rate in the contract. However, the disadvantages of a lease program are that there is no value in the vehicle at the end of the lease period and that obstacles must be overcome regarding the installation of special equipment such as light bars, radios, and other mobile equipment. He suggested that the lease program be phased in and the replacement program be phased out until there is a balance of the two and the replacement program stabilizes. At that time, the Board of Supervisors could then reconsider the matter.

In response to a question from Supervisor Fust, Ms. Davis noted that departments with state-funded programs, such as Social Services, budget and purchase those vehicles independently.

Following further discussion and by consensus, the Board of Supervisors directed that Ms. Davis work toward a combination of alternatives No. 1 and No. 5 to stabilize the replacement fund, and further directed her to move forward with the purchase of vehicles as budgeted.

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

QUARTERLY REPORT OF INVESTMENTS

At the recommendation of Treasurer-Tax Collector Lori J. Scott and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors accepted the Quarterly Report of Investments for the quarter ending December 31, 2003.

LAW AND JUSTICE

SHERIFF/OFFICE OF EMERGENCY SERVICES

LOCAL EMERGENCY

Undersheriff Larry Schaller noted that the conditions which led to the proclamation of the local emergency due to snow and other conditions caused by the December 2003 storms have been resolved and that there is no need for the continuance of the proclamation.

No further action was taken by the Board of Supervisors.

10:23 a.m.: The Board of Supervisors recessed and convened as the Governing Board of the Shasta Psychiatric Hospital.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

GOVERNING BOARD OF THE SHASTA PSYCHIATRIC HOSPITAL

CLOSURE OF SHASTA PSYCHIATRIC HOSPITAL

Mental Health Director Dr. Don Kingdon explained that the Shasta Psychiatric Hospital faces significant budget expenditure reductions both this fiscal year and next fiscal year. He discussed the issues they have considered for continued operation of the hospital:

1. **Patient Safety**
 - a. There has been an increase in the number of patients with complicated conditions.
 - b. The hospital has limited life support capabilities due to state license and federal certification limitations.
 - c. The population is aging.
 - d. There is increased difficulty discharging patients with both psychiatric and medical conditions.
 - e. They have at times exceeded their licensed bed capacity.

2. **Financial Viability**
 - a. There is an increase in hospital regulatory requirements and associated costs.
 - b. There is no direct state financial support for County operation.
 - c. There are federal limits on the amount charged (participation rate caps).
 - d. There are increased ancillary costs, such as MRIs.
 - e. There is an increase in unreimbursed care.

3. Resource Efficiency

- a. There is an increased use of realignment funds to support hospital operation.
- b. A decision must be made whether to operate an acute care facility or outpatient services.
- c. There are regulatory compliance issues, such as mandatory committees.
- d. The discrepancy between state licensure and federal certification require admissions decisions which increase liability exposure.
- e. Federal staffing requirements must be met.
- f. Consider whether the community can redirect resources to compensate for hospital closure.

4. Core Mission

- a. The hospital is funded by the state to provide long-term rehabilitation of major mental illness.
- b. The hospital is required to deliver interagency treatment intervention for high-risk populations, such as foster care children, gravely disabled adults, special education students, Medi-Cal eligible families, juvenile probation wards, homeless adults, and seriously emotionally disturbed children and adolescents.

5. State Contractual Obligations

- a. State Performance Contract.
- b. Medi-Cal Specialty Mental Health Services Contract.

Deputy Mental Health Director Tim Kerwin presented statistical and financial information for the hospital. For Fiscal Year 2002-03, 650 individuals were admitted to the hospital--some more than once--for a total of 938 admissions. The total number of clients served by the Mental Health Department has increased from 5,016 in Fiscal Year 1998-99 to 7,654 in Fiscal Year 2002-03, while the number of clients served by the hospital has remained relatively steady, increasing from 588 to 650 in the same time period. Realignment funding comprises 47.4 percent of the Hospital's budget of \$4,324,230 in Fiscal Year 2002-03. Hospital costs have increased approximately 50 percent over the last five fiscal years. The annual cost per bed in the hospital is approximately \$340,000, compared with \$175,000 for contract psychiatric health facilities, \$126,000 for a state hospital, \$90,000 for crisis residential facilities, and \$44,000 for institutions of mental disease. Mr. Kerwin noted that maintaining the current level of services for next fiscal year will require \$3.3 million in fund balance reserves; however, only \$2.4 million is anticipated to be available. Closure of the hospital will reduce use of the fund balance by \$1.8 million to \$1.5 million.

Dr. Kingdon outlined the transition proposal for closure of the hospital:

1. Short Term

- a. Establish stakeholder transition teams to integrate treatment resources.
- b. Redirect mental health crisis and access resources to "first contact" settings in the community.
- c. Expand mental health crisis response and stabilization resources.
- d. Expand contracts with licensed psychiatric facilities.
- e. Develop and maintain patient transfer and transportation resources.
- f. Assure that a due-process system is available to patients.

2. Long Term

- a. In partnership with local healthcare leaders, establish integrated acute-care resources for psychiatric illness.
- b. Expand rehabilitative resources for gravely disabled and persistently mentally ill adults and older adults.

- c. Expand stabilization and treatment resources for seriously emotionally disturbed children and adolescents.

Dr. Kingdon also noted that there are indications a private 32-bed psychiatric health facility will open in Yuba City in October 2004 dedicated solely to the use of the North State.

The public hearing was opened, at which time the following persons spoke:

1. Dr. Thomas Andrews, President of the Shasta County Psychiatric Medical Society and Secretary-Treasurer of the North Valley Medical Association, suggested that a possible solution might be to develop a community committee (of both public and private individuals) appointed by the Board of Supervisors to try to come up with a solution.
2. Marge Hall, local President of the National Alliance for the Mentally Ill (NAMI), spoke in opposition to the closure of the hospital and asked the Board of Supervisors to wait until the November 2004 election and possible passage of the Mental Health Services Act.
3. Jerry Boyer, Ann-Marie Huber, Debbie Ryan, and Ernie Hickson asked that a way be found to keep the hospital open.
4. Cindy Bither Bradley, President of the United Advocates for Children in California, noted that it is important to keep the Mental Health outpatient facility open.
5. Diana Rhoda, a member of the Mental Health Board, discussed mental illnesses in her family.
6. Nancy Hodges discussed the need for an acute-care facility.
7. Tish Harris requested that a transition committee or council be formed to address the issue.
8. Cheryl Jewett asked that the needs of the mentally ill in the area be accommodated.

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

In response to a question from Governing Board Member Clarke regarding viable treatment alternatives, Dr. Kingdon explained that they have explored the possibility of contracting with a crisis residential treatment facility, possibly located where the current psychiatric hospital is now.

Governing Board Member Kehoe moved that the Governing Board of the Shasta Psychiatric Hospital:

1. Defer the decision;
2. Establish a Community Committee to examine the question and provide objective information to the Board of Supervisors and to the Mental Health Department; and
3. Charter the Shasta County Mental Health Board to examine the issue from their perspective.

Governing Board Member Wilson seconded the motion. In response to a question from Governing Board Member Fust expressing concern over the timeline, Dr. Kingdon suggested that if the Governing Board decides to take this action, they immediately direct the Mental Health Board to convene. He also noted that it is important to engage community members. A decision should be made by the next financial quarter.

Governing Board Member Clarke expressed her concern that if there is not enough money to operate both the inpatient and outpatient facilities, that the care of the outpatients not be sacrificed.

In furtherance of the motion, Governing Board Member Kehoe suggested that the committee be comprised of the following members:

- 1. One member nominated and appointed by each Supervisor.
- 2. Invite each of the Cities to appoint one member.
- 3. Dr. Thomas Andrews.
- 4. One member from the Mental Health Board.
- 5. One member from the Public Health Advisory Board.
- 6. Invite one member from the Shasta County Community Health Center.

Dr. Kingdon suggested that the Governing Board invite leadership from the hospitals and law enforcement to be on the committee. By consensus, the Governing Board agreed.

In response to a question from Governing Board Member Kehoe, County Counsel Karen Jahr noted that the composition of the committee can be continued to the next Board of Supervisors meeting. The motion carried unanimously.

11:48 a.m.: The Governing Board of the Shasta Psychiatric Hospital adjourned, and the Board of Supervisors reconvened.

HEALTH AND WELFARE

MENTAL HEALTH

CLOSURE OF THE SHASTA PSYCHIATRIC HOSPITAL

County Counsel Karen Jahr explained that as no action was taken on the closure of the Shasta Psychiatric Hospital, no further action by the Board of Supervisors is necessary. By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors took no further action on the closure of the Shasta Psychiatric Hospital at this time.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-management Association, Deputy Sheriffs Association, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California, and Trades and Crafts, pursuant to Government Code Section 54957.6.

11:50 a.m.: The Board of Supervisors recessed to Closed Session.

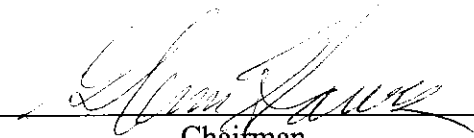
12:48 p.m.: The Board of Supervisors recessed from Closed Session.

12:52 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Fust, and Kehoe and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Chairman Hawes reported that the Board of Supervisors met in Closed Session to discuss labor negotiations; however, no reportable action was taken.


12:53 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 27, 2004

REGULAR MEETING

9:02 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Linda K. Mekelburg

INVOCATION

Invocation was given by Pastor Bill Gillis, First Baptist Church of Redding.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Dave Hawley, representing the Teamsters Union, requested the Board of Supervisors either not release the exact salaries of employees in a single classification or postpone the release of the information until the employees in those classifications can be contacted to determine if they object to the release of their exact salaries.

Steven Baumgartner of the Department of Fish and Game reported that due to the current state budget crisis, the trout plant in Shasta County will be reduced by 26 percent in 2004; this will affect both the number of trout planted and the frequency of the plants. By consensus, the Board of Supervisors directed that an invitation be extended to the Director of Fish and Game to attend a future Board of Supervisors' meeting to discuss the issue further.

Kathleen Surbaugh spoke in opposition to the proposed closure of the Shasta Psychiatric Hospital.

ITEMS PULLED FROM CONSENT CALENDAR

The minutes of the January 20, 2004 meeting were pulled at the request of the department.

CONSENT CALENDAR

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

Adopted Resolution No. 2004-15, which authorizes the expansion of the Shasta Metro Enterprise Zone and ratifies the finding that the project is categorically exempt from the California Environmental Quality Act (CEQA). (Administrative Office)

(See Resolution Book No. 45)

Authorized the issuance of warrants totaling \$64,292.23 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on January 13, 2004, as submitted. (Clerk of the Board)

Appointed Cathy Ward to the PSA 2 Area Agency on Aging Advisory Council for a term to expire July 2006. (Clerk of the Board)

Adopted Resolution No. 2004-16, which amends "Exhibit 'A' Designated Positions" of the County of Shasta's Conflict of Interest Code to insure that the positions and degree of disclosure required for each position are current and correct. (County Counsel)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an amendment to the Microsoft State and Local Government Enterprise Enrollment to terminate the current enrollment; and approved and authorized the Chairman to sign an agreement for the Custom Microsoft Enterprise Enrollment in the amount of \$331,492.01 to allow for the purchase and support of Microsoft BackOffice Client Access software licenses for five years from the date of signing. (Information Systems)

Adopted Resolution No. 2004-17, which: (1) approves and authorizes the Chairman to sign and submit the Shasta County Community Action Agency Community Services Block Grant (CSBG) agreement with the State of California Department of Community Services and Development in the amount of \$56,196 and any subsequent amendments or revisions to exhibits for the period January 1, 2004 through December 31, 2005 to provide services to persons living in poverty; and (2) approves and authorizes the Director of Housing and Community Action Programs to sign the CSBG certifications, program reports, and related documents. (Housing and Community Action Programs)

(See Resolution Book No. 45)

Reappointed Mary Rickert, Patricia Sansom, and Susan Wilson to the Mental Health Board for three-year terms to expire January 2007. (Mental Health)

Approved and authorized the Chairman to sign an agreement with the Child Abuse Prevention Coordinating Council of Shasta County in the amount of \$168,442 to provide a parent-mentoring program from the date of signing through September 30, 2005. (Public Health)

Approved and authorized the Chairman to sign a renewal application for the California Department of Health Services (CDHS) in the amount of \$663,007 for Fiscal Year 2003-04 to fund bioterrorism preparedness and response activities for the period July 1, 2003 through June 30, 2004; adopted Resolution No. 2004-18, which authorizes the Director of Public Health to sign subsequent amendments and related documents to the original CDHS agreement for the receipt of Fiscal Year 2003-04 funds; and approved and authorized the Chairman to sign a "Certification Against Supplanting" form to allow for receipt of bioterrorism funding for Fiscal Year 2003-04. (Public Health)

(See Resolution Book No. 45)

Awarded to the low bidder, Liberty Electric, on a lump-sum basis, the contract for construction on the Shasta County Justice Center Fire Alarm Upgrades in the amount of \$266,750. (Public Works)

Awarded to the low bidder, Redding Spray Service, on a unit-cost basis, the contract for the 2004 Weed Spray Contract on County Roads, Airports, and Service Areas in the amount of \$65,914. (Public Works)

Adopted Resolution No. 2004-19, which approves issuance of Certificate of Compliance No. 03-009, Presidio, et al. (Cottonwood area), to recognize one legally created parcel. (Resource Management-Planning Division)

(See Resolution Book No. 45)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, including a proposed letter to Governor Schwarzenegger requesting that Senate Bill No. 420, implementation of a medical marijuana identification card system, be amended to delete the second layer of administration required at the state level. By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the letter.

CAO Latimer noted that last week, CSAC staff met with Cassandra Pye, Deputy Chief of Staff for Governor Schwarzenegger, Kim Belshé, Deputy Director of Social Services, and Mike Genest, Department of Finance Deputy Director, to discuss the impact of the proposed property tax shift to the state. A budget work group of CAOs, county supervisors, and county counsels has been set up, and further meetings have been scheduled.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

PRESENTATION: GENERAL FUND FUNDING OPTIONS

BUDGET AMENDMENT

LOANS FROM TOBACCO SETTLEMENT FUND RESERVE TO MENTAL HEALTH AND PUBLIC HEALTH DEPARTMENTS

RESOLUTION NOS. 2004-20 AND 2004-21

County Budget Officer Kim Pickering gave an overview of the General Fund, Sheriff, Mental Health, and Social Services budget units and processes. Each year, the Administrative Office and departments work to balance revenue and expenditures before coming to the Board of Supervisors with a preliminary budget. Through supplemental adjustments, General Fund support to departments may be altered, but no new revenue is created. General Fund money is found in four places: in a portion of individual departments' fund balances, in the trans-in/trans-out between the General Fund and departments, in reserves within the General Fund, and in revenues coming in to the General Fund. All four places were utilized in trying to recoup the anticipated Vehicle License Fee (VLF) shortfall: \$1.5 million from Social Services' fund balance, \$2 million in reductions to departments (offsetting the trans-in/trans-out), utilization of \$1 million in Contingency Reserve, and recognition of additional revenue in Indian Gaming

money and civil consumer fraud money. Due mostly to the VLF shortfall, Shasta County currently has a \$3.4 million cumulative loss of revenue for this fiscal year. Of the \$13.2 million in General Fund Reserves, only \$7.2 million is considered discretionary revenue, and this is being utilized to provide cash flow to fund current operations. When the cumulative loss exceeded \$8.8 million in November before property tax revenues were received in December, non-discretionary Tobacco Settlement Funds were used to provide additional cash flow.

Shasta County's current plan anticipates a \$3.1 million property tax shift (ERAF Shift 2) and a \$3.2 million shift in law enforcement and child support funding in Fiscal Year 2004-05. Also, the District Attorney's office has received additional welfare fraud funding revenue from Social Services and additional state workers' compensation money, so they will not need to request any additional funding.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved budget amendments which reflect the Board of Supervisors' direction at the January 13, 2004 Board of Supervisors' meeting.

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-20, which approves a loan in the amount of \$250,000 from the Tobacco Settlement Fund Reserve to Mental Health, to be repaid from deferred Vehicle License Fee revenue.

(See Resolution Book No. 45)

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-21, which approves a loan in the amount of \$1,000,000 from the Tobacco Settlement Fund Reserve to Public Health, to be repaid from deferred Vehicle License Fee revenue.

(See Resolution Book No. 45)

APPOINTMENTS: SHASTA COUNTY PSYCHIATRIC HEALTH FACILITY
COMMUNITY COMMITTEE

Senior Administrative Analyst Julie Hope presented the staff report and recommended appointment of the following people to the Community Committee formed at the January 20, 2004 Board of Supervisors' meeting:

1. Dr. David Dennis, as recommended by District 1 Supervisor Kehoe
2. Roger Estey, as recommended by District 2 Supervisor Fust
3. Mary Rickert, as recommended by District 3 Supervisor Hawes
4. Flora Pearson, as recommended by District 4 Supervisor Wilson
5. Doreen Bradshaw, as recommended by District 5 Supervisor Clarke
6. Vice Mayor Mary Leas Stegall, as recommended by the City of Redding
7. Councilman Rod Lindsay, as recommended by the City of Shasta Lake
8. Chief Neil Purcell and Captain Dale Webb, as recommended by the City of Anderson and the Anderson Police Department
9. Captain Dave Mundy, as recommended by the Redding Police Department
10. Captain Don Van Buskirk, as recommended by the Shasta County Sheriff's Department
11. Dr. Thomas Andrews
12. Cindy Bither-Bradley, as recommended by the United Advocates for Children of California
13. Marge Hall, as recommended by the National Alliance for the Mentally Ill (NAMI) Shasta County
14. Susan Wilson, as recommended by the Shasta County Mental Health Board
15. Dean Germano, as recommended by the Shasta County Public Health Advisory Board
16. Dr. Lynne Pappas, as recommended by Shasta Community Health Center
17. Steve Sibilisky, as recommended by Mercy Hospital
18. Dr. Andy Knapp, as recommended by Redding Medical Center
19. A representative to be named later, as recommended by Mayers Memorial Hospital

By motion made, seconded (Wilson/Fust), and unanimously carried, the Board of Supervisors appointed members, as recommended, to the Community Committee charged with reviewing the closure of the Shasta County Psychiatric Health Facility as formed at the January 20, 2004 Board of Supervisors' meeting; approved and authorized the Chairman to appoint a chair; and approved an approximate 45-day timeline for the Committee to present recommendations to the Board of Supervisors at the March 9, 2004 Board of Supervisors' meeting.

COUNTY COUNSEL

PUBLIC RECORDS ACT RELEASE OF EXACT EMPLOYEE SALARIES

County Counsel Karen Jahr provided an overview of the Public Records Act. Almost all records in the possession of Shasta County are considered public records. However, not all public records may be released upon request. One type of record exempt from disclosure includes personnel, medical, or similar files whose disclosure would constitute an unwarranted invasion of personal privacy.

Ms. Jahr explained that a Public Records Act request has been received from the *Record Searchlight* requesting several pieces of information regarding exact salaries for all Shasta County employees. Past practice for releasing salaries has been to release the exact salaries for upper management positions and the salary ranges only for rank-and-file positions. The *Record Searchlight* has agreed to the release of the exact salaries of all County positions but with the name of the employee deleted; no identifying information would be tied to any employee.

Of the approximately 500 positions for 1,783 employees, 114 rank-and-file positions have a single occupant, making it easy to identify an individual employee's salary. The Managing Editor of the *Record Searchlight* would not agree to the release of salary-range information only on the 114 positions/employees.

Under the Public Records Act, before information can be released, it must be determined whether:

1. The information sought is personal. Several court decisions have indicated that exact salary information is personal.
2. The public has a right to know.

The Board of Supervisors must weigh the public's interest in the information about how the County conducts its operations against the individual employee's right to privacy and must consider the nature and strength of each. *Teamsters Local 856 et al. v. Priceless, LLC et al.* indicates that it is unlikely that individual salaries would shed light on local government's performance of its duty. In an informal survey of 18 other counties, Ms. Jahr noted that eight counties follow Shasta County's past practices, eight counties provide salary ranges only, and two give exact salaries for everyone.

In this case, the Public Records Act is also impacted by the Myers-Milias-Brown Act, which requires government to meet and confer in good faith with its unions when there is a change in a term or condition of employment, such as a change which impacts employee privacy. Because the *Record Searchlight* is requesting information that would allow 114 employees' exact salaries to be readily identifiable, this impacts their salary and is, therefore, a meet-and-confer item. County employees' unions are currently polling their members regarding this issue and have invoked the right to meet and confer pending the conclusion of the polling. Ms. Jahr suggested that the Board of Supervisors may want to obtain more information from the *Record Searchlight* and the unions as to their interests in disclosure and nondisclosure.

There are four options available:

1. Direct staff to disclose only ranges for the 114 employees.
2. Give the unions time to complete their employee polls, and release the information if employees do not object.
3. Direct staff to meet and confer on the issue without waiting for the completion of the polls but make no decision until the County has bargained in good faith.
4. Direct staff to immediately disclose the exact salaries without meeting and conferring; this option is not recommended as it would probably lead to an unfair labor practices claim.

Record Searchlight Managing Editor Greg Clark added that the *Record Searchlight* feels the public has a right to know what specific salaries are being spent on specific jobs.

United Public Employees of California (UPEC) Representative Dave Ritchie noted that UPEC represents 56 of the 114 employees and requested appropriate time to contact them to see if there are any objections to the release of the information. If objections are received, UPEC will request to meet and confer; if no objections are received, they will waive the responsibility to meet and confer. He estimated that UPEC should be able to report back with any meet-and-confer requests within one week.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors delayed any decision to give unions and unrepresented employees a time for contact and continued the matter to February 3, 2004.

HEALTH AND WELFARE

HOUSING AND COMMUNITY ACTION PROGRAMS

AGREEMENTS: SUPPORT TO POOR, HOMELESS, VICTIMS OF VIOLENCE, AND SIGHT IMPAIRED VARIOUS NON-PROFIT AGENCIES

At the recommendation of Housing and Community Actions Programs Director Larry Lees and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the following agreements effective from the date of signing through December 31, 2004: Shasta County Women's Refuge in the amount of \$25,000 to support its domestic violence/sexual assault crisis intervention program; People of Progress in the amount of \$23,000 to support its Emergency Assistance Program and its Utility, Rent, Motel Assistance program; Shasta Senior Nutrition Programs in the amount of \$12,000 to support the Emergency Food Assistance and Brown Bag programs; Family Service Agency's HART Center in the amount of \$8,000 to support its program for helping runaway and homeless youth; Vision Resource Center in the amount of \$8,000 to provide in-home daily living skills and follow-up rehabilitation services for the sight impaired; Youth Violence Prevention Council in the amount of \$3,000 to develop a Peer/Teen Court for juvenile offenders; and Plus One Mentors in the amount of \$3,000 to operate a youth mentoring program.

10:30 a.m.: Supervisor Hawes recused himself due to a conflict of interest because of his ownership of a mitigation bank in this area and left the hearing room.

PUBLIC WORKS

CONSERVATION EASEMENT
KNIGHTON ROAD EXTENSION PROJECT

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a Perpetual Conservation Easement Deed establishing a conservation area (0.79 acres) for the Knighton Road Extension Project for meeting mitigation requirements.

10:31 a.m.: Supervisor Hawes returned to the hearing room.

CLOSED SESSION ANNOUNCEMENT

CAO Latimer noted that the Closed Session as listed on the Agenda was pulled at the request of the department.

10:32 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 3, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Pastor Richard McCoy, Faith Christian Fellowship.

PLEDGE OF ALLEGIANCE

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

CONSENT CALENDAR

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, with Supervisor Kehoe abstaining on the item regarding the Cooperative Road Agreement with the U.S. Forest Service due to his association with that agency:

Authorized the issuance of warrants totaling \$44,698.20 for County operating funds and special districts, as submitted. (Auditor-Controller)

Took the following actions regarding Shasta County's booth at the State Fair: Approved and authorized the Chairman to sign the entry form; authorized the Shasta County State Fair Exhibit Committee (SCSFEC) to be the lead organization for the development and construction of the county's booth; and authorized any prize monies that may be received to be immediately awarded to the SCSFEC for expenses. (Administrative Office)

Approved the minutes of the meeting held on January 20, 2004, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement for legal services with the law firm of Somach, Simmons & Dunn. (County Counsel)

Authorized the Director of the Housing and Community Action Programs to sign and submit a Community Development Block Grant (CDBG) application, and any subsequent amendments, for \$15,000 for the City of Redding to continue funding the Adult Literacy Program; and adopted Resolution No. 2004-22, which authorizes the Director of Housing and Community Action Programs to execute all necessary applications, contracts, payment requests, agreements, and amendments for the purposes of securing CDBG funds on behalf of the Shasta County Retired Senior Volunteer Program Adult Literacy Program and to implement and carry out the purposes specified in the CDBG application. (Housing and Community Action Programs)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an agreement with DaLene Forester, LMFT, in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year period. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Patricia A. Seargeant, LCSW, in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year periods. (Mental Health)

Approved the following appointments/reappointments to the medical staff of the Shasta Psychiatric Hospital:

Appointments:

Kavitha Raja, M.D.

Shelia Stocks, Ph.D.

Reappointments:

Anil Assudani, M.D.

Fred Gideon, L.C.S.W.

Jim Born, Psy.D.

John Mahoney, Ph.D.

Patrick Brown, M.D.

Temporary Privileges Granted:

Stuart Glickman, M.D.

Joanne Roux, M.D.

(Mental Health)

Approved and authorized the Chairman to sign an addendum to the Road Cooperative Agreement with the United States Forest Service (USFS) to allow USFS to use Trinity Mountain Road and require the USFS to make repairs to the road if damaged by the timber company. (Public Works)

For the McArthur Road at Fall River Bridge Replacement project, adopted Resolution No. 2004-23, which makes a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with a de minimis finding of significance; approved plans and specifications and direct the Director of Public Works to advertise for bids; and authorized opening of bids on or after March 12, 2004 at 11 a.m. (Public Works)

(See Resolution Book No. 45)

9:03 a.m.: The Board of Supervisors recessed and reconvened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

SHASTA COUNTY WATER AGENCY

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Directors of the Shasta County Water Agency took the following actions, which were listed on the Shasta County Water Agency Consent Calendar:

Approved and authorized the Chairman to sign an agreement for legal services with the law firm of Somach, Simmons & Dunn. (Public Works)

9:04 a.m.: The Shasta County Water Agency recessed and reconvened as the Board of Supervisors.

REGULAR CALENDAR

BOARD MATTERS

RETIREMENT PLAQUE

SUPERVISING ASSESSOR-RECORDER CLERK HELEN BREMER

At the recommendation of Assessor-Recorder Cris Andrews and in recognition of more than 23 years of service to Shasta County the Board of Supervisors presented Supervising Assessor-Recorder Helen Bremer with a plaque of appreciation upon the occasion of her retirement.

FEBRUARY 2004 EMPLOYEE OF THE MONTH

STAFF SERVICES MANAGER LEANNE LINK

RESOLUTION NO. 2004-24

At the recommendation of Public Health Director Marta McKenzie and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-24, which recognizes Staff Services Manager Leanne Link as Shasta County's February 2004 Employee of the Month.

(See Resolution Book No. 45)

PROCLAMATION: AMERICAN HEART MONTH

AND WEAR RED FOR WOMEN DAY

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation which designates February 2004 as American Heart Month and February 6, 2004 as Wear Red for Women Day in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that the Legislature is in recess. It has been learned that the proposed property tax shift (ERAF Shift 2) is considered by the governor to be a permanent shift. There is a question, however, whether the shift is legal; CAO Latimer will follow up on this issue.

regarding the request for exact salaries of the remaining 114 employees in single-occupant positions.

By consensus, the Board of Supervisors directed that this matter be placed on the February 17, 2004 Agenda.

PUBLIC WORKS

LETTER OF PROTEST IMPOSITION OF FEES BY WATER RESOURCES CONTROL BOARD

At the recommendation of Associate Engineer Eric Wedemeyer and acting on behalf of the County Services Areas (CSAs), by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a Letter of Protest against the imposition of additional water rights fees by the State Water Resources Control Board; and authorized the CSAs to take action to challenge the fees.

AGREEMENT: CRITICAL SOLUTIONS, INC. SHASTA COUNTY LIBRARY-REDDING MAIN PROJECT

Associate Engineer Eric Wedemeyer presented the staff report and recommended approval of the agreement. Supervisor Kehoe suggested changing the clause requiring the consultant to attend Board of Supervisors' meetings as requested be amended to include the Redding City Council. In response to a question from County Counsel Karen Jahr, Critical Solutions, Inc.'s representative Tom Hedges stated that their intent has always been to keep both the County of Shasta and the City of Redding informed. Mr. Wedemeyer noted that another clause in the agreement requires the consultant to assist in the preparation, coordination, and presentations of all required agency and/or community reviews and approvals.

Following further discussion and by motion made, seconded (Wilson/Fust), and carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Critical Solutions, Inc. in an amount not to exceed \$749,970 to provide project management services for the Shasta County Library-Redding Main Project from date of signing through December 31, 2007, as recommended by the Department of Public Works. Supervisor Kehoe voted no, stating that he is in favor of the agreement, but the City of Redding should be included as a matter of courtesy given the proximity of the library to the City of Redding complex.

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors stipulated that progress reports on the library will be made available to all the entities involved in the project, including New Library Now! and other community organizations, the City of Redding, the City of Anderson, and the City of Shasta Lake.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 03-023 ROSEBURG RESOURCES COMPANY MONTGOMERY CREEK AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 03-023, Roseburg Resources Company, which would rezone approximately 40 acres in the Montgomery Creek area from a Timber Production (TP) District to a

Timberland (TL) District. Senior Planner Bill Walker presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 03-023, Roseburg Resources Company (Montgomery Creek) area:

1. Adopted the CEQA determination of a mitigated negative declaration with a de minimis finding significance, with the findings as specifically set forth in Planning Commission Resolution No. 04-015;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-015; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 03-023 as requested.

10:37 a.m.: The Board of Supervisors recessed and reconvened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY WATER AGENCY

LETTER OF PROTEST

IMPOSITION OF FEES BY WATER RESOURCES CONTROL BOARD

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Directors of the Shasta County Water Agency approved and authorized the Chairman to sign a Letter of Protest against the imposition of additional water rights fees by the State Water Resources Control Board; and authorized the Water Agency to take action to challenge the fees.

10:39 a.m.: The Shasta County Water Agency adjourned, and the Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled *McFadyen v. County of Shasta*, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-management Association, Deputy Sheriffs Association, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California, and Trades and Crafts, pursuant to Government Code Section 54957.6.

Timberland (TL) District. Senior Planner Bill Walker presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 03-023, Roseburg Resources Company (Montgomery Creek) area:

1. Adopted the CEQA determination of a mitigated negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 04-015;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-015; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 03-023 as requested.

10:37 a.m.: The Board of Supervisors recessed and reconvened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY WATER AGENCY

LETTER OF PROTEST

IMPOSITION OF FEES BY WATER RESOURCES CONTROL BOARD

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Directors of the Shasta County Water Agency approved and authorized the Chairman to sign a Letter of Protest against the imposition of additional water rights fees by the State Water Resources Control Board; and authorized the Water Agency to take action to challenge the fees.

10:39 a.m.: The Shasta County Water Agency adjourned, and the Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled *McFadyen v. County of Shasta*, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-management Association, Deputy Sheriffs Association, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California, and Trades and Crafts, pursuant to Government Code Section 54957.6.

- 10:40 a.m.: The Board of Supervisors recessed to Closed Session.
- 11:40 a.m.: The Board of Supervisors recessed from Closed Session.
- 11:47 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Kehoe, and Fust, County Counsel Karen Jahr, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as labor negotiations. In the matter of McFadyen v. County of Shasta, by a unanimous vote, the Board of Supervisors authorized assignment of the case to the Brickwood Law Firm for defense. No other reportable action was taken.

- 11:48 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 10, 2004

REGULAR MEETING

9:01 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Linda K. Mekelburg

INVOCATION

Invocation was given by Pastor Bill Feeser, St. James Lutheran Church.

PLEDGE OF ALLEGIANCE

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

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$166,571.23 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$106.58 requiring special board action. (Auditor-Controller)

Approved the minutes of the meetings held on January 27 and February 3, 2004, as submitted. (Clerk of the Board)

Appointed Tammy Laizure to the Superior California Economic Development District Board of Directors for a term to expire February 2006. (Clerk of the Board)

Enacted Ordinance No. 378-1880, which approves Zone Amendment No. 00-020, Schwager (Jones Valley area), as introduced on July 17, 2001. (Clerk of the Board)
(See Zoning Ordinance Book)

Authorized the County Administrative Officer to sign a contract with SoftFile Document and Data Management Solutions (SoftFile) in an amount not to exceed \$7,000, retroactive to the date of agreement, August 4, 2003. (Support Services-Human Resources Division)

Authorized the Director of Housing and Community Action Programs to sign and submit a grant application, and any subsequent amendments, for \$12,000 from the Redding Rancheria Community Fund to continue funding the Adult Literacy Program. (Housing and Community Action Programs)

For Conditional Certificate of Compliance No. 02-01 (Lakmann), Bella Vista area, adopted Resolution No. 2004-25, which authorizes the Chairman to sign an amendment to the agreement with the developer for completion of improvements to October 7, 2004; and approved and authorized the Chairman to sign an amendment to the agreement with the developer to extend the term to October 7, 2004. (Public Works)

(See Resolution Book No. 45)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the Court Street/Tehama Street Signal Installation and record it within ten days of actual completion of the work. (Public Works)

REGULAR CALENDAR

BOARD MATTERS

SIERRA NEVADA FOREST PLAN AMENDMENT FORESTS OF THE FUTURE INITIATIVE

Hat Creek District Ranger Deb Romberger presented an update on the Sierra Nevada Forest Plan Amendment and its impact on activities in the Lassen National Forest. The Supplemental Environmental Impact Statement (SEIS) was released in June 2003, and the Final SEIS was released in January 2004. The SEIS replaces the detailed Standards and Guides with a more simplified Fuels Treatment and Vegetation Management Plan, which gives more flexibility to staff in management of the land and allows more aggressive fuel treatment in the Wildland Urban Interface areas. The Plan was designed to be compatible with the recently passed 2003 Healthy Forest Restoration Act.

It is projected that with the new Plan, the number of acres burned by severe wildfires would be reduced by 30 percent, the annual timber harvest offering has tripled, there are less restrictions on the use and intensity of mechanical treatments, and the number of acres of large old-growth trees in California's spotted-owl nesting habitat will double over the next 50 years.

9:17 a.m.: The Board of Supervisors recessed.

9:28 a.m.: The Board of Supervisors reconvened.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter to California Insurance Commissioner John Garamendi opposing proposed automobile insurance rate increases.

County Administrative Officer (CAO) Doug Latimer and Supervisors discussed the recent decision by the Interim Secretary of Veterans Affairs Leon Tuttle to suspend further funding and development of the State Veterans Cemetery in Shasta County. All of Shasta County's elected representatives (including Congressional Representative Wally Herger,

State Senator Sam Aanestad, and State Assemblyman Doug LaMalfa) and local veterans are supporting reinstatement of the funding.

Supervisor Fust noted that he and Supervisor Clarke recently attended a Resource Advisory Committee meeting.

Supervisor Kehoe introduced Muffy Berryhill, who discussed a recent report issued by the Shasta Children and Family First Commission, *How are the Children? 2003*.

Supervisor Hawes reported that he recently attended a CSAC Agricultural and Natural Resources Meeting, a CSAC Board of Directors' meeting, and a Sacramento Valley Basinwide Air Pollution Control Council meeting.

Supervisors reported on issues of countywide interest.

COUNTY COUNSEL

RECORDS RETENTION SCHEDULE RESOLUTION NO. 2004-26

County Counsel Karen Jahr presented the staff report and recommended adoption of the resolution. In response to a question from Supervisor Kehoe, CAO Latimer, noted that some departments, such as health and welfare functional areas, have separate state regulations regarding records retention. Ms. Jahr noted that she has offered to review retention schedules proposed by other departments for approval by the Board of Supervisors. By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-26, which establishes a records retention schedule for the County Counsel's Office.

(See Resolution Book No. 45)

SUPPORT SERVICES

PURCHASING DIVISION

AWARD OF REQUEST FOR QUOTATION NO. 03-11: HAZARDOUS MATERIALS VEHICLE

At the recommendation of Supervising Buyer David Wilburn and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors approved the award of Request For Quotation No. 03-11 to Hackney Emergency Vehicles in the total amount of \$274,994.24 for one hazardous materials vehicle.

AWARD OF BID NO. 419: REPLACEMENT DUMP TRUCKS

At the recommendation of Supervising Buyer David Wilburn and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors approved the award of Bid No. 419 to Riverview International of Redding in the total amount of \$259,469.02 for two replacement dump trucks.

SCHEDULED HEARINGS
RESOURCE MANAGEMENT
PLANNING DIVISION

CONDITIONAL CERTIFICATE OF COMPLIANCE NO. 03-015
JOAN L. JENNINGS, COTTONWOOD AREA
RESOLUTION NO. 2004-27

This was the time set to conduct a public hearing and consider the issuance of Certificate of Compliance No. 03-015, Joan L. Jennings, to recognize an 11.4-acre remainder parcel in the Cottonwood area as a developable parcel which meets the Shasta County Development Standards. Assistant Planner Brandon Rogers presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the project request, and the public hearing was closed.

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-27, which authorizes the issuance of Conditional Certificate of Compliance No. 03-015 to recognize an 11.4-acre remainder parcel in the Cottonwood area as a developable parcel which meets the Shasta County Development Standards.

(See Resolution Book No. 45)

WORKSHOP
PUBLIC WORKS

10:21 a.m.: Supervisor Kehoe recused himself from the workshop regarding the Secure Rural Schools and Community Self-Determination Act of 2000 due to his association with the U.S. Forest Service.

SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT OF 2000
FEDERAL FOREST RECEIPTS

Deputy Public Works Director Dan Kovacich explained that the Secure Rurals Schools and Community Self-Determination Act of 2000 set aside approximately \$590,000 of timber receipts per year for projects in the woods (Title II projects) or to reimburse County Departments for expenses incurred on federal lands (Title III projects).

Mr. Kovacich reviewed some of the Title II projects approved by the Resource Advisory Committee. In addition, the Shasta County Fire Department and Western Shasta Resource Conservation District have applied for Title III project funds.

Kathleen Schori of the Shasta County Fire Department explained that they have submitted a proposal to purchase three search-and-rescue vehicles for Hat Creek, Old Station, and Platina Volunteer Fire Departments; purchase new fire/rescue boats for Jones Valley and Lakehead Volunteer Fire Departments; and conduct a defensible space education program.

Mary Schroeder and Mike Harrison of Western Shasta Resource Conservation District discussed the status of several ongoing projects: the eradication of weeds such as arundo and scotch broom from the Stillwater Creek area and the construction of shaded fuel breaks along

Backbone Ridge. The District has submitted a proposal to work with the U.S. Forest Service to map and coordinate fuel breaks on both public and private land.

Resource Advisory Committee Chairman Ted James expressed concern that not enough projects are being funded under Title II.

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors directed that the County of Shasta begin a 45-day comment period regarding those projects selected for funding in Fiscal Year 2004-05 as Title III projects.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-management Association, Deputy Sheriffs Association, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California, and Trades and Crafts, pursuant to Government Code Section 54957.6.

11:03 a.m.: The Board of Supervisors recessed to Closed Session.


11:49 a.m.: The Board of Supervisors recessed from Closed Session.

11:54 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Kehoe, and Fust, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

Chairman Hawes reported that the Board of Supervisors met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

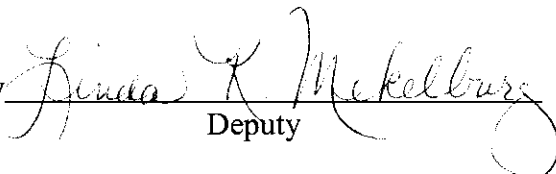
11:55 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 17, 2004

REGULAR MEETING

9:02 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Don Duff, Trinity Lutheran Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Dave Hawley thanked the Board of Supervisors for the opportunity to meet and confer regarding the issue of release of specific salary information of County employees in single-position jobs and would support the Board of Supervisors in a decision to maintain the privacy of individuals in single-position jobs.

Celeste Draisner challenged the Board of Supervisors to be leaders during the upcoming budget crisis and asked that they be careful about cutting senior services and core medical services.

Arnold Erickson noted that the Knauf fiberglass facility is in the process of completing a supplemental environmental impact report and requested the Board of Supervisors become involved.

Victor Ogrey noted that with all the recent rain, vegetation in Churn Creek is holding back the water flow; he expressed hope that the responsible parties would clean out the vegetation in Churn Creek when the weather is drier. Public Works Director Pat Minturn noted that except for areas where County roads cross Churn Creek, it is the responsibility of the private landowners along Churn Creek to keep the channel clear.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$26,655.68 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on February 10, 2004, as submitted. (Clerk of the Board)

Reappointed Bradley McWhorter to the Manton Joint Cemetery District Board for a four-year term to expire December 2007. (Clerk of the Board)

Appointed Stephen Martin to the Area II Developmental Disabilities Board for a three-year term to expire December 2006. (Clerk of the Board)

Adopted Resolution No. 2004-28, which authorizes the Auditor-Controller to retain the administrative leave balance for reinstatement until September 4, 2004 of two Public Health employees who are being demoted from management positions as part of the current staff reductions. (Support Services-Human Resources Division)

(See Resolution Book No. 45)

Adopted Resolution No. 2004-29, which repeals Resolution No. 2003-223 and notifies the Public Employees' Retirement System of the changes in the monthly group health contributions for the Mid-Management Bargaining Unit; and adopted Resolution No. 2004-30, which repeals Resolution No. 2003-218 and notifies the Public Employees' Retirement System of the changes in the monthly group health contributions for the Unrepresented Managers. (Support Services-Human Resources Division)

(See Resolution Book No. 45)

Approves and authorizes the Director of Public Works to sign a Notice of Completion for the Landfill/Veterans Cemetery Water System Improvements project and record it within ten days of actual completion of the work. (Public Works)

Authorized the Shasta County Fire Department to accept a grant from the Federal Emergency Management Agency (FEMA) in the amount of \$99,000 for the purchase of communications and rescue equipment. (County Fire)

Approved and authorized the Chairman to sign the State Department of Food and Agriculture Division of Fairs and Expositions budget for the Inter-Mountain Fair in the amount of \$540,458 for the period January 1, 2004 through December 31, 2004. (Inter-Mountain Fair)

REGULAR CALENDAR

PRESENTATIONS

**PRESENTATION: COUNTY CLERK
ELECTRONIC VOTING SECURITY**

County Clerk/Registrar of Voters Ann Reed explained that Secretary of State Ken Shelley recently issued a memorandum to all counties regarding security issues for the electronic voting systems. He wishes to address the perception of unreliability and inaccuracy of electronic voting machines. However, directives included in the memorandum could erode rather than bolster voter confidence. Mrs. Reed assured the Board of Supervisors and voters that

Shasta County's voting system is secure and trustworthy. Her office will do everything in its power to ensure the accuracy and security of Shasta County's electronic voting system.

PRESENTATION: U.S. FOREST SERVICE
UPDATE ON SHASTA-TRINITY NATIONAL FOREST ACTIVITIES

Forest Supervisor Sharon Heywood presented an update on operations on the Shasta/Trinity National Forest, including a discussion of the complexity of the forest, a brief review of vegetation management accomplishments, and an update on the Healthy Forest Initiative.

A question-and-answer session followed.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that in response to letters received from rural counties, including Shasta County, Insurance Commissioner John Garamendi has scheduled public meetings in some rural areas to hear input on his decision to decrease automobile insurance rates in five metropolitan counties which would, in turn, increase rates in the remaining 53 counties. A meeting has been scheduled in Chico on March 3, 2004.

CAO Latimer also noted that a bill has been introduced in the House of Representatives (HR 3743 (Ney)) that addresses improved safety of rural roads. By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter in support of HR 3743 (Ney).

Supervisors reported on issues of countywide interest.

HEALTH AND WELFARE

MENTAL HEALTH/ADMINISTRATIVE OFFICE

SHASTA COUNTY PSYCHIATRIC HEALTH FACILITY COMMUNITY COMMITTEE
PROGRESS REPORT

Chairperson Terry Starr reported that the Shasta County Psychiatric Health Facility Community Committee has had three meetings. Many people are concerned about the possible closure of the Psychiatric Health Facility, and the Committee is in the process of researching what can be done to provide the best possible services to the citizens of Shasta County. Mr. Starr introduced several members of the Committee: Cindy Bither-Bradley, Don Van Buskirk, Marge Hall, Mary Stegall, Susan Wilson, Doreen Bradshaw, and Dean Germano. He noted that the Committee should be able to present the Board of Supervisors with a good set of recommendations by March 9, 2004.

GENERAL GOVERNMENT

COUNTY COUNSEL

PUBLIC RECORDS ACT REQUEST
EXACT SALARIES OF COUNTY EMPLOYEES

This item was continued from the February 3, 2004 Board of Supervisors meeting. County Counsel Karen Jahr explained that the Board of Supervisors has the duty to weigh two competing interests: the right of the public to have access to information that sheds light on operations of county government against the privacy interests of the 114 employees with regard to information concerning their exact salaries. Under the Meyers-Miliias-Brown Act, if the Board of Supervisors decides to release those salaries, they would need to declare an impasse with the unions and mediate before the information is released.

Dave Ritchie, representing the United Public Employees of California (UPEC), noted that UPEC would support a decision of the Board of Supervisors to not release individually identifying salary information of the 114 employees holding single-occupant positions at this time.

Record Searchlight Managing Editor Greg Clark explained to the Board of Supervisors that the Record Searchlight has requested the information on behalf of the citizens of Shasta County and contends that the employee bargaining units have no standing in this matter as the Public Records Act request does not constitute a term and condition of employment. He asked that if the Board of Supervisors decides not to release specific salary information for the 114 employees, that the Board of Supervisors release specific information for the other employee categories.

Paul Heckman requested that the Board of Supervisors maintain the current practice of releasing salary-range-only information on County employees.

Victor Ogrey suggested that public employees' specific salaries should be released.

Richard Riis agreed with the Board of Supervisors in not publicizing public employees' specific salaries.

By motion made, seconded (Clarke/Wilson), and carried, the Board of Supervisors directed staff to continue the current practice of releasing only salary ranges for those readily identifiable rank-and-file employees who hold single-occupant positions. The vote was as follows:

- AYES: Supervisors Hawes, Wilson, and Clarke
- NOES: Supervisors Kehoe and Fust
- ABSENT: None
- ABSTAIN: None

Supervisors Kehoe and Fust noted that in their opinion, the exact salaries of those employees are public information and should be released.

PUBLIC WORKS

BUDGET AMENDMENT

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved a budget amendment increasing revenue and appropriations in the amount of \$4,626 in the Surveyor Budget Unit to review maps.

SCHEDULED HEARINGS

PUBLIC HEALTH

BEILENSON HEARING: REDUCTION OR ELIMINATION OF CERTAIN PUBLIC HEALTH SERVICES

This was the time set to conduct a public hearing in accordance with California Health and Safety Code section 1442.5 (Beilenson hearing) to receive input regarding the proposed reduction or elimination of services at the Public Health Department. Public Health Director Marta McKenzie explained that because of the reduction in Vehicle License Fee revenue, the Public Health Department must cut expenses which will result in a reduction of medical and health services to the public. As part of the Beilenson process, Shasta County must detail which services will be reduced or eliminated, show how the decision was made to eliminate or reduce those services, and conduct a public hearing to obtain public input regarding the proposed reductions. In the decision-making process, the department reviewed contract services, cost effectiveness of services, minimum staffing levels, professional licensures and certifications, and health outcomes. The Notice of Hearing is on file with the Clerk of the Board.

The public hearing was opened. Cindy Dodds and Dean Germano spoke in support of the reductions proposed by the Public Health Department.

Dot Van Cleve read a letter from the American Lung Association of Superior California requesting no cuts be made to tobacco-related programs.

Sharon Brisolara distributed a summary of evaluation results from the Public Health Department's involvement in the Partnership for the Public's Health initiative.

Doris Trott noted that she was reluctant to see funding cut for senior health services.

Rod Lindsay stated that the Shasta Lake City Council is committed to helping in the community in whatever way they can.

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

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors approved the following service reductions:

1. Immunizations (children, adults, travel): Eliminate one half-day clinic per week in Redding, Burney, Anderson, and Shasta Lake.
2. Tuberculosis control: Eliminate one full-day clinic per week in Redding and one half-day clinic per week in Shasta Lake, Burney, and Anderson for skin testing and resultant follow-up.
3. Blood Pressure Checks: Reduce clinics from monthly to quarterly in Anderson, Happy Valley, Lakehead, and Shasta Lake.

4. Nurse of the Day: Reduce coverage countywide from eight hours per day to two hours per day.
5. Sexually Transmitted Disease Clinic: Eliminate one half-day clinic per week and resultant follow-up in Redding.
6. Outreach: Reduce countywide outreach to hard-to-reach and low-income populations to increase access to public health and health care services; reduce organizing to improve community health.
7. Tobacco Cessation: Eliminate tobacco cessation services countywide.
8. Senior Health (formerly grant funded): Eliminate physical activity programs, including walking clubs and telephone support.
9. Perinatal: Eliminate countywide clinic-based prenatal outreach and referral as well as home visiting for high-risk mothers and infants.
10. Bike Safety (formerly grant funded): Eliminate countywide bike safety rodeos and purchase of new bike helmets.
11. Women, Infants, and Children (WIC) Program Nutrition Services: Reduce capacity to serve clients through WIC program (e.g., increased wait times for appointments, services, etc.).
12. Child Safety Seats (formerly grant funded): Eliminate countywide child safety seat classes.

PUBLIC WORKS

ABANDONMENT: TWO UNDEVELOPED PUBLIC EASEMENTS

KESWICK AREA

RESOLUTION NO. 2004-31

This was the time set to consider the abandonment of two undeveloped public easements on Fielding Street and an alley in block 10 in the town of Keswick. Public Works Director Pat Minturn presented the staff report and recommended adoption of the resolution. 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 request, and the public hearing was closed.

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-31, which approves the abandonment of two undeveloped public easements on Fielding Street and an alley in block 10 in the town of Keswick.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled in re Investigation of Shasta County Grand Jury and Barber v. Shasta County Mental Health, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss on potential case of anticipated litigation, pursuant to Government Code Section 54956.9, subdivision (c).
3. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-management Association, Deputy Sheriffs Association, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California, and Trades and Crafts, pursuant to Government Code Section 54957.6.

11:20 a.m.: The Board of Supervisors recessed to Closed Session.

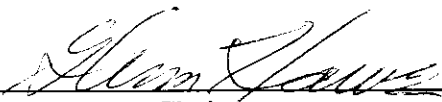
12:13 p.m.: The Board of Supervisors recessed from Closed Session.

12:16 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Kehoe, and Fust, and Deputy Clerk of the Board Christie N. Jewell present.

REPORT OF CLOSED SESSION ACTIONS

Chairman Hawes reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation, as well as labor negotiations; however, no reportable action was taken.

12:17 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 24, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Linda K. Mekelburg

INVOCATION

Invocation was given by Pastor Jim Dahl, Good News Rescue Mission.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for clarification the item regarding an amendment to an agreement with James C. Poe and the item regarding a resolution to purchase food and miscellaneous items for Shasta County Fire Department sponsored events.

In response to a question from Supervisor Kehoe, Assistant County Counsel Mike Ralston explained that the additional compensation will allow Mr. Poe to return and perform further audits of Juvenile Hall.

In response to a question from Supervisor Kehoe, County Fire Department Staff Analyst Linda Galvan noted that the Fiscal Year 2003-04 budgeted amounts for volunteer events are \$3,000 for food items and \$3,000 for related items.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$40,119.36 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$198.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on February 17, 2004, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with James C. Poe increasing compensation to an amount not to exceed \$65,000 and extending the term to June 30, 2005 to provide Juvenile Hall consulting services. (County Counsel)

Appointed Lowell Streiker, Ph.D. to the Mental Health Board for a three-year term to expire January 2007. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the contract with Shasta Treatment Associates increasing compensation by \$14,650 (for a total of \$19,650) to provide counseling and mental health services to the clients of the Children and Family Services Division. (Social Services)

Approved and authorized the Chairman to sign an amendment to the contract with Helen Stovall, LCSW and Jerry Stovall, LCSW increasing compensation by \$7,000 (for a total of \$12,000) to provide counseling and mental health services to the clients of the Children and Family Services Division. (Social Services)

Adopted Resolution No. 2004-32, which rescinds Resolution No. 2003-4 and authorizes the department head to make food purchases to feed and hydrate volunteer firefighters as provided in the department's budget for Shasta County Fire Department sponsored events. (County Fire)

(See Resolution Book No. 45)

REGULAR CALENDAR**BOARD MATTERS****PROCLAMATION: MARCH TO END HUNGER MONTH**

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates March 2004 as March to End Hunger Month in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on the state's budget process, noting that the decisions being made at the state level continue to affect Shasta County.

Supervisor Hawes recently attended a meeting of the Sacramento River Conservation Area Forum.

Supervisors reported on issues of countywide interest.

FISCAL YEAR 2003-04 MID-YEAR BUDGET REPORT

County Budget Officer Kim Pickering presented the Fiscal Year 2003-04 Mid-Year Budget report. She stated that it is anticipated that there will be approximately \$2.7 million in carry-over balance for the General Fund and \$1 million in Contingency Reserves through year-end. She clarified information for some specific departments and responded to questions. Ms. Pickering commended the Administrative Office staff and department heads for their budgetary efforts.

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors accepted the report of departmental financial status as of the end of December 2003, and directed departments to make spending adjustments as necessary to stay within approved net cost contained in the FY 2003-04 Budget, as amended.

SCHEDULED HEARINGS

CONDITIONAL CERTIFICATE OF COMPLIANCE NO. 03-013
TOM AND CYNTHIA TEMPLETON, MILLVILLE AREA
RESOLUTION NO. 2004-33

This was the time set to conduct a public hearing and consider the issuance of Certificate of Compliance No. 03-013, Tom and Cynthia Templeton, to recognize a 26-acre remainder parcel in the Millville area as a developable parcel which meets the Shasta County Development Standards. Assistant Planner Brandon Rogers presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time applicant Tom Templeton spoke in favor of the request. No one else spoke for or against the project request, and the public hearing was closed.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-33, which authorizes the issuance of Conditional Certificate of Compliance No. 03-013 to recognize a 26-acre remainder parcel in the Millville area as a developable parcel which meets the Shasta County Development Standards.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-management Association, Deputy Sheriffs Association, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California, and Trades and Crafts, pursuant to Government Code Section 54957.6.

9:54 a.m.: The Board of Supervisors recessed to Closed Session.

10:32 a.m.: The Board of Supervisors recessed from Closed Session.

10:36 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Fust, Hawes, and Kehoe, and Deputy Clerk of the Board Linda K. Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Chairman Hawes reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as labor negotiations; however, no reportable action was taken.


10:37 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 2, 2004

REGULAR MEETING

9:02 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
Assistant County Counsel - Michael Ralston
Deputy Clerk of the Board - Linda K. Mekelburg

INVOCATION

Invocation was given by Pastor Harold Johnson, Twin View Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Patricia Schneider requested the Board of Supervisors keep the Shasta County Psychiatric Health Facility open.

Patrick T. Archer requested the Board of Supervisors keep the Crystal Creek Regional Boys' Camp open.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Wilson), 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 a lease with the Fall River Mills American Legion Post #369 in the amount of \$1.00 per year to manage and maintain the Fall River Veteran's Memorial Hall for the period January 1, 2004 through December 31, 2006, with automatic renewals for three additional three-year terms. (Administrative Office)

Authorized the issuance of warrants totaling \$548,152.79 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$5,836.73 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on February 24, 2004, as submitted. (Clerk of the Board)

Reappointed to the Cottonwood Cemetery District Board of Directors Wesley Martin for a three-year term to expire February 2007, and Bonnie Coleman and Ellen Payne for four-year terms to expire February 2008. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with Sara Seeger, M.D. in an amount not to exceed \$70,000 annually to provide psychiatric medical services to Medi-Cal beneficiaries from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Thomas J. Andrews, M.D., Inc. in an amount not to exceed \$150,000 to provide Drug/Medi-Cal and Substance Abuse and Crime Prevention Act of 2000 covered outpatient abuse treatment services from the date of signing through June 30, 2005. (Mental Health-Alcohol and Drug Programs)

Appointed Patti Culross, M.D., M.P.H. as Deputy Health Officer effective June 10, 2003; and approved and authorized the Chairman to sign an employment agreement with Patti Culross, M.D., M.P.H. at the Step 'A' rate designated by the salary resolution for the classification of Deputy Health Officer effective June 10, 2003. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the County of Trinity to provide laboratory testing services to modify the compensation provisions and to extend the term to June 30, 2005. (Public Health)

Approved and authorized the Chairman to sign an amendment to the contract with Northern Valley Catholic Social Services increasing compensation by \$30,955 (for a total of \$45,955) to provide counseling, mental health services, and psychological evaluations to the clients of the Children and Family Services Division. (Social Services)

Approved and authorized the Chairman to sign an amendment to the contract with Villanueva Electric increasing compensation by \$6,600 (for a total of \$31,550) for the Shingletown Underground Utility District service conversion work. (Public Works)

Awarded to the low bidder, Ron Hale Construction, Inc., on a unit-cost basis, the contract for the Lake Boulevard Bike Lanes project in the amount of \$311,987.80. (Public Works)

Adopted Resolution No. 2004-34, which approves issuance of Certificate of Compliance No. 03-011, Manelis (Anderson area), to recognize two legally created parcels. (Resource Management-Planning Division)

(See Resolution Book No. 45)

REGULAR CALENDAR

BOARD MATTERS

FEBRUARY 2004 EMPLOYEE OF THE MONTH **AGRICULTURAL & STANDARDS INVESTIGATOR III CARYN MOEN** **RESOLUTION NO. 2004-35**

At the recommendation of Agricultural Commissioner/Sealer of Weights & Measures Mary Pfeiffer and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-35, which recognizes Agricultural & Standards Investigator III Caryn Moen as Shasta County's March 2004 Employee of the Month.

(See Resolution Book No. 45)

PROCLAMATION: WEIGHTS AND MEASURES WEEK

At the recommendation of Agricultural Commissioner/Sealer of Weights & Measures Mary Pfeiffer and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation which designates March 1-7, 2004 as Weights and Measures Week in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer noted that very little activity is occurring this week in the Legislature as most legislators are in their home districts during the elections.

Supervisors reported on issues of countywide interest.

Supervisor Fust noted that he and Supervisor Clarke recently met with Regional Forester Jack Blackwell and developed a plan to allow citizens, the County of Shasta, and the Shasta-Trinity National Forest to work cooperatively. One point of the plan was for a member of the Board of Supervisors to attend the quarterly Timber Monitoring Committee. Following discussion, Supervisor Kehoe moved to appoint Supervisor Fust as the Board of Supervisors' representative to the Timber Monitoring Committee, and Supervisor Wilson seconded the motion. In response to a question from Supervisor Clarke, Assistant County Counsel noted that officially appointing a representative from the Board of Supervisors would make the Committee subject to Brown Act requirements. Supervisor Kehoe withdrew the motion, and Supervisor Wilson withdrew the second. By consensus, the Board of Supervisors directed instead that Supervisor Fust attend the quarterly Timber Monitoring Committee.

HEALTH AND WELFARE

SOCIAL SERVICES

OPPORTUNITY CENTER

BUDGET AMENDMENT

At the recommendation of Assistant Opportunity Center Manager Elizabeth Leslie and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors approved a budget amendment which increases appropriations by \$214,951 and increases revenues by \$418,120.

LAW AND JUSTICE

PROBATION

STATUS REPORT: CRYSTAL CREEK REGIONAL BOYS' CAMP
BUDGET AMENDMENT

Chief Probation Officer Jim Kuhn presented a status report on the Crystal Creek Regional Boys' Camp, noting that the Camp stresses education and community service, offers a food service program, and provides services to help cadets overcome obstacles such as drug/alcohol abuse counseling and anger management.

Pending issues include funding for the Camp. The state budget crisis has resulted in the elimination of approximately \$400,000 in TANF (Temporary Assistance for Needy Families) funding. In addition, two other issues have affected revenue: other counties are also experiencing fiscal problems and cannot afford to place cadets at the Camp, and a change in the Board of Correction's bed space formula has resulted in a downrating from a 60-bed capacity to a 45-bed capacity.

Mr. Kuhn noted that the break-even point where it appears to be cost effective to keep the Camp open is when 25 percent of the cadets are placed in group homes or with the California Youth Authority and the rest are released into the community.

At the recommendation of Chief Probation Officer Jim Kuhn and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved a budget amendment which reallocates the General Fund support between Probation and Crystal Creek Regional Boys' Camp.

Former Chief Probation Officer Renny Noll encouraged the Board of Supervisors to keep the Camp open and noted that if the Camp is not kept open, the County's group home cost will increase.

BUDGET AMENDMENT

At the recommendation of Chief Probation Officer Jim Kuhn and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved a budget amendment which increases appropriations in Probation by \$37,130, offset by the Alcohol and Drug Program, to provide additional drug testing of adult defendants.

SHERIFF

BUDGET AMENDMENT

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors approved a budget amendment which increases appropriations and revenues and transfers appropriations between budget units.

AGREEMENT: BUREAU OF LAND MANAGEMENT LAW ENFORCEMENT ON PUBLIC LANDS AND ROADS BUDGET AMENDMENT

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with the Bureau of Land Management (BLM) in the maximum amount of \$30,000 for personnel and operating expenses to provide law enforcement services for persons and property on public lands and roads administered by BLM for the period February 3, 2004 through September 30, 2004, with an option to renew for four additional one-year periods; and approved a budget amendment which increases appropriations and revenues by \$30,000 to carry out the services of the agreement.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Scalera v. Coldwell Banker C & C Properties and California Farm Bureau Federation, et al. v. California Department

of Forestry and Fire Protection, pursuant to Government Code Section 54956.9, subdivision (a).

- 2. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

10:07 a.m.: The Board of Supervisors recessed to Closed Session.

11:23 a.m.: The Board of Supervisors recessed from Closed Session.

11:29 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Kehoe, and Fust, Assistant County Counsel Michael Ralston, and Deputy Clerk of the Board Linda K. Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as labor negotiations; on a unanimous vote, the Board of Supervisors assigned the case of Scalera v. Coldwell Banker C & C Properties to the law firm of Gary Brickwood. No other reportable action was taken.

11:30 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 9, 2004

REGULAR MEETING

9:01 a.m.: Chairman Hawes 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 Fust
 District No. 3 - Supervisor Hawes
 District No. 4 - Supervisor Wilson
 District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
 County Counsel - Karen Jahr
 Deputy Clerk of the Board - Linda K. Mekelburg

INVOCATION

Invocation was given by Pastor Don Wood, Lassen View Community Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Patricia Schneider requested the Board of Supervisors keep the Shasta Psychiatric Health Facility open at least through the end of Fiscal Year 04-05.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$254,140.92 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$275.91 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on March 2, 2004, as submitted. (Clerk of the Board)

Appointed James T. Hull, MAI as an alternate to the Assessment Appeals Board for a three-year term to expire September 2007. (Clerk of the Board)

Approved the award of Bid No. 420 to various companies for asphalt concrete patching mix, aggregate base, cinder sanding aggregate, and related road-repair materials in an estimated annual amount of \$544,400. (Support Services-Purchasing Division)

On behalf of County Service Area No. 17 - Cottonwood Sewer, authorized the implementation of a debt repayment plan in the amount of \$598,740.76 which includes legal fees; and directed the Auditor/Controller to process payments according to the schedule, including interest payments. (Support Services-Risk Management)

Approved and authorized the Chairman to sign an agreement with the Redding School District in an amount not to exceed \$70,000 annually to provide for a Public Health Community Education Specialist to implement health and fitness activities for district staff, parents, and children from the date of signing through March 9, 2005. (Public Health)

For the Fall River Mills Airport Expansion Project, approved and authorized the Chairman to sign right-of-way contracts with Dennis and Jane Houx and Daniel and Debbie Staat; and accepted two grant deeds conveying parcels of project right of way. (Public Works)

Adopted Resolution No. 2004-36, which authorizes the Environmental Health Division to apply for a Solid Waste Enforcement Assistance Grant for Fiscal Year 2004-05 in an approximate amount of \$42,500, and authorizes the Director of Resource Management to execute the grant and all grant documents necessary to secure grant funds and implement the program. (Resource Management-Environmental Health)

(See Resolution Book No. 45)

REGULAR CALENDAR

BOARD MATTERS

CALTRANS: LETTER OF SUPPORT PROPOSED SPEED LIMIT CHANGES, BURNEY AREA

At the recommendation of CalTrans Engineer Kim Hanagan and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter to CalTrans supporting the use of radar and the proposed speed limit changes to State Route 299 in the Burney area.

PRESENTATIONS

PRESENTATION: PSYCHIATRIC HEALTH FACILITY COMMUNITY COMMITTEE PROPOSED CLOSURE OF SHASTA PSYCHIATRIC HEALTH FACILITY

Psychiatric Health Facility Community Committee Chairman Terry Starr presented the Committee's report regarding the proposed closure of the Shasta Psychiatric Health Facility and introduced the members of the Committee.

Committee member Carol Martin noted that any action taken regarding the Facility should not be at the expense of the outpatient clinic, and Dr. Kingdon had developed a viable transition plan for the closure of the Facility. Committee member Cindy Bither-Bradley noted that the services provided by the mental health outpatient clinic need to be maintained.

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors accepted the report of the Psychiatric Health Facility Community Committee, approved and authorized the Chairman to sign letters of commendation to the individuals on the

Committee, and continued the matter to the March 23, 2004 Board of Supervisors' meeting for a final decision on the proposed closure of the Shasta Psychiatric Health Facility.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that the County Medical Services Program (CMSP) Governing Board is in the process of holding public hearings regarding the reduction of CMSP benefits.

Supervisors reported on issues of countywide interest.

HEALTH AND WELFARE

CHILD SUPPORT SERVICES

BUDGET AMENDMENT

At the recommendation of Child Support Services Director Steven Baer and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors approved a budget amendment which transfers revenue in the amount of \$182,989 from the department's available fund balance to the current year's budget appropriation to refund to the State excess child support collection incentive revenues.

BUDGET AMENDMENT

At the recommendation of Child Support Services Director Steven Baer and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved a budget amendment which transfers revenue in the amount of \$33,050 from the department's available fund balance to the current fund balance to the current year's budget; and increased budget appropriations by \$97,205 to account for \$64,155 in federal matching funds to utilize health incentive revenues for administrative expenses.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled California Farm Bureau Federation, et al. v. California Department of Forestry and Fire Protection, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

9:55 a.m.: The Board of Supervisors recessed to Closed Session.

11:02 a.m.: The Board of Supervisors recessed from Closed Session.

1:29 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Wilson, Kehoe, Fust, and Hawes, Assistant County Counsel Michael Ralston, and Deputy Clerk of the Board Linda K. Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as labor negotiations; however, no reportable action was taken.

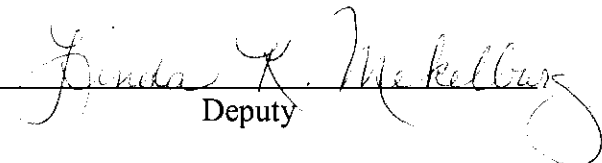
1:30 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 16, 2004

REGULAR MEETING

9:00 a.m.: Vice Chairman 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 Fust
- District No. 4 - Supervisor Wilson
- District No. 5 - Supervisor Clarke

District No. 3 - Supervisor Hawes - Absent

- County Administrative Officer - Doug Latimer
- County Counsel - Karen Jahr
- Deputy Clerk of the Board - Linda K. Mekelburg

INVOCATION

Invocation was given by County Administrative Officer Doug Latimer.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Rebecca Lowell expressed her concern about closing the Shasta Psychiatric Facility before other contracts for the care of the mentally ill are in place, and she urged the Board of Supervisors to use Tobacco Settlement funds to keep the Facility open.

Eric A. Cassano noted that the Knauf Fiberglass facility is exceeding its air pollution limits and is, therefore, potentially subject to fines; he suggested the Board of Supervisors use revenue from such fines to assist during the current budget crisis.

Former State Senator Maurice Johannessen reminded the Board of Supervisors that veterans will travel to Sacramento on March 17 to protest the State's decisions on the proposed Veterans' Cemetery. Supervisor Fust noted that he and other Supervisors received a copy of the State's proposed Memorandum of Understanding regarding construction and maintenance of the Cemetery. Supervisor Clarke noted that a press release has already been issued by the Department of Veteran Affairs incorrectly stating that agreement has been reached regarding the Cemetery.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$81,983.83 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on March 9, 2004, as submitted. (Clerk of the Board)

Reappointed Sally Riley to the Public Health Advisory Board for a three-year term to expire March 2007. (Clerk of the Board)

Reappointed Walter Caldwell and Matt Magnuson to the Burney Basin Mosquito Abatement District Board of Directors for two-year terms each to expire January 2006. (Clerk of the Board)

Adopted Policy Resolution No. 2004-1, which amends Administrative Policy 6-101, Shasta County Contracts Manual, to correct a drafting error in the policy related to the execution of public works construction contracts. (County Counsel)

(See Policy Resolution Book)

Authorized the Director of the Housing and Community Action Programs to sign and submit a grant application, and any subsequent amendments, for \$1,000 from the Wal-Mart Foundation to continue funding the Adult Literacy Program. (Housing and Community Action Programs)

Approved the following appointments/reappointments to the medical staff of the Shasta Psychiatric Hospital:

Appointments

Joanne Roux, M.D.
Sara Seeger, M.D.

Reappointments

Diane Campbell, L.C.S.W.

Temporary Privileges Granted

Richard Kuhns, Psy.D.

(Mental Health)

Approved and authorized the Chairman to sign an agreement with Kenneth McCarty, M.F.T. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Vista Del Mar Child and Family Services in an amount not to exceed \$73,000 annually to provide mental health services to Medi-Cal Eligible Children for the period November 21, 2003 through June 30, 2004, with an automatic renewal for one year. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Shasta County Women's Refuge, Inc. in the amount of \$75,000 to provide to CalWORKs recipients domestic

violence counseling and related services from date of signing through June 30, 2005. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an agreement with the Shasta County Private Industry Council in the annual amount of \$17,000 to provide inmate computerized instructional services in the Main Jail for the period January 1, 2004 through June 30, 2006. (Sheriff)

Took the following actions regarding the purchase of a replacement Air Compressor System for filling Self Contained Breathing Apparatus cylinders for use by the County Fire Department firefighters: approved and authorized County Fire to purchase a replacement Air Compressor System for filling Self Contained Breathing Apparatus cylinders; and approved a budget amendment in the amount of \$20,800 to transfer funds from the Breathing Apparatus fixed asset account and reallocate appropriations to a new fixed asset account to purchase this system. (County Fire)

REGULAR CALENDAR

BOARD MATTERS

PRESENTATION: RETIREMENT PLAQUE **SUPERVISING ASSESSOR-RECORDER CLERK BARBARA LAFOND**

In recognition of more than 24 years of service to Shasta County, the Board of Supervisors presented Supervising Assessor-Recorder Clerk Barbara Lafond with a plaque of appreciation on the occasion of her retirement.

APPOINTMENT: JIM HOLDRIDGE **PUBLIC HEALTH ADVISORY BOARD**

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors appointed Jim Holdridge to the Public Health Advisory Board as recommended by District 2 Supervisor Fust for a three-year term to expire March 2007.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update to former State Senator Johannessen's report on the proposed Veterans' Cemetery, noting that Assemblyman Doug LaMalfa has worked hard to reduce the Cemetery's annual maintenance cost for the State to a manageable level.

Supervisor Fust attended a Regional Council of Rural Counties (RCRC) meeting last week.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

BUDGET AMENDMENT

At the recommendation of Principal Administrative Analyst Bebe Palin and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors approved a budget amendment which transfers \$210,000 from Contingency Reserve to Land, Building, and Improvement to replace the roof on the Public Safety Building.

LIBRARY

ANNUAL REPORT: NORTH STATE COOPERATIVE LIBRARY SYSTEM

At the recommendation of Library Director Carolyn Chambers and North State Cooperative Library System Advisory Board Member Pat Bunnell and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors accepted the annual report of the North State Cooperative Library System Advisory Board for Fiscal Year 02-03.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code Section 54956.9, subdivision (c).
2. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

9:52 a.m.: The Board of Supervisors recessed to Closed Session.

10:52 a.m.: The Board of Supervisors recessed from Closed Session.

10:59 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Clarke, Kehoe, and Fust and Deputy Clerk of the Board Linda K. Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Vice Chairman Kehoe reported that the Board of Supervisors met in Closed Session to discuss anticipated litigation, as well as labor negotiations; however, no reportable action was taken.

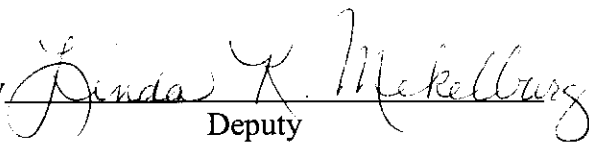
11:00 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 23, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Wilson
- District No. 5 - Supervisor Clarke

- County Administrative Officer - Doug Latimer
- County Counsel - Karen Jahr
- Deputy Clerk of the Board - Linda K. Meikelburg

INVOCATION

Invocation was given by Pastor Rowland, First Baptist Church of Cottonwood

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Patricia Schneider requested that the Board of Supervisors keep the Shasta Psychiatric Health Facility open through the end of the fiscal year.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$142,416.86 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$149.91 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on March 16, 2004, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with James M. Underwood of the firm of Underwood & Omstead to provide legal counsel to the County Assessment Appeals Board in an amount not to exceed \$7,500 for the period April 1, 2004 through March 31, 2005. (Clerk of the Board)

Appointed Chad Arseneau to the Burney Basin Mosquito Abatement District for a two-year term to expire January 2006. (Clerk of the Board)

Adopted Resolution No. 2004-37, which accepts the Canvass of the March 2004 Primary Election. (County Clerk-Elections Administration)

(See Resolution Book No. 45)

Adopted Resolution No. 2004-38, which amends the Personnel Rules to reflect implementation of various benefits and policies for Unrepresented Confidential Employees and other technical changes. (Support Services-Human Resources Division)

(See Resolution Book No. 45)

Reappointed Mickie Berry, Joanne McCarley, Timothy Shell, and Jerry Towne to the In-Home Supportive Services Advisory Committee for three-year terms each to expire March 2007. (In-Home Supportive Services Public Authority)

Approved and authorized the Chairman to sign a renewal lease with South End Enterprises in the amount of \$5,698.69 per month for 5,500 square feet of office space (\$1.036/square foot) at 1670 Market Street, Suite 300, for the Housing and Community Action Programs for the period April 1, 2004 through February 28, 2005, with an option to hold over on a month-to-month tenancy. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign an agreement with Charis Youth Center in an amount not to exceed \$50,000 annually to provide residential and mental health services to Medi-Cal eligible children for the period December 11, 2003 through June 30, 2004, with an automatic renewal for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Family Service Agency in an amount not to exceed \$5,000 to provide mental health services from the date of signing through June 30, 2004. (Mental Health)

Approved and authorized the Chairman to sign an application/agreement with the California Department of Health Services to electronically bill for Medi-Cal services provided by its California Children's Services program. (Public Health)

Approved and authorized the Chairman to sign a contract amendment with the University of California, Davis to allow the contractor to purchase two laptop computers to facilitate the provision of Northern Regional Welfare Consultant services for the period September 9, 2003 through June 30, 2004. (Social Services)

Adopted Resolution No. 2004-39, which approves and authorizes the Chairman to sign an amendment to the contract with the California Department of Rehabilitation retaining the term of July 1, 2003 through June 30, 2004 and reducing the maximum compensation amount by \$46,330 (for a total of \$153,670) for Fiscal Year 03-04 to provide employment services for people with mental illness. (Social Services-Opportunity Center)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign a contract with Far Northern Regional Center in the amount of \$95,616 for the period April 1, 2004 through March 31, 2005 to provide transportation services to Opportunity Center clients at such times and places when alternate transportation is not readily available. (Social Services-Opportunity Center)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the West Central Landfill Phase II Unit 3 Expansion Project and record it within ten days of actual completion of the work. (Public Works)

Approved and authorized the Chairman to release the securities guaranteeing faithful performance and payment for Parcel Map No. 99-013, Lindsay (Palo Cedro area). (Public Works)

Approved and authorized the Chairman to sign an agreement with LPA, Inc. in an amount not to exceed \$1,390,000 to provide architectural engineering services for the Shasta County Library-Redding Main Project from the date of signing through December 31, 2007. (Public Works)

Adopted Resolution No. 2004-40, which approves the discharge of accountability for certain fixed assets. (Public Works)

(See Resolution Book No. 45)

Adopted Resolution No. 2004-41, which authorizes the Department of Resource Management to apply for the City/County Payment Program funds for beverage container recycling and litter abatement programs in the amount of \$28,619 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake, appoints the Director of Resource Management as the agent for Shasta County for the purposes of the Program, authorizes the Department of Resource Management to include program expenditures in the Fiscal Year 04-05 budget, and authorizes the Auditor-Controller to pay claims for said expenditures. (Resource Management-Community Education Division)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an agreement with California Broadcasting, Inc., KRRC Channel 7 in the amount of \$3,020 for the period March 1, 2004 through March 28, 2004 for 52 thirty-second television commercials to provide information to homeowners on the importance of providing a defensible space around their homes. (County Fire)

9:05 a.m.: The Board of Supervisors recessed and convened as the Shasta County Redevelopment Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

SHASTA COUNTY REDEVELOPMENT AGENCY

Supervisor Clarke pulled for discussion the item which requested the Board of Directors of the Redevelopment Agency adopt a resolution which amends the SHASTECH Redevelopment Project budget for Fiscal Year 03-04 to approve a loan not to exceed \$300,000 from the SHASTECH Housing Set-Aside Fund to the SHASTECH Capital Fund to assist with land acquisition for the Shasta County Veterans' Home. In response to question from Supervisor Clarke as to whether the land for the Veterans' Home was donated and whether taxpayers should purchase additional land, CAO Latimer noted that although 40.8 acres of land was donated for the site, approximately 15 acres was allocated for wetlands mitigation, flood plain, and future street rights of way, leaving 26.2 acres for the site. In order to meet State requirements for the site, an additional 10 acres has been located at a cost of \$300,000. Supervisor Clarke noted that she would be unable to support the staff recommendation unless an appraisal is done and the land offer made on a contingency basis (the land being purchased only if the Veterans' Home is built). Following further discussion, by motion made, seconded (Kehoe/Clarke), and unanimously carried the Board of Supervisors deferred action until such time as a more comprehensive report on the requested action can be presented.

9:10 a.m.: The Shasta County Redevelopment Agency adjourned, and the Board of Supervisors reconvened.

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: SEXUAL ASSAULT AWARENESS MONTH

At the recommendation of RESPECT Coordinator Linda Toney Cadd and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2004 as Sexual Assault Awareness Month in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on the Veterans' Cemetery, noting that several County representatives met last week with the State Department of Veteran Affairs and reached agreement on the remaining issues: Shasta County will supply five work-release inmates to provide maintenance services, re-address the road maintenance issue after ten years, and pay up to \$7,500 annually for water service to the cemetery.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES

HUMAN RESOURCES DIVISION

SALARY ADJUSTMENT

DIRECTOR/ASSISTANT DIRECTOR OF RESOURCE MANAGEMENT
SALARY RESOLUTION NO. 1249

Support Services Director Joann Davis explained that the Personnel Division recently conducted two failed recruitments for the Assistant Director of Resource Management. The Resource Management Department has requested that the salary for the position be increased to attract more qualified applicants, and Personnel now recommends a 20 percent increase in salary based on market trends. Ms. Davis noted, however, that a 20 percent increase would place the Assistant Director's salary extremely close to that of the Director of Resource Management.

Supervisor Fust noted that it may be difficult to justify an other increase in addition to the salary increased recently given to department heads and assistant department heads. Supervisor Clarke noted that a salary increase may be necessary, but perhaps not 20 percent. Supervisor Clarke made a motion to adopt a salary resolution which increases the salary of the Assistant Director of Resource Management by 12 percent; and directed staff to try another recruitment and return to the Board of Supervisors at a later date with a comparison of other department head salaries and a recommendation of how to address the issue in the future.

Supervisor Fust explained that he could support an increase of 10 percent. Director of Resource Management Russ Mull noted that the Resource Management Department will be severely impacted in the next few years by the upcoming retirements of its division heads. Supervisor Hawes said that Shasta County needs to be prepared for the future and take proper steps at this time.

Supervisor Clarke amended her previous motion to provide a 10 percent salary increase rather than 12 percent, and Supervisor Fust seconded the motion. The motion failed by the following vote:

AYES: Supervisors Fust and Clarke
NOES: Supervisors Kehoe, Hawes, and Wilson

Supervisor Hawes explained that he could not support the 10 percent salary increase as he did not think it would be enough of an increase.

By motion made, seconded (Clarke/Wilson), and carried, the Board of Supervisors adopted Salary Resolution No. 1249, which increases the salary of the Assistant Director of Resource Management by 15 percent; and directed staff to try another recruitment and return to the Board of Supervisors at a later date with a comparison of other department head salaries and a recommendation of how to address the issue in the future. The vote was as follows:

AYES: Supervisors Hawes, Wilson, and Clarke
NOES: Supervisors Kehoe and Fust

Supervisors Kehoe and Fust voted no as they could not support a 15 percent increase.
(See Salary Resolution Book)

HEALTH AND WELFARE

PUBLIC HEALTH

PUBLIC HEALTH ADVISORY BOARD
APPOINTMENTS
AMENDMENTS TO BY-LAWS
YEAR-END REPORT

Public Health Advisory Board Co-Chair Cindy Dodds presented the year-end report of the Advisory Board and discussed the proposed changes to the Board's by-laws.

At the recommendation of Public Health Director Marta McKenzie and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding the Public Health Advisory Board: Appointed John Coe, M.D. for a three-year term to expire March 2007; appointed Cassandra Ryan to fill an unexpired term to March 2005; reappointed Dean Germano and Cindy Dodds for three-year terms each to expire March 2007; and approved amendments to the by-laws.

10:10 a.m.: The Board of Supervisors recessed and convened as the Governing Body of the Shasta Psychiatric Hospital.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

GOVERNING BODY OF THE SHASTA PSYCHIATRIC HOSPITAL

PROPOSED CLOSURE OF THE SHASTA PSYCHIATRIC HEALTH FACILITY

Mental Health Director Dr. Don Kingdon acknowledged and thanked the Board of Supervisors, the Mental Health Board, and the Shasta Psychiatric Health Facility Community Committee for the support and commitment they have shown in recommending actions to be taken regarding the Shasta Psychiatric Health Facility. He explained that any transition must meet four goals:

1. Safe, quality care;
2. Access at the point of need;
3. Flexibility for a changing future; and
4. Financial responsibility.

This transition will occur only as alternatives are available that meet these goals. The Mental Health Department will make every effort to sustain its staff and contract partners too see patients through this time of crisis.

Leila Nankervis requested that whatever date the Psychiatric Health Facility closes, there be an action plan already in place and that the transition will be seamless.

Patricia Burrell expressed her hopefulness that the transition will be seamless and smooth and questioned whether all possible funding sources within Shasta County had been exhausted.

Sue Adams stated that she and her colleagues at Mental Health are dedicated to treating the mentally ill in whatever environment they may be.

Tish Harris, Community Committee Member/Anderson Chief of Police Neil Purcell, and Chris Bradford requested the Board of Supervisors make sure a plan is in place before closing the Facility.

Community Committee Member Flora Pearson supported Dr. Kingdon and his plan to close the Facility and keep the outpatient clinic open.

Community Committee Member/United Advocates for Children in California President Cindy Bither-Bradley supported Dr. Kingdon's plan and expressed her hope for true shared decision-making with families and consumers.

Community Committee Member/Shasta National Alliance for the Mentally Ill (NAMI) President Marge Hall requested that the Board of Supervisors take the recommendations of the Community Committee into consideration.

Linda Sharp expressed her concern that if the Facility is closed, there will be no safe place to fall back on.

Dr. Kingdon noted that although he is asking for the authority to close the Facility, the closure will be accomplished in a planned and organized manner, and he will enter into negotiations with providers, contractors, and the three hospitals and move ahead with a plan that promotes change. The transition may take days, weeks, or even months.

Supervisor Clarke noted that necessary partnerships with private institutions to ease the transition will be unable to be put in place before the direction is given to close the Facility.

Supervisor Kehoe noted that the recommendations provided by the Community Committee give a higher level of security and confidence than the plan as recommended by the Mental Health Plan.

By motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors took the following actions: In order to assure the safe patient transition and adequate notice to staff, recommended closure of the Shasta Psychiatric Hospital on June 30, 2004 or sooner if staffing levels or state and federal requirements can no longer be met; directed the Mental Health Department to make proper notifications to state and federal licensing and certification agencies; and directed the Mental Health Department to work with the Shasta County Mental Health Board not less than monthly to monitor the implementation of the patient transition plan. Supervisor Kehoe voted no as he supports the recommendations as provided by the Community Committee.

Poll of vote: AYES: District 2/Fust
District 3/Hawes
District 4/Wilson
District 5/Clarke

NOES: District 1/Kehoe

10:50 a.m.: The Governing Body of the Shasta Psychiatric Hospital adjourned, and the Board of Supervisors reconvened.

HEALTH AND WELFARE

MENTAL HEALTH

PROPOSED CLOSURE OF THE SHASTA PSYCHIATRIC HEALTH FACILITY

At the recommendation of Mental Health Director Dr. Don Kingdon and by motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors ratified the following actions of the Governing Body of the Shasta Psychiatric Hospital: In order to assure the safe patient transition and adequate notice to staff, recommended closure of the Shasta Psychiatric Hospital on June 30, 2004 or sooner if staffing levels or state and federal requirements can no longer be met; directed the Mental Health Department to make proper notifications to state and federal licensing and certification agencies; and directed the Mental Health Department to work with the Shasta County Mental Health Board not less than monthly to monitor the implementation of the patient transition plan. Supervisor Kehoe voted no.

SOCIAL SERVICES

REPORT ON GENERAL ASSISTANCE PROGRAM STANDARD OF NEED

Social Services Director Del Skillman reported that in March 2004, the General Assistance Program was reduced to \$297 per months, which eliminates a projected budget shortfall of \$44,000 and aligns Shasta County with surrounding county general assistance programs.

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors accepted the report on the General Assistance Program Standard of Need.

PUBLIC WORKS

**AGREEMENT: J.F. SHEA COMPANY, INC.
McARTHUR ROAD AT FALL RIVER BRIDGE**

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors awarded to the low bidder, J.F. Shea Company, Inc., on a unit-cost basis, the contract for the McArthur Road at Fall River Bridge project in the amount of \$1,502,487.

11:00 a.m.: Chairman Hawes recused himself due to a conflict of interest because of his ownership of a mitigation bank in this area and left the hearing room. Vice Chairman Kehoe presided.

KNIGHTON ROAD EXTENSION PROJECT
VALLEY ELDERBERRY LONGHORN BEETLE MITIGATION PLAN

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors took the following actions regarding the Knighton Road Extension Project Valley Elderberry Longhorn Beetle Mitigation Plan: Directed the Auditor-Controller to establish an interest-bearing trust fund in the amount of \$335,000 for the Plan; and approved the budget for 2003-04.

11:02 a.m.: Chairman Hawes returned to the room and presided.

SCHEDULED HEARING

RESOURCE MANAGEMENT

PLANNING DIVISION

11:03 a.m.: Supervisor Kehoe recused himself due to his association with the U.S. Forest Service and the U.S. Forest Service's amendment of the University of California's Special Use Permit.

PARTIAL WILLIAMSON ACT CANCELLATION
BIDWELL RANCHES, INC.
RESOLUTION NO. 2004-42

This was the time set to consider the request of Bidwell Ranches, Inc. to cancel a portion of the Williamson Act Contract for a 512-acre ranch in the Hat Creek area. Senior Planner John Stokes presented the staff report and recommended approval of Mr. Bidwell's request for partial cancellation of the Contract. He explained that 72.4 acres of land will be leased to the University of California to expand the Hat Creek Observatory. Mr. Stokes also noted that since the request to withdraw acreage from the Williamson Act Contract is in the public's best interest, there is no need for the Board of Supervisors to approve a partial non-renewal of the Contract.

The public hearing was opened, at which time no one spoke for or against the request, and the public hearing was closed.

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors recognized the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration as adopted by the University of California; adopted Resolution No. 2004-42, which certifies the cancellation fee of \$8,600 and approves tentative cancellation of a portion of the Williamson Act contract for 72.4 acres of a 512-acre ranch; and approved and authorized the Chairman to sign an amended Williamson Act Contract.

11:08 a.m.: Supervisor Kehoe returned to the room.

WORKSHOP

PUBLIC WORKS/RESOURCE MANAGEMENT

ILLEGAL DISPOSAL OF SOLID WASTE ON PRIVATE AND PUBLIC PROPERTY

Resource Management Director Russ Mull noted there is often a problem with residents disposing of solid waste on private and public property. He introduced Public Works Director Pat Minturn, who noted that the County operates West Central Landfill, operates 11 solid waste transfer stations, and has franchise garbage collection in unincorporated areas. Garbage collection is available in even the most remote areas of Shasta County, and the cost is quite reasonable.

Myron Hollum of Waste Management, Inc. stated that mandatory garbage collection is not the answer; Shasta County needs to explore more enforcement.

Gracious Palmer noted that Shasta County may want to institute fines for illegal dumping.

Rick King of Waste Management, Inc. suggested that better signage informing people of penalties, in addition to additional enforcement, might help the problem.

Mel Fisher explained that many people who dump illegally cannot afford the collection or landfill fees, and adjusting fees may be the answer.

CAO Latimer expressed his appreciation for the comments received and recommended the Board of Supervisors consider putting strongly stated signs out and encouraging the Sheriff and District to enforce violations.

In response to a question from Supervisor Kehoe as to how other counties handle the issue of illegal dumping, Bill Mannell of Waste Management, Inc. explained that Butte County recently raised landfill gate fees and allocates a portion of the gate fees to each supervisor to subsidize non-profit clean-up organizations. Landfills also accept white goods, along with televisions and computer monitors, at no charge.

Tom Ghiorso of Burney Disposal noted that illegal garbage dumping has been a problem for more than 20 years, even when there was no landfill; enforcement will be a necessary component of the solution. He suggested that before building permits are signed off, permittees must show a receipt from a legitimate dump or transfer station that construction debris has been disposed of properly.

Supervisor Fust explained that the County's refuse collection and disposal ordinance contains a rebuttable presumption that if a person's name is found in garbage, it is that person's garbage, and the District Attorney can prosecute. He also noted that other workshops on this issue will be held in the future, and he recommended the Sheriff and District Attorney be invited to future workshops.

Supervisor Kehoe suggested also involving the community and having the County's federal, state, and local government employees inform law enforcement when violations are observed.

Supervisor Clarke noted that education and peer pressure are important to changing the mindset of the public; enforcement is also necessary.

Mr. Mull suggested the Board of Supervisors also invite the environmental prosecutor assigned to this area to the next workshop; Resource Management will coordinate with the Sheriff and the District the date of the next workshop. Supervisor Clarke suggested that Board of Supervisors also invite and request the input of the several private companies that have had problems with people dumping on their lands.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Millard v. County of Shasta and Vischjager v. Wallace, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss one case of anticipated litigation pursuant to Government Code section 54956.9, subdivision (c).
3. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

11:45 a.m.: The Board of Supervisors recessed to Closed Session.

1:13 p.m.: The Board of Supervisors recessed from Closed Session.

1:20 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Kehoe, and Fust, Assistant County Counsel Michael Ralston, and Deputy Clerk of the Board Linda K. Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation, as well as labor negotiations. In the matter of Millard v. County of Shasta, the Board of Supervisors unanimously approved a Compromise and Release Agreement in the amount of \$75,000, less credit for permanent disability advances previously paid. In the matter of Vischjager v. County of Shasta, the Board of Supervisors, with Supervisor Hawes recused, authorized referral of the matter to Brickwood Law Firm for defense purposes. No other reportable action was taken.

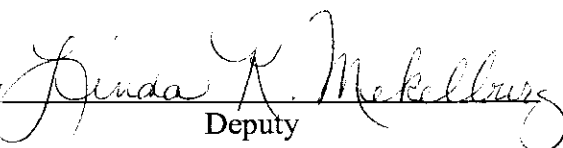
1:21 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 6, 2004

REGULAR MEETING

9:01 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda K. Tracy

INVOCATION

Invocation was given by Pastor Jim Wilson, Pray NorthState.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Russ Wade spoke regarding implausible air credits and warned the members of the Board of Supervisors not be fooled by Knauf Fiberglass facility's alleged attempt to purchase air credits.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE

MEMORANDUM OF UNDERSTANDING
NORTHERN CALIFORNIA VETERANS CEMETERY

Supervisor Kehoe requested, since Senator Johannesson, Assemblyman LaMalfa, and many members of the public were present regarding the Northern California Veterans Cemetery, that the matter be pulled from the regular agenda and heard at this time.

County Administrative Officer (CAO) Doug Latimer advised that on March 18, 2004 he and Supervisors Wilson and Fust, Assistant County Counsel Mike Ralston, and Public Works Director Pat Minturn met with the new Secretary of Veterans Affairs Tom Johnson and his staff, at which time an agreement was reached for a Memorandum of Understanding (MOU). Instead

of the State having to have a full-time maintenance mechanic on staff, Public Works Director Minturn volunteered that Public Works could do the work at their cost, saving the State approximately \$92,000.

Supervisor Wilson was recognized for her work on the project to obtain a Veterans Cemetery in Shasta County for 16 years. CAO Latimer also thanked those who had been instrumental in making the Veterans Cemetery be successful. These included Senator and Secretary of Veterans Affairs Maurice Johannessen, Congressman Wally Herger, Senator Aanested, Assemblyman Doug La Malfa, Public Works Director Pat Minturn, Sheriff Jim Pope, and the staff of all their offices. Supervisor Wilson acknowledged the members of the Veterans Cemetery Advisory Committee.

Senator Johannessen spoke regarding that he and past Assemblymember Tom Woods wrote the legislations together. Senator Johannessen clarified that the Veterans Cemetery is the State cemetery, located in Shasta County. Supervisor Wilson thanked Senator Johannessen for his many years of assistance.

Assemblyman Doug La Malfa stated that he has been happy to facilitate many of the meetings. He thanked the many individuals who have helped in this project.

Shasta Regional Community Foundation Executive Director Kathy Anderson advised that the Community Foundation will establish a trust fund to fund Shasta County's share of water costs for the cemetery. The amount of \$200,000 is to be housed in perpetuity so that it will generate approximately \$7,500 for the water costs. These funds would grow over time to meet additional costs for water. If the legislature reestablished full payment for the water fund, then the Foundation's fund could be used for other things outside the normal funding.

By motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a Memorandum of Understanding (MOU) with the State Department of Veterans Affairs regarding maintenance of the Northern California Veterans Cemetery effective the date of signing through April 5, 2014, with automatic ten-year renewal periods.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes pulled from the Consent Calendar the minutes of March 23, 2004 for correction.

Supervisor Kehoe pulled from the Consent Calendar for discussion the matter regarding the purchase of a new patrol boat for the Sheriff's Office Boating Safety Unit.

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

A correction to the March 23, 2004 Board of Supervisors minutes is to be made on page 76 under SUPPORT SERVICES - HUMAN RESOURCES DIVISION, fifth paragraph, to correct the names of the supervisors on the motion. It should be corrected to read: "AYES: Supervisors Hawes, Wilson, and *Clarke*, NOES: Supervisors Kehoe and Fust."

Supervisor Kehoe spoke regarding the purchase of a patrol boat for the Boating Safety Unit of the Sheriff's Office. He noted that in the afternoon session, the Fire Department is contemplating purchasing two boats also, which are called "rescue boats." Supervisor Kehoe questioned whether there is any coordination between the two departments, and whether it is necessary to purchase three boats. Undersheriff Larry Schaller reported that the boat for the Sheriff's Office is a replacement boat for one that is eleven years old, used at the lake. This purchase has been coordinated by County Purchasing in terms of the bids. Chairman Hawes

stated that the Sheriff's boat is used for patrol purposes on the lake, the Fire Department's boats will be used for rescue.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$409,688.55 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on March 23, 2004, as amended. (Clerk of the Board)

Reappointed Al Friesen, Jerry Nash, and Billy Sutter, Jr. to the Board of Building Appeals for two-year terms to expire December 2006. (Clerk of the Board)

Reappointed Linda Arenchild (as recommended by District 1 Supervisor Kehoe) and Mana Davis (as recommended by District 5 Supervisor Clarke) to the Commission on Aging for two-year terms to expire January 2006. (Clerk of the Board)

Reappointed Linda Arenchild and Mana Davis to the Shasta County Long Term Care/Adult Day Health Care Council to two-year terms to expire January 2006. (Clerk of the Board)

Reappointed Sam Major, Chris Kutras, Mark Lascelles, Richard Thompson, and Larry Fredrickson to the Economic Development Corporation for two-year terms to expire January 2006. (Clerk of the Board)

Reappointed William Meek to the Law Library Board of Trustees for a one-year term to expire January 2005. (Clerk of the Board)

Reappointed Dr. Andrew Deckert, Karen Kratzer, Barbara Lapp, Del Skillman, Judie Englesby-Smith, and Maxine Wayda to the Shasta Children and Families First Commission for one-year terms to expire January 2005. (Clerk of the Board)

Reappointed Jeff Cummings and Janet Tyrrel to the Shasta County Solid Waste Hearing Panel to two-year terms to expire January 2006. (Clerk of the Board)

Reappointed Steve Foster, Brian Gartner, and Robert McCullough to the Well Standards Advisory Board for two-year terms to expire January 2006. (Clerk of the Board)

Adopted Policy Resolution No. 2004-2 which approves revisions to Administrative Policy 8-103, Fleet Management Program; and authorized Fleet Management to account for the payment of a multi-year software licensing agreement proportionally in Fiscal Years 03-04 and 04-05. (Support Services-Fleet Management Division)

Approved the award of Bid No. 03-10 to Boulton Powerboats Incorporated in the amount of \$51,132.51 for the purchase of a new patrol boat for the Sheriff's Office Boating Safety Unit. (Support Services-Purchasing Division)

Approved and authorized the Chairman to sign a renewal agreement with the State Department of Mental Health allocating \$980,747 to allow Mental Health to operate the Managed Mental Health Care Plan for Medi-Cal eligible residents for Fiscal Year 03-04. (Mental Health)

Approved and authorized the Chairman to sign an agreement with the State Department of Mental Health to provide State Hospital services for Fiscal Year 02-03. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the Fiscal Year 03-04 agreement with Shasta County Women's Refuge to authorize advance payment of up to 25 percent (\$18,750) of the maximum compensation amount of \$75,000 for CalWORKs domestic violence services. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an amendment to the agreement with Kitchell CEM in the amount of \$34,650 (for a total not to exceed \$1,468,975) to provide additional special testing and inspection services for the Administration Center project. (Public Works)

Took the following actions regarding the Resource Management Permit Center Addition: (1) Found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA), and authorized the Director of Public Works to sign a Notice of Exemption; (2) approved plans and specifications, and directed the Director of Public Works to advertise for bids; and (3) authorized opening of bids on or after May 21, 2004 at 11 a.m. (Public Works)

Authorized the Director of Public Works to release securities guaranteeing faithful performance (in the amount of \$50,000) and payment (in the amount of \$25,000) for Parcel Map No. 02-006, Lamb (west Redding area). (Public Works)

REGULAR CALENDAR

PRESENTATION

STILLWATER BUSINESS PARK

City of Redding Administrative Services Director Randy Bachman provided an update on the Stillwater Business Park project. This project was conceived in 1999 due to the issue of the lack of "ready-to-go" industrial sites in which businesses can be recruited. The Stillwater Business Park is located on the east side of the municipal airport.

Mr. Bachman stated that there are basically three types of significant transportation links that are important for a business industrial park to have access to: rail, air traffic, and interstate access. The Stillwater Business Park project meets the air and interstate access.

It is proposed to use one-fifth of the industrial property area for building area. The project is 678 acres, with 250 acres set aside into open space. There is approximately 80 acres of wetlands. The area offers much beauty in the surrounding area. Mr. Bachman stated that with the size of the property, and the estimated building sites, there is an estimate of approximately 7,500 jobs available.

Mr. Bachman requested the Members of the Board of Supervisors to allow the Shasta County Director of Public Works Pat Minturn to attend the meetings of the project team that meet every three weeks. His attendance would be to represent the County and participate, and give the benefit of his experience.

BOARD MATTERS

APRIL 2004 EMPLOYEE OF THE MONTH
EXECUTIVE ASSISTANT LINDA COPLEN
RESOLUTION NO. 2004-43

At the recommendation of Director of Social Services Del Skillman and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-43, which recognizes Executive Assistant Linda Coplen as Shasta County's April 2004 Employee of the Month.

(See Resolution Book No. 45)

PROCLAMATION: FAIR HOUSING MONTH

At the recommendation of Director of Housing/Community Action Programs Larry Lees and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation designating April 2004 as Fair Housing Month in Shasta County.

PROCLAMATION: CHILD ABUSE PREVENTION AWARENESS MONTH

At the recommendation of Director of Social Services Del Skillman and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation designating April 2004 as Child Abuse Prevention Awareness Month in Shasta County; and received an annual report of activities from the Shasta County Child Abuse Prevention Coordinating Council.

PROCLAMATION: VICTIM/WITNESS ASSISTANCE MONTH

At the recommendation of District Attorney Jerry Benito and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2004 as Victim/Witness Assistance Month in Shasta County.

PROCLAMATION: NATIONAL CRIME VICTIMS' RIGHTS WEEK IN SHASTA COUNTY

At the recommendation of District Attorney Jerry Benito and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 18-24, 2004 as National Crime Victims' Rights Week in Shasta County.

10:35 a.m.: The Board of Supervisors recessed to the front steps of the Shasta County Courthouse to attend a ceremony in recognition of Crime Victims' Rights Week.

11:00 a.m.: The Board of Supervisors reconvened.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County including a report on the realignment program that was instituted several years ago that included the "poison pill" that if any County sued the State successfully that the Vehicle License Fees (VLF) realignment process would cease. San Diego County sued and won their case against the State, so basically the Department of Motor Vehicles has ceased sending the vehicle license fees to the State so that the State could distribute them for realignment to the Public Health, Mental Health, and Social Services departments. There may be

some urgency legislation worked out that the State may be able to release those monies, but several Counties are struggling with cash flow problems.

Supervisor Fust advised that he and Supervisor Clarke had attended the 2004 National Forest Counties and Schools Coalition Conference recently. Supervisor Fust brought back information about illegal dumping. In Clackamas County, Oregon, a program has been set up through Bureau of Land Management, the U.S. Forest Service, and certain landowners, which creates a fund used for the arrest and prosecution of individuals that are found to have participated in illegal dumping. Supervisor Fust asked Director of Resource Management Russ Mull to contact the "Dump Stoppers," to obtain information that may be helpful for Shasta County to initiate such a program.

Supervisor Fust reported further on a meeting with Regional Forester Jack Blackwell and Shasta-Trinity National Forest Supervisor Sharon Heywood to come before the Board of Supervisors to provide an update. Ms. Heywood's office had called to schedule her to come before the Board on April 20, 2004. Mr. Blackwell will be before the Board on October 26, 2004.

Supervisor Kehoe advised that the Public Health Advisory Board conducted their second annual Excellence in Public Health Awards.

Supervisor Clarke spoke of the PILT Payments (Payments in Lieu of Taxes) dealt with by Regional Council of Rural Counties (RCRC) and National Association of Counties (NACo). The money is in the budget for full payment of PILT payments. Supervisor Clarke stated that the Board of Supervisors should send a letter to members of the Senate and Congress to assure that the language in a House resolution goes forward.

Supervisor Clarke shared a video "FOREST WITH A FUTURE," which told about introducing fire into our atmosphere in order to save communities and stop the devastating forest fires. Supervisor Clarke reemphasized that, if handled properly, it is a renewable resource if managed properly.

Supervisor Hawes advised he attended the Basic Control Council meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE/GRAND JURY

LIMITED SCOPE MANAGEMENT AUDIT SHASTA COUNTY AUDITOR-CONTROLLER'S OFFICE

Budget Officer Kim Pickering presented a report reviewing the Limited Scope Management Audit of the Shasta County Auditor-Controller's Office prepared by the Harvey Rose Accountancy Corporation concerning components such as an evaluation of the organizational structure, the accounts payable processing, financial data management and control, staff development and training, and communication with other departments. Ms. Pickering stated that the audit included recommendations which focus on five general areas: financial oversight, purchasing and accounts payable processes, employee retention, Board's claims, and the Shasta County cost allocation (A87 plan). By motion made, seconded (Clarke/Kehoe) and unanimously carried, directing implementation of the recommendations supported by the County Administration Office.

HEALTH AND WELFARE

HOUSING AND COMMUNITY ACTION PROGRAMS

RECORDS RETENTION SCHEDULE
RESOLUTION NO. 2004-44

At the recommendation of Director of Housing/Community Action Programs Larry Lees and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-44, which establishes a records retention schedule for the Department of Housing and Community Action Programs.

(See Resolution Book No. 45)

MENTAL HEALTH

MENTAL HEALTH BOARD ANNUAL REPORT

Shasta County Mental Health Board Chairman Terrance Starr presented the annual report and introduced other members of the Board who gave presentations on their committees. Members introduced were Mary Rickert, David Talbott, Susan Wilson, and Marge Hall.

SOCIAL SERVICES

BANK OF AMERICA DEBIT CARDS
CHILDREN AND FAMILY SERVICES-RELATED
EMERGENCY TRAVEL EXPENSES

At the recommendation of Deputy Director of Social Services Barbara McKend and by motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors approved the purchase of Bank of America debit cards to pay for Children and Family Services-related emergency travel expenses; and authorized the Auditor-Controller to pay claims associated with the purchase of the cards.

LAW AND JUSTICE

PROBATION

BUDGET AMENDMENT

At the recommendation of Chief Probation Officer James Kuhn and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved a budget amendment increasing Juvenile Hall appropriations and revenue by \$121,000, decreasing Probation appropriations by \$85,000, and moving \$85,000 in General Fund monies from Probation to Juvenile Hall.

RESOURCE MANAGEMENT

COMMUNITY EDUCATION SECTION

**AGREEMENT: CLEAN HARBORS ENVIRONMENTAL SERVICES, INC.
HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENTS**

At the recommendation of Staff Services Manager Resource Management Ronnie Taddei and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Clean Harbors Environmental Services, Inc. in an amount not to exceed \$60,424 to provide assistance in conducting four household hazardous waste collection events from the date of signing through June 30, 2004.

12:15 p.m.: The Board of Supervisors recessed and convened as the Shasta County Housing Authority.

SCHEDULED HEARING

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY HOUSING AUTHORITY

**ANNUAL REPORT AND CERTIFICATION OF COMPLIANCE
HOUSING AUTHORITY RESOLUTION NO. 2004-2**

This was the time set to conduct a public hearing regarding the Shasta County Housing Authority's annual plan and to discuss the Certification of Compliance.

The public hearing was opened, no one spoke for or against the proposal, and the hearing was closed.

At the recommendation of Housing Director Larry Lees and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted the annual plan for the Shasta County Housing Authority as required by the Department of Housing and Urban Development; and adopted Housing Authority Resolution No. 2004-2, which authorizes the Chairman to sign the Certification of Compliance.

(See Housing Authority Resolution Book)

12:20 a.m.: The Shasta County Housing Authority adjourned and reconvened as the Board of Supervisors.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c),
2. Confer with its counsel to discuss the appointment of a public employee (Public Defender), pursuant to Government Code section 54957.

3. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

12:25 p.m.: The Board of Supervisors recessed to Closed Session.

1:15 p.m.: The Board of Supervisors recessed from Closed Session.

1:31 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, Hawes, and Clarke, County Counsel Karen Jahr, and Chief Deputy Clerk of the Board Glenda K. Tracy present. Supervisor Wilson was absent.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session. By unanimous vote, the Board of Supervisors took the following action: to hire Neal Pereira, at the "F" step, as Public Defender.

No additional reportable action was taken.

PUBLIC WORKS

TITLE II/III TIMBER RECEIPT FUNDS PROJECTS

1:32 p.m.: Supervisor Kehoe recused himself due to a conflict and left the room.

Deputy Director of Public Works Daniel Kovacich presented an overview of Title II/III (timber receipt funds) projects.

Public Works Accountant Auditor II Susan Crowe gave a presentation on Secure Rural Schools and Self-Determination Act of 2000, a supplement to increase revenue to counties with declining timber receipts through the U.S. Forest Service. Ms. Crowe told of the purpose of the Resource Advisory Committee (RAC), which is to improve relationships between the land management agencies, the Forest Service, and the counties for the purpose to improve the health of the forest.

Shasta County Fire Safe Council Coordinator Barbara Camacho and District Manager of the Western Shasta Resource Conservation District (WSRCD) Mary Schroeder told many dates the RAC is scheduled to have their project displayed in the area in the near future.

U.S. Forest Service Assistant Public Affairs Officer Mike Odle, Liaison to RAC provided an update on more recent grants that are pending. Mr. Odle told of various projects and their status.

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors authorized the reserve of 15 percent of the full payment for forest projects, requests received from County Fire and Western Shasta Resource Conservation District for Fiscal Year 04-05 Title III projects; and reserved the remainder of the 15 percent amount for Title II projects to be selected by the Resource Advisory Committee.

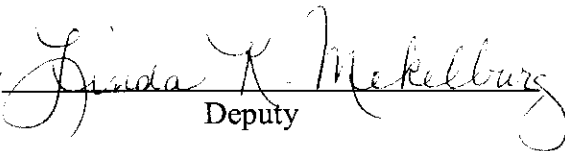
1:55 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 13, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda K. Tracy

INVOCATION

Invocation was given by Pastor Bonnie Daniels, All Nations New Harvest Christian Center.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Celeste Draisner encouraged all to send letters to the troops. She stated that the Knauf Fiberglass facility's Environmental Impact Report (EIR) has been released to the public, and there is a California Environmental Quality Act (CEQA) deadline of April 26, 2004. Ms. Draisner advised that the report is available online or may be purchased from the Air Quality Management District. She asked citizens to read the EIR and comment on it.

John Cleckner, spoke regarding the proposed Veterans' Home, asking the Supervisors to approve the agenda item for the loan acquisition for the Shasta County Veterans' Home. He thanked the Board of Supervisors for their support and apologized to Supervisor Clarke for comments that he had recently made in an e-mail.

Sharon Brandon asked the Board of Supervisors to do more to see if the Shasta County Psychiatric Facility could remain open. She expressed concern for the mentally ill and the minimal amount of training given to the police officers and others who would be dealing with the individuals who will need future treatment.

CONSENT CALENDAR

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

Adopted the Shasta County Legislative Platform for calendar years 2004-05. (Administrative Office)

Authorized the issuance of warrants totaling \$103,459.12 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$2,968.12 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on April 6, 2004, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with Eastfield Ming Quong Children and Family Services, Inc. in an amount not to exceed \$85,000 annually to provide residential and mental health services to Medi-Cal eligible children for the period January 3, 2003 through June 30, 2004, with an automatic renewal for two additional one-year periods. (Mental Health)

For Tract 1876, Four Star Estates, Phase 1 subdivision (West Cottonwood area); approved the final map for filing; accepted on behalf of the public, offers of dedication for public roads, public utility easements, and access rights; adopted Resolution No. 2004-45 to consent to offers of dedication for private roads or for any other public use; and approved and authorized the Chairman to sign an agreement with the developer for completion of improvements, and accept securities for faithful performance in the amount of \$109,289. (Public Works)
(See Resolution Book No. 45)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: RETIREMENT PLAQUE
ASSISTANT DIRECTOR OF RESOURCE MANAGEMENT JAMES COOK

The Board of Supervisors presented a plaque expressing appreciation to Assistant Director of Resource Management James Cook on the occasion of his retirement after more than 32 years of County service.

PRESENTATION: CERTIFICATE OF RECOGNITION
2003 RSVP VOLUNTEER OF THE YEAR CECIL STINSON

Director of Housing and Community Action Programs Larry Lees spoke of the 22 years of volunteer work done by Cecil Stinson. The Board of Supervisors presented a Certificate of Recognition to Cecil Stinson, recognizing him as the RSVP Volunteer of the Year for 2003.

BOARD MATTERS**PROCLAMATION: VOLUNTEER WEEK**
APRIL 18-24, 2004

At the recommendation of Director of Housing and Community Action Programs Larry Lees and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation designating April 18-24, 2004 as Volunteer Week in Shasta County.

PROCLAMATION: THE WEEK OF THE YOUNG CHILD
APRIL 18-24, 2004

At the recommendation of Supervisor of Early Childhood Services Jolene Thomas and by motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation designating April 18-24, 2004 as The Week of the Young Child in Shasta County.

PROCLAMATION: SAFETY SEAT CHECKUP WEEK
APRIL 18-24, 2004

At the recommendation of SafetyBeltSafe U.S.A. and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation designating April 18-24, 2004 as Safety Seat Checkup Week in Shasta County.

GENERAL GOVERNMENT**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, advising that Legislative Analyst Elizabeth Hill continues to advocate on behalf of counties in Sacramento. California State Association of Counties (CSAC) has taken a position that they support her solution and insist that this must be a one or two year solution, not a permanent reduction in property taxes. They are proposing that a meeting with the City's special district and redevelopment agencies that it be a one-time shift of approximately \$816 million as opposed to the proposed \$1.3 million.

CAO Latimer stated that until the realignment "poison pill" every county will continue to spend funds in Public Health and Mental Health, unless the Department of Motor Vehicles (DMV) is ordered to release those funds.

The Governor's Juvenile Justice Commission is meeting and considering the fact that only two percent of those in the state that are in the juvenile justice system go to the Youth Authority. They are considering realigning that system and possibly returning some of the funds to the counties to handle it at the local level.

Elections continues to be issue of concern. Secretary of State Kevin Shelley is scrutinizing one of the vendors of the election machines. There will be hearings on April 21-22, 2004. The results may cause counties to dispose of the election equipment purchased at the November 2003 election.

Supervisor Kehoe advised that during the week of April 19-24, 2004, in conjunction with the Clean-A-Thon and Earth Week, the City of Redding is offering Redding residents to dispose

of one free pick-up load of household garbage and bulky items, such as couches, furniture and mattresses at the City's transfer station during that week.

Supervisor Fust stated that he and Namaste of Namaste Productions have worked together to make a two-minute public service announcement regarding illegal dumping, which will be shown repeatedly following the broadcast of the Board of Supervisors meetings, on all the cable channels.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES-FLEET MANAGEMENT DIVISION

BUDGET TRANSFER

At the recommendation of Support Services Director Joann Davis and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors took the following actions regarding the purchase of a replacement vehicle for Resource Management - Building Division: approved a budget transfer recognizing \$10,991.34 in replacement funds transferable to a fixed asset fund; and recognized \$9,871 in an inter-fund transfer from the Building Division for purchase of the replacement vehicle transferable to the fixed asset fund.

9:40 a.m.: The Board of Supervisors recessed and convened as the Shasta County Redevelopment Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY REDEVELOPMENT AGENCY

Supervisor Clarke spoke to clarify what occurred at the March 23, 2004 Board of Supervisors meeting. She stated that the SHASTEK Redevelopment Project was on the consent calendar. At that time, the information known to the Members of the Board of Supervisors was that the property for the Shasta County Veterans' Home had been donated. Correspondence had been received that put the Veterans' Home and the Veterans' Cemetery in some jeopardy as to its future. Based on that information, and lack of knowledge of the need for any additional land, Supervisor Clarke had pulled the item from the consent calendar for discussion regarding the potential of spending \$300,000 of taxpayers' money to purchase land for a Veterans' Home. During the March 23, 2004 meeting, discussion ensued regarding fair market value, and the use of taxpayers' money to purchase land. There appeared to have been no appraisal of the property done. Questions were raised concerning the purchase of the land without a contingency that the land would be purchased contingent of the home being built and the need for the land. Supervisor Clarke stated that Supervisor Kehoe concurred with the fact that there were questions that needed to be answered and made a motion to continue the item until those questions would be answered.

Supervisor Hawes stated that he was surprised with having been given 40.8 acres and having lost many acres to wetlands, additional property would have to be acquired.

Redding Redevelopment Agency Executive Director Kurt Starman gave a report regarding the SHASTEK Redevelopment Project Technical Committee's recommendation. In response to Supervisor Hawes' comments regarding the donation of the acres of wetlands, Mr. Starman informed the Board of Supervisors that the donor, Thomason Development, had honorable intentions in the donation of the property. It was known from the beginning of the nature of the property in terms of the gross acreage and net usable acreage. Mr. Starman stated that it is not a wetlands issue, it is Clover Creek Flood Plain, which impacts property to a large extent. In light of this knowledge, the City of Redding has reserved a right of way for a future

road extension in that area. The donor and the City of Redding were always aware that the net usable acreage was approximately 26 acres, not the gross amount, which is 40 acres.

Mr. Starman gave information that two sites had been considered that did not come to fruition, and felt it was fortunate when Thomason Development offered property on Knighton Road near the Redding Municipal Airport. As the information of the net usable acres was known, it was also known that additional property would need to be purchased. Mr. Starman stated that the adjacent property, to the north, approximately 80 acres, is owned by Keith Gardner. Mr. Starman advised that they have been working with Mr. Gardner, who resides out of state, yet he has been very cooperative and is interested in selling at least 10 acres of his piece of property. The use of City of Redding money has been chosen to be used for a Phase I analysis, hiring an appraiser to prepare an appraisal of the property, and to clear the mineral rights on the property.

Mr. Starman explained that the matter before the Board of Supervisors is to consider the possibility of the SHASTECH Redevelopment Project to acquire 10 additional acres for the Veterans' Home site that would make it more acceptable to the State. Monies are needed to clear some encumbrances on the donated property. These encumbrances include the mineral rights that were acquired by individuals in the 1950's. The State requires that the acquisition by others of the mineral rights be eliminated prior to the property being accepted by the State.

\$30,000 of assessments caused by the property being within the general assessment district that was used to pay for the Clover Creek sewer trunk line are needing to be cleared prior to the State accepting that donation.

Mr. Starman advised that Shaw & Associates have been retained to obtain an appraisal of the property, which has not been finalized.

Mr. Starman addressed the process if the Gardner property was obtained and the State chose not to accept the piece of property donated by Thomason Development. The piece of property is not to be accepted by the City of Redding from Thomason until later this year due to tax reasons, and the state has two years to accept the donated piece. Mr. Starman stated that if that should occur, SHASTECH would have the ability to dispose of the property at that time for fair market value. Another alternative would be the possibility that the property could be used to provide affordable housing.

Supervisor Wilson asked the location of the proposed property. Mr. Starman responded by stating that the donated property is on Knighton Road and the additional 10 acres is located immediately to the north. Supervisor Wilson requested that a representative from the County be included in the process on this matter.

Supervisor Fust stated there is no question that the Shasta County Board of Supervisors has been 100% behind the Veterans' Home from its inception. He further stated at the time when Mr. Thomason donated the property it became a City of Redding project. Supervisor Fust added that the County, the City of Anderson, and the City of Shasta Lake were not kept well-informed as to the processes.

Mr. Starman advised that when the City of Redding interfaces with the County, that is done through the County Administrative Officer. He stated that they have worked with CAO Latimer throughout the process and will be more active in doing so.

Supervisor Clarke commented that it is indicated in the staff report that acquired title would vest with the Redding Redevelopment Agency until the transfer of the title could go to the State. She expressed a concern that if the property was vested in the Redding Redevelopment Agency, and something should occur that the project did not go through, her concern would be that the 10-acre piece of property would be owned by the Redding Redevelopment Agency, not SHASTECH. She stated that the decision as to what would happen to that land would rest with the Redding City Council and the Redding Redevelopment Agency, and not be subject to scrutiny by the City of Anderson and the County.

Mr. Starman replied, advising that SHASTECC Redevelopment Project is not a legal entity and therefore is not able to take title to property. He stated that one of the three-partner agencies must do so. Mr. Starman voiced a commitment to the Board that to the extent they found themselves needing to dispose of the property, that the SHASTECC partners would be consulted. Mr. Starman stated it is his offer if Shasta County Redevelopment Agency would like to be the agency that would take title to the property.

Supervisor Clarke stated that the language in the documents, transferring the property, should contain language that states that that must happen. Mr. Starman said he is amenable to that and suggested that the County Administrative Officer and County Counsel prepare an inter-agency agreement for all three entities to enter into. He stated the Redding Redevelopment Agency would be willing to enter into such an agreement.

By motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors adopted Redevelopment Agency Resolution No. 2004-1, which amends the SHASTECC Redevelopment Project budget for Fiscal Year 03-04 to approve a loan not to exceed \$300,000 from the SHASTECC Housing Set-Aside Fund to the SHASTECC Capital Fund to assist with land acquisition for the Shasta County Veterans' Home, with an inter-agency agreement stating if there should be a need to dispose of the property, the SHASTECC partners would be consulted, and the Shasta County Redevelopment Agency would take title to the property.

Senator Johannessen encouraged the Members of the Board of Supervisors to be patient as this process will take an extended period of time.

(See Redevelopment Agency Resolution Book)

10:08 a.m.: The Redevelopment Agency adjourned and reconvened as the Shasta County Board of Supervisors.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Scalera v. Smith, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

10:08 a.m.: The Board of Supervisors recessed to Closed Session.

11:20 a.m.: The Board of Supervisors recessed from Closed Session.

11:25 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Fust, and Kehoe, and Chief Deputy Clerk of the Board Glenda K. Tracy present.

REPORT OF CLOSED SESSION ACTIONS

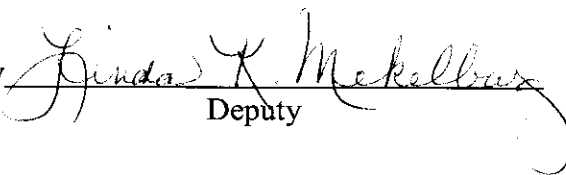
Chairman Hawes reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as labor negotiations; however, no reportable action was taken.

11:25 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 20, 2004

REGULAR MEETING

9:01 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda K. Tracy

INVOCATION

Invocation was given by Pastor Paul Tilley, Faith Tabernacle Assembly.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Dave Ritchie thanked the Members of the Board of Supervisors for their consideration on the issue of disclosures of private information of the employees and urged them to not be swayed by external forces that may cause the issue to be revisited.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Hawes pulled for discussion the item regarding a renewal agreement with Help, Inc. to provide community information and education services for the Department of Mental Health. He stated that he heard from constituents that the "800" number given for this organization is busy much of the time. County Administrative Officer (CAO) Latimer stated that Help, Inc. is a volunteer organization and there are only two telephone lines. Deputy Director of Mental Health Tim Kerwin advised that he had not heard this complaint before and would check into it. The matter was continued to the April 27, 2004 Board of Supervisors meeting to allow Mr. Kerwin to do a follow-up before the renewal agreement is brought before the Board of Supervisors.

Supervisor Kehoe pulled for discussion the item regarding the West Central Landfill Leachate Pump Replacement Project for any public input. Director of Public Works Pat Minturn

provided information as to the need of a back-up pump. No member of the public offered comment.

CONSENT CALENDAR

By motion made, seconded (Fust/Kehoe), 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 an amendment to the lease with Union Pacific Railroad Company for the parking lot on Oregon Street in Redding, extending the lease term to July 31, 2004. (Administrative Office)

Authorized the issuance of warrants totaling \$176,777.58 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$834.33 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on April 13, 2004, as submitted. (Clerk of the Board)

Reappointed Supervisor Glenn Hawes and Supervisor Patricia A. "Trish" Clarke to the Sacramento River Conservation Area Forum for two-year terms to expire May 2006. (Clerk of the Board)

Approved a Waiver of Personnel Rules Section 4.8, Work Out of Classification, for a Probation Officer II working as a Probation Officer III. (Support Services-Human Resources Division)

For the West Central Landfill Leachate Pump Replacement Project, approved plans and specifications and direct the Director of Public Works to advertise for bids, and authorized opening of bids on or after May 28, 2004 at 11 a.m. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: U.S. FOREST SERVICE

UPDATE ON SHASTA-TRINITY NATIONAL FOREST ACTIVITIES

Shasta-Trinity National Forest Supervisor Sharon Heywood gave an update regarding operations on the Shasta-Trinity National Forest. An upcoming workshop, dealing with Health Forests Initiative Implementation, timber programs, and fuels programs, is tentatively scheduled for June 8, 2004. Fire Warden Ken McLean and U.S. Forestry Service Fire Management Officer Joe Millar discussed the difference between the 30' clearance required by California Department of Forestry (CDF) and the 100' clearance required by the U.S. Forest Service.

PRESENTATION: RECOGNITION OF SHERIFF'S OFFICE VOLUNTEER GROUPS

Sheriff Jim Pope acknowledged and honored numerous volunteers who serve the Sheriff's Office. Sheriff Pope gave a report of the volunteer groups' activities.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County including considering supporting Senate Bill 1646 (Aanestad) regarding volunteer firefighters' standards. CAO Latimer introduced Fire Warden Ken McLean, who discussed the history of SB 1646 and its implications for providing safe equipment to volunteer fire companies due to Cal-OSHA.

10:00 a.m. The Board of Supervisors recessed.

10:23 a.m.: The Board of Supervisors reconvened with all Supervisors, County Administrative Officer Doug Latimer, County Counsel Karen Jahr, and Deputy Clerk of the Board Linda Mekelburg present.

CAO Latimer explained that the Board of Supervisors authorized a letter supporting Senate Bill 1646 (Aanestad) at its April 6, 2004 meeting.

CAO Latimer noted that the State Senate Appropriations Committee continues to work on the "poison pill" provision of Vehicle License Fee (VLF) funding to facilitate the release of VLF monies to counties.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES

HUMAN RESOURCES DIVISION

**AMENDMENT OF PERSONNEL RULES CHAPTER 18, LAYOFFS
RESOLUTION NO. 2004-46**

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-46, which amends Personnel Rules Chapter 18, Layoffs, to clarify recall protocols for employees laid off in 2004 and to extend the recall period from 18 to 24 months.

(See Resolution Book No. 45)

OTHER DEPARTMENTS

COUNTY FIRE DEPARTMENT

PURCHASE OF RESCUE VEHICLES

Shasta County Fire Department Division Chief Scott Holmquist presented the staff report and recommended approval.

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors took the following actions regarding the purchase of three rescue vehicles: approved and authorized an increase in the Fixed Asset Account from \$180,000 to \$201,000; approved and authorized the expenditure of funds in the amount of \$174,472 as designated by the Title III

grant; and approved the award of the bid to Innovative Coachworks in the amount of \$200,013.02.

SCHEDULED WORKSHOP

COUNTY FIRE DEPARTMENT

**AMENDED AGREEMENT WITH
CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION
FISCAL YEAR 03-04**

Shasta County Fire Warden Ken McLean gave a presentation which detailed the operations of the California Department of Forestry and Fire Protection (CDF)/Shasta County Fire Department. Fire Warden McLean also explained the intricacies of the contract between CDF and the County Fire Department and how the two entities combine resources to provide the best fire protection available for Shasta County.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Thompson v. City of Shasta Lake, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss one case of significant anticipated litigation, pursuant to Government Code Section 54956.9, subdivision (b).
3. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

11:29 a.m.: The Board of Supervisors recessed to Closed Session.

12:15 p.m.: The Board of Supervisors recessed from Closed Session.

12:20 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, and Hawes, County Counsel Karen Jahr, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation, as well as labor negotiations.

On a 3-2 vote, with Supervisors Clarke and Hawes opposing, the Board of Supervisors approved the release of exact salary information for 114 Shasta County employees who hold single-occupant positions.

In the matter of Thompson v. City of Shasta Lake, by unanimous vote, the Board of Supervisors authorized assignment of the case to William Ayers for defense.

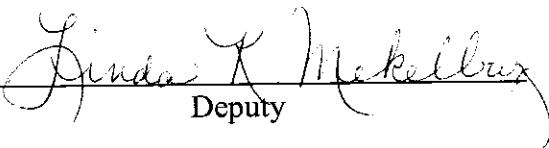
No other reportable action was taken.

12:21 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 27, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda K. Tracy

INVOCATION

Invocation was given by Director of Social Services Del Skillman.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Hawes reported that the minutes of the April 20, 2004 meeting were pulled at the request of the department.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Clarke), 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 an agreement with Bartig, Basler & Ray, CPAs, Inc. in an amount not to exceed \$53,450 annually to prepare the County Financial Audit for the fiscal year ending June 30, 2004, with an option to renew for two successive one-year periods. (Administrative Office/Grand Jury)

Authorized the issuance of warrants totaling \$88,707.69 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$1,243.63 requiring special board action. (Auditor-Controller)

Reappointed Glen Aldridge and Russ Montgomery and appointed Scott Hill to the Grazing Advisory Board for three-year terms to expire January 2007. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with Harr, Arthofer & Ayres to provide legal services. (County Counsel)

Approved a budget amendment, which decreases revenues and expenditures by \$1,001,520 to reflect actual and projected expenditures and revenues consistent with final allocations; and approved the purchase of two scanners (for a total of \$12,800) for document imaging. (Social Services)

Approved the discharge of accountability in the amount of \$15 for one bad check from November 13, 2003. (Social Services)

For the China Gulch Permanent Road Division in the southwest Redding area, received the petitions for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for June 15, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: OLDER AMERICANS' MONTH MAY 2004

At the recommendation of Shasta County Older Adults Policy Council Consultant Doreen Bradshaw and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2004 as Older Americans' Month in Shasta County.

PRESENTATIONS

PRESENTATION: PROPOSED COUNTY MUSEUM

Received a presentation from Shasta Historical Society President Jerry Coughlin regarding his concern that Shasta County does not currently have a county museum. He stated that although the space is insufficient, he would like to make use of the Caldwell Park building for a museum for Shasta County to show both artifacts by local individuals willing to donate and perhaps artifacts currently held at Shasta College.

BOARD MATTERS

PROCLAMATION: VETERANS APPRECIATION MONTH MAY 2004

At the recommendation of Employment Development Department (EDD) Representative Kevin Marshal and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2004 as Veterans Appreciation Month in Shasta County.

PROCLAMATION: WEST NILE VIRUS AWARENESS WEEK
MAY 3-9, 2004

At the recommendation of Shasta Mosquito & Vector Control District Biology Information Specialist John Albright and Public Health Epidemiologist Brandy George and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 3-9, 2004 as West Nile Virus Awareness Week in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County including a report on the realignment program known as the "poison pill" so that the State could distribute the Vehicle License Fees (VLF) for realignment to Public Health and Mental Health. Legislators have agreed on the extension until June 30, 2004 to work out final details regarding the release of the money to the appropriate agencies. Governor Schwarzenegger is working closely with the Legislature in trying to figure a way to fund the State of California for the next two years.

Supervisor Kehoe reported that he had attended the Fourth Annual Legislative Conference run by the Shasta Consortium. Supervisor Clarke noted that medical services are available to all Shasta County residents, regardless of economic level.

Supervisor Fust stated that he and Supervisor Hawes had attended the Sheriff's Office Annual Volunteer Luncheon last week. Supervisor Fust further advised that the Slick Rock Retention Reservoir which handles run-off from the Iron Mountain Mine will be dedicated by the Environmental Protection Agency on May 6, 2004.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

FALL RIVER MILLS CEMETERY DISTRICT BIENNIAL AUDIT

The request to consider replacing the annual audit of the Fall River Mills Cemetery District with a biennial audit in accordance with Government Code section 26909(f) was continued to May 11, 2004 as Supervisor Wilson is absent and a unanimous vote is required.

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

QUARTERLY REPORT OF INVESTMENTS

At the recommendation of Treasurer Tax Collector-Public Administrator Lori Scott and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors accepted the Quarterly Report of Investments for the quarter ending March 31, 2004.

HEALTH AND WELFARE**MENTAL HEALTH****AGREEMENT: HELP, INC.**

Help, Inc. Executive Director Matt Ruby described the services of Help, Inc., advising that telephone calls are answered by their trained volunteer staff. At the recommendation of Deputy Director of Mental Health Tim Kerwin and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with Help, Inc. in an amount not to exceed \$95,000 annually to provide community informational and educational services from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year periods.

WORKSHOP**PUBLIC WORKS/RESOURCE MANAGEMENT****ILLEGAL DISPOSAL OF SOLID WASTE ON PRIVATE AND PUBLIC PROPERTY**

Director of Resource Management Russ Mull and Director of Public Works Pat Minturn conducted a follow-up workshop to the March 23, 2004 workshop on illegal disposal of solid waste on private and public property.

Assistant District Attorney Dan Flynn advised the Members of the Board of Supervisors that from a prosecution and law enforcement standpoint, his suggestions would basically be a targeting strategy to deter future dumping activities and suggested targeting areas where dumping is a chronic problem, such as waterways, where the penalty would be a misdemeanor rather than an infraction. Mr. Flint mentioned one of the targeted sites may be the landfill, where a potential customer may arrive and the landfill is closed, so the individual dumps their matter by the facility gate. However, that is an infraction, not a misdemeanor. There may be suggestions as to monitoring areas that are found to be exclusively used for dumping and to consider having someone on watch, placing a camera, or utilizing someone in some other way.

Shasta County Sheriff Captain Tom Bosenko discussed the challenge of response time for officers. Inmates may be used for post-incident cleanup. The Sheriff's Office is committed to respond to in-progress calls. Last year, approximately 150 of the 50,000 reported incidents related to littering and trash dumping, 5 of which required written reports. Captain Bosenko stated that it is difficult to catch the person who is committing the act.

Sierra Pacific District Forestry Manager Herb Baldwin was encouraged by the Board of Supervisors' interest in the matter of developing a strategy to handle illegal dumping. He advised that as the public becomes aware of how to handle reporting illegal dumping, the easier it will become to proceed.

Johanna Trenarry has worked for many years to clean up roadsides. She has contacted many groups and agencies to "adopt" specific areas and developed "Pride Day," a program which coordinates with the County when they have special days where dumping is allowed. A Citizen's Patrol has been formed to look for illegal dumping. She suggested the County send letters to absentee landowners to they fence off their property to alleviate trash being placed on their property. She also recommended that the citizens become the "ears" and "eyes" for the County and report illegal dumping to the Sheriff's Office.

Supervisor Fust stated that beginning July 1, 2004 if a customer arrives at the Igo Landfill without a tarp covering their garbage, they will be charged twice the gate fee or will be able to purchase a tarp.

Gracious Palmer thanked everyone for the attention to illegal dumping. She stated that she has found the three most important issues in Shasta County to be abandoned vehicles, vacant buildings, and illegal dumping. Ms. Palmer said that work is being done in Oroville, and other areas of the country, to fight illegal dumping. Some of the communities that have developed a program to fight illegal dumping utilize grant money. The matter is a two-pronged effort of cleaning up and prevention.

Director of Resource Management Russ Mull explained that people who are honest and legitimate often become those that dump at the landfill gate due to limited hours of operation. Hours of operation can be changed, but the costs must be considered. The Members of the Board of Supervisors discussed signage that could be placed on the road to the landfill, indicating whether the landfill is open or closed and stating the hours of operation. Director of Public Works Pat Minturn noted that it may be difficult to read a sign with the hours information for those driving by at 35 miles per hour. CAO Latimer advised the Members of the Board of Supervisors that the County owns the landfill, but it is run by the City of Redding. Any changes in hours or direction of employees to change open/closed signs would have to be directed by the City of Redding.

Mr. Mull advised that his staff contacted the Clackamas, Oregon group that has the program to fight illegal dumping, and they advised that the program was specifically paid for through Title II funds. Mr. Mull stated that Shasta County receives Title II funds also, and there are a variety of projects for funding each year. He suggested the County focus on specific areas that are notorious dumping spots. Mr. Mull advised that his staff could set up surveillance equipment, and the District Attorney's Office could prosecute those that have committed illegal dumping. Mr. Mull is willing to prepare a Title II grant application to use the funds for this project. Another option is to use work-release crews to clean along the road. Title II grant money could pay landfill fees for work done either by work-release crews or by community groups. Resource Management continues to hold grant-funded events where the public may dispose of household hazardous waste and e-waste.

In response to a question from Supervisor Kehoe, Mr. Mull advised that the level of success on the programs would be gauged by the number of violators that are caught. Mr. Mull will report back to the Board of Supervisors. Supervisor Fust stated another measure would be public feedback.

Mr. Mull stated that volunteers willing to collect roadside garbage will be provided waste bags, safety vests, and pick-up tools. He said it would be a good idea to pursue the minimized dumping fee costs for those individuals. CAO Latimer advised that the landfill is run like a business and the charge at the gate is to offset the cost of the employees and the equipment. If the County is determined to provide a stipend or free dumping, gate fees will increase.

Supervisor Kehoe suggested that the three incorporated cities in Shasta County be encouraged to aggressively enforce their litter laws.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled McCaskill v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).

10:15 a.m.: The Board of Supervisors recessed to Closed Session.

11:20 a.m.: The Board of Supervisors recessed from Closed Session.

11:25 a.m.: The Board of Supervisors reconvened in Open Session with Assistant County Counsel Michael Ralston, Supervisors Hawes, Fust, and Kehoe, and Chief Deputy Clerk of the Board Glenda K. Tracy present.

REPORT OF CLOSED SESSION ACTIONS

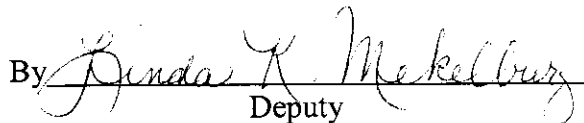
Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation. On a unanimous vote, with Supervisor Wilson being absent, the Board of Supervisor assigned the matter of McCaskill v. County of Shasta to the law offices of Angelo, Kilday, & Kilduff. No other reportable action was taken.

11:25 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, May 4, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Wilson
- District No. 5 - Supervisor Clarke

- County Administrative Officer - Doug Latimer
- County Counsel - Karen Jahr
- Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Pastor Rick Rogers, Bonnyview Baptist Church.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion Mental Health's amendment to the agreement with Northern Valley Catholic Social Service. In response to a question from Supervisor Kehoe regarding what the community would gain by increasing the amount of the contract, Director of Mental Health Dr. Don Kingdon stated that the services are based on a fee-for-service basis and this year's maximum has already been exceeded. This amendment will allow payment for services already completed and for services through the end of the year. Dr. Kingdon will also provide information as to the cause of spending over \$2,000 per day.

Melanie Dunn requested to speak on the item regarding the Mental Health-Alcohol and Drug Programs agreement with the State of California. She wanted to bring to the Board of Supervisors' attention that the mid-level area of needs are lacking and a plan to do match-funds may be an answer until the individual has qualified for Medi-Cal.

Supervisor Hawes pulled for discussion the item on a renewal agreement with the State Department of Boating and Waterways, noting that there will come a point in time where the Board of Supervisors will want to discuss the houseboat tax.

CONSENT CALENDAR

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

Adopted Resolution No. 2004-47, which supports the submittal of a grant application by the City of Redding's Municipal Airport to the U.S. Department of Transportation, Small Community Air Service Development Pilot Program to secure nonstop, twice-daily air service from the Redding Municipal Airport to Los Angeles. (Administrative Office)
(See Resolution Book No. 45)

Authorized the issuance of warrants totaling \$397,456.73 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$1,246.38 requiring special board action. (Auditor-Controller)

Approved the minutes of the meetings held on April 20, 2004, as submitted. (Clerk of the Board)

Directed the Clerk of the Board to provide notice to the Shasta-Tehama-Trinity Joint Community College District that the Board of Supervisors will not issue tax and revenue anticipation notes on behalf of the District. (County Counsel)

Directed the Clerk of the Board to provide notice to the Shasta County Office of Education and 14 school districts that the Board of Supervisors will not issue tax and revenue anticipation notes on behalf of the District. (County Counsel)

Approved the discharge of accountability in the amount of \$61.60 for four bad checks for the period April 16, 1999 through August 4, 2003. (Library)

Approved the purchase of 15 new radios for the Sheriff's Department from Motorola, Inc. in the amount of \$77,750.89, including tax. (Support Services-Purchasing Division)

Approved and authorized the Chairman to sign an amendment to the agreement with Northern Valley Catholic Social Service increasing the annual maximum amount by \$118,370 (for a total annual maximum of \$399,500) to provide additional mental health services to Medi-Cal eligible children and youth for Fiscal Year 03-04. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the State Department of Rehabilitation reducing the County funding match by \$9,868 (for a total of \$55,317) to provide vocational rehabilitation services for Fiscal Year 03-04; and adopted Resolution No. 2004-48, which authorizes Shasta County Mental Health to prepare, sign, and submit any and all reports for this program. (Mental Health)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an agreement with the County of Butte in an amount not to exceed \$204,313.86 to provide psychiatric inpatient services to Shasta County residents from May 4, 2004 through June 30, 2005; and adopted Resolution No. 2004-49, which designates the County of Butte through its Department of Behavioral Health as a facility to provide 72-hour treatment and evaluation and 14-day intensive treatment pursuant to the Lanterman-Petris-Short (LPS) Act. (Mental Health)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an agreement with Families First, Inc. in an amount not to exceed \$50,000 annually to provide residential and mental health services to Medi-Cal eligible children for the period March 7, 2003 through June 30, 2003, with automatic renewals for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Vista Pacifica Center, Inc. in an amount not to exceed \$154,000 annually to provide skilled nursing care for adults with severe and persistent mental illness for the period February 8, 2004 through June 30, 2004, with automatic renewals for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the State of California increasing funding for Fiscal Year 03-04 by \$30,776 (for a total of \$1,810,393) to provide alcohol and other drug treatment/prevention services. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an amendment to the agreement with the County of Tehama revising the payment methodology for selected testing services provided after April 1, 2004. (Public Health)

Approved and authorized the Chairman to sign an agreement with the County of Butte in the amount of \$3,786 to pay participation fees for Medi-Cal Administrative Activities and Targeted Case Management programs for the period July 1, 2003 through June 30, 2005; and authorized the Auditor-Controller's Office to pay claims related to the agreement. (Public Health)

Approved and authorized the Chairman to sign an agreement with Wright Educational Services in an amount not to exceed \$1,050 to provide violence/anger management training/counseling for minors at Live Oak School from the date of signing through June 30, 2004. (Probation)

Approved and authorized the Chairman to sign a renewal agreement with the State Department of Boating and Waterways in an amount not to exceed \$523,567 to perform boating safety and enforcement activities on Shasta County waterways for the period July 1, 2004 through June 30, 2005. (Sheriff)

For the Juvenile Hall Security Improvements project, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA), approved plans and specifications and directed the Director of Public Works to advertise for bids, and authorized opening of bids on or after June 3, 2004 at 11 a.m. (Public Works)

For the Shasta County Main Library Walkway project, the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and direct the Director of Public Works to advertise for bids; and authorized opening of bids on or after May 27, 2004 at 11 a.m. (Public Works)

For the Public Safety Building Roof project, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA), approved plans and specifications and directed the Director of Public Works to advertise for bids, and authorized opening of bids on or after May 27, 2004 at 11 a.m. (Public Works)

Adopted Resolution No. 2004-50, which approves and authorizes the Chairman to sign an amendment to the agreement with the California Department of Forestry and Fire Protection in the amount of \$2,101,717 for Fiscal Year 03-04 (for a total of \$3,903,958) to administer and operate the Shasta County Fire Department. (County Fire Department)

(See Resolution Book No. 45)

9:13 a.m.: The Board of Supervisors recessed to allow attendance at the Elder Abuse Prevention Press Conference on the steps of the Courthouse.

9:35 a.m.: The Board of Supervisors reconvened.

REGULAR CALENDAR**BOARD MATTERS****PROCLAMATION: WILDFIRE AWARENESS WEEK**

At the recommendation of Deputy Fire Chief Marc Romero and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation designating May 10-16, 2004 as Wildfire Awareness Week in Shasta County, with an amendment that Shasta County be included as part of the critical leadership to suppress fires and support proactive, community-based, public awareness initiatives to reduce fire hazards.

GENERAL GOVERNMENT**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, including the "poison pill" issue where San Diego County sued the State of California, which caused the Department of Motor Vehicles to stop releasing the funds to be distributed to the counties in March. Legislation has been passed by both houses, and the governor is expected to sign it, which will resolve the issue until June 30, 2004; the long-term solution will become part of next year's budget.

CAO Latimer further stated that failure to fund Juvenile Probation could have devastating effects. All counties have indicated that the lack of funding may cause the closure of approximately 50 camps. CAO Latimer suggested contacting appropriate individuals to encourage continuation of the funding.

Supervisors reported on issues of countywide interest.

WORKSHOP**GENERAL GOVERNMENT****FISCAL YEAR 04-05 PRELIMINARY BUDGET**

Budget Officer Kim Pickering presented an update on financial matters pertaining to the Fiscal Year 04-05 Preliminary Budget.

The major cost-drivers that comprise a large percent of departmental budgets are salaries and benefits. Three cost-drivers affecting salaries and benefits are Workers Compensation exposure, PERS retirement, and health insurance. County-wide Workers Compensation costs have increased over \$900,000 over the last 5 years; PERS retirement has increased over \$1.9 million over the last 5 years; and health insurance has escalated to an increase of \$6.4 million in the last 5 years.

General fund resources include a variety of taxes, such as property tax, sales tax, documentary transfer tax, timber yield, and transient and occupancy taxes. Cable company franchise fees, vehicle license fees, federal in lieu tax, and child support collections are also included.

In the Fiscal Year 04-05 budget, all general fund departments were asked to restrict their level of support to the reduced Vehicle License Fee amount approved by the Board of Supervisors in January. Departments who did not turn in a budget under the amount available were asked to identify why they could not meet the reduction. They were asked to submit a net figure that had unallocated reductions or salary savings necessary to provide a core service level.

Departments have advised of the positions that they would allow to remain vacant or would lay off to save funds, as well as the other expenses that would not take place for savings purposes.

Principal Administrative Analyst Bebe Palin discussed the proposed budget needs of departments in the Law & Justice departments, Administrative Analyst Celeste Buckley spoke regarding the proposed budget needs of the departments in the Health & Human Services, and Senior Administrative Analyst Julie Hope addressed the proposed budget needs of the departments in Land Use and Planning.

11:30 a.m.: The Board of Supervisors recessed.

12:30 p.m.: The Board of Supervisors reconvened.

District Attorney Jerry Benito explained that, in order to maintain the same level of prosecutorial, Victim Witness, and investigative services their office needs approximately \$1.5 million: approximately \$625,000 salaries and benefits, \$436,000 to replace decreased grant funding and other funds, and \$478,000 to replace miscellaneous revenues. Mr. Benito advised even though grant funds are no longer available, he must still prosecute cases relating to child molestation, elder abuse, and drug abuse.

Elimination of nine attorney positions would decrease misdemeanor and felony prosecutions and increase crimes, making Shasta County a less desirable place to live. Mr. Benito concluded that his office is currently lean. For every layoff, there will be a loss of critical services.

Sheriff Jim Pope introduced Undersheriff Larry Schaller, who discussed the services provided by the Sheriff's Office this year. Undersheriff Schaller explained that funding reductions mean service reductions. There are plans to propose optional fees imposed for safety funding.

Library Director Carolyn Chambers stated that if the Library is directed to operate at the level of revenue that has been identified, their services will be seriously impacted. Library services will be severely reduced or in the case of outlying branches, eliminated. Since salaries and benefits are the only place that significant reductions can be made, the only alternative to increasing general fund revenues is to greatly reduce services.

Director of Social Services Del Skillman advised that for the last two years, the Department of Social Services has modified program activities to respond to resource limitations. The general fund's share-of-cost contribution to the department has declined while caseloads have steadily risen.

Deputy Sheriff's Association President Paul Heckman advised that he represents Shasta County's deputies, marshals, and the District Attorney investigators. He has sent a letter to CAO Latimer and advised that he was willing to meet with him to do a search for the "money tree." Supervisors Fust, Hawes, and Clarke advised Mr. Heckman that there is no hidden money and that the proposed budget workshop is being operated in an upright manner.

Budget Officer Kim Pickering stated that she has gone through every department's budget and have relied on their analysts.

By consensus, the Board of Supervisors agreed to the following staff-recommended funding options:

- 1) Reserve \$500,000 in Unallocated Expenditures within General Revenue Budget Unit 100 for the Public Defender;
- 2) Utilize \$4,500,000 of available General Fund - General Purpose fund balance;
- 3) Utilize \$300,000 in Recorder Fees offered by Shasta County Assessor-Recorder; and
- 4) Utilize \$700,000 of the Tobacco 15% Community Grant Designation.

Supervisor Clarke recommended that an additional \$200,000 in Tobacco Community Grant Designation funds be dedicated to funding the "mission critical" deficiencies. This was agreed by consensus of the Board of Supervisors. In total, \$500,000 was reserved for the Public Defender and \$5.7 million was made available for financing.

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors approved funding of \$461,230 for General Government, outlined below.

<u>Department</u>	<u>Org Key</u>	<u>Amount</u>
Assessor	112	\$222,117
Auditor-Controller	110	71,413
Clerk of the Board	103	46,425
County Admin. Office	102	52,097
County Counsel	120	69,178

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved funding of \$75,053 for Animal Control and Building Inspection, outlined below.

<u>Department</u>	<u>Org Key</u>	<u>Amount</u>
Animal Control	297	\$73,554
Building Inspection	282	1,499

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors denied funding Fire Warden (Org Key 391).

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved funding of \$14,400 for Farm Advisor and Farm Advisor Jt. Lassen/Shasta, outlined below.

<u>Department</u>	<u>Org Key</u>	<u>Amount</u>
Farm Advisor	620	\$13,000
F.A. Jt. Lassen/Shasta	621	1,400

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors approved funding of \$100,000 for Library (Org Key 610).

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved funding of \$40,588 for Veteran Services (Org Key 570).

By motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors approved funding of \$11,681 for Environment Health (Org Key 402).

District Attorney Jerry Benito, Sheriff Jim Pope, and Chief Probation Officer Jim Kuhn were asked if they would like to meet and determine between them what percentage of the remaining funds available they would like to share.

2:50 p.m.: The Board of Supervisors recessed.

3:00 p.m.: The Board of Supervisors reconvened.

District Attorney Jerry Benito stated that the three departments were unable to determine how the funding should be divided.

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors approved funding for District Attorney, Sheriff's Office, and the Probation Department, as outlined below.

<u>Department</u>	<u>Org Key</u>	<u>Amount</u>
District Attorney	227	\$1,154,250
Sheriff's Office	235	3,717,188
Probation Department	263	113,250


3:15 p.m.: The Board of Supervisors adjourned.



 Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

 Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, May 11, 2004

REGULAR MEETING

9:02 a.m.: Chairman Hawes 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 Fust
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Wilson
- District No. 5 - Supervisor Clarke

- County Administrative Officer - Doug Latimer
- County Counsel - Karen Jahr
- Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Director of Social Services Del Skillman.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for clarification the item regarding the Fiscal Year 04-05 Shasta County Substance Abuse and Crime Prevention Act (SACPA). Alcohol and Drug Program Administrator David Reiten stated the Shasta County District Attorney’s Office attends all SACPA-related planning committees, courts and probation and treatment staff, at no cost to the SACPA program. Mr. Reiten advised the costs involved for the District Attorney would be actual costs, and SACPA allows for court-related costs.

Supervisor Kehoe pulled for clarification the item regarding the County’s Comprehensive Multi-Agency Juvenile Justice Plan Modification for Fiscal Year 04-05. Chief Probation Officer Jim Kuhn stated that the new Phoenix/Drug Court Program will be funded due to the layoff of one analyst and one Probation Assistant in the Probation Department.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$118,152.67 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$1,226.56 requiring special board action. (Auditor-Controller)

— Took the following actions regarding agreements with Whitmore Community Center, Inc.: Authorized the Chairman to sign an amendment to the agreement increasing the Community Development Block Grant loan amount by \$148,456 (for a total of \$248,456) to construct a community center in Whitmore to be completed no later than December 31, 2004; and approved and authorized the Chairman to sign an agreement in the amount of \$51,544 to utilize Jobs Housing Balance Incentive Grant Program funds to construct the community center in Whitmore to be completed no later than December 31, 2004. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign an agreement with the County of Stanislaus in an amount not to exceed \$250,000 annually to provide psychiatric inpatient hospital services to Shasta County residents from July 1, 2004 through June 30, 2005, with an automatic renewal for two additional one-year periods; and adopted Resolution No. 2004-51, which designates the County of Stanislaus through its Department of Behavioral Health and Recovery Services as a facility to provide 72-hour treatment and evaluation and 14-day intensive treatment pursuant to the Lanterman-Petris-Short (LPS) Act. (Mental Health)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an agreement with Nusrat N. Malik, M.D. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year periods. (Mental Health)

— Approved and authorized the Chairman to sign an agreement with Peggy Farver, M.F.T. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year periods. (Mental Health)

Approved the Fiscal Year 04-05 Shasta County Substance Abuse and Crime Prevention Act of 2000 County Plan for drug treatment, probation supervision, and other supportive services; and authorized the Alcohol and Drug Program Administrator to sign and submit the Plan. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign a renewal agreement with the State Department of Alcohol and Drug Programs in an amount not to exceed \$5,227,401 to provide alcohol and other drug treatment and prevention services for the period July 1, 2004 through June 30, 2008. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign a contract with David Wilson, Ph.D. in the amount of \$7,000 to provide psychological consultation services for the period July 1, 2004 through June 30, 2005. (Social Services)

— Adopted Resolution No. 2004-52, which authorizes the Chief Probation Officer to sign and submit the County's Comprehensive Multi-Agency Juvenile Justice Plan Modification for Fiscal Year 04-05. (Probation)

(See Resolution Book No. 45)

Found the 2004 Chip Seal Project categorically exempt in conformance with the California Environmental Quality Act (CEQA), approved plans and specifications and directed the Director of Public Works to advertise for bids, and authorized opening of bids on or after June 4, 2004 at 11 a.m. (Public Works)

Found the Redding Regional Septage Impoundments Clean Out Project categorically exempt in conformance with the California Environmental Quality Act (CEQA), approved plans

and specifications and directed the Director of Public Works to advertise for bids, and authorized opening of bids on or after June 11, 2004 at 11 a.m. (Public Works)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the Lake Boulevard Bike Lanes Project and record it within 10 days of actual completion of the work. (Public Works)

Approved the Tract 1872, Oak Knoll Subdivision (east Burney area) final map for filing; accepted on behalf of the public offers of dedication for public highway and public utility easements; and adopted Resolution No. 2004-53, which consents to but does not accept offers of dedication for private roads or for any other public use. (Public Works)

(See Resolution Book No. 45)

Adopted Resolution No. 2004-54, which certifies that the County maintains 1,191.189 miles of road, annually required as a condition for State funding. (Public Works)

(See Resolution Book No. 45)

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: FOSTER CARE AWARENESS MONTH

At the recommendation of the Director of Social Services Del Skillman and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation designating May 2004 as Foster Care Awareness Month in Shasta County.

9:19 a.m. The Board of Supervisors recessed.

9:20 a.m. The Board of Supervisors reconvened.

PRESENTATIONS

PRESENTATION: SHASTA PSYCHIATRIC HOSPITAL

Shasta County Director of Mental Health Dr. Don Kingdon reported on the status of transition efforts in response to the pending closure of the Shasta Psychiatric Hospital. It is anticipated that 24-hour emergency response with all three Shasta County hospitals will be in place by Shasta County Mental Health crisis staff by July 1, 2004.

PRESENTATION: BUREAU OF LAND MANAGEMENT

Bureau of Land Management Assistant Field Manager Francis Berg introduced the new Bureau of Land Management Field Manager Steve Anderson, who provided a brief update on the activities of the local office. In response to questions by Members of the Board of Supervisors, Mr. Anderson stated that he has met with gun range proponents and citizens and was advised that there is a great need for a shooting range in Shasta County.

PRESENTATION: TOUCH-SCREEN VOTING SYSTEM

County Clerk/Registrar of Voters Ann Reed provided an update regarding the County's touch-screen voting system. Mrs. Reed appeared before the Secretary of State's Voting Procedures Panel and testified, urging the Panel and the Secretary not to decertify electronic voting machines for use in California; however, on April 30, 2004 two decertification orders were issued. The first decertified the Diebold TSx system in use in some counties, and the

second decertified all electronic voting machines for use in California with two exceptions: counties that use voting machines with a voter-verified paper audit trail, and those that use Direct Recording Electronic (DRE) devices, if the county complies with 23 security directives. Electronic voting machines throughout the State of California were tested and found to have a zero error rate. The issues raised by the Secretary of State are security and the lack of a printed version of a ballot; he has mandated that all voting systems must have a paper audit trail by January 2005. Sequoia Voting Systems, the vendor that sold Shasta County its DRE's, is currently in the process of having its printer federally certified. Shasta County plans to have the printers in place for the November 2005 election. The certification is not complete, and it is not anticipated that use of printers will be available for use in Shasta County by November 2004. Should the County be forced to conduct the upcoming election with paper ballots, the additional cost will be approximately \$157,000.

BOARD MATTERS

PROCLAMATION: PEACE OFFICERS' WEEK **PEACE OFFICER MEMORIAL DAY**

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation designating May 9-15, 2004 as Police Officers' Week and May 13, 2004 as Peace Officer Memorial Day in Shasta County, and directing that the Courthouse flag be flown at half-staff on May 13, 2004.

PROCLAMATION: EMERGENCY MEDICAL SERVICES WEEK

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation designating May 16-22, 2004 as Emergency Medical Services Week in Shasta County.

GENERAL GOVERNMENT

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting the May Revise of the State budget will indicate that the decisions taken by the Shasta County Board of Supervisors on May 4, 2004 at the budget workshop will allow the County's budget to remain stable.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

MINUTES: APRIL 27, 2004

By motion made, seconded (Clarke/Fust), carried, the Board of Supervisors approved the minutes of the meetings held on April 27, 2004, as submitted. Supervisor Wilson abstained as she was absent from the April 27, 2004 meeting.

FALL RIVER MILLS CEMETERY DISTRICT AUDIT

Supervisor Kehoe had questions regarding Fall River Mills Cemetery District's request to replace their annual audit with a biennial audit. As permission to grant the district's request in accordance with Government Code section 26909(f) requires a unanimous vote, the Clerk of the

Board was directed to send a letter to the district with the questions to receive answers in writing or for the district to send their chairman to answer the questions before the Board of Supervisors; the matter was continued to the May 25, 2004 Board of Supervisors meeting.

SUPPORT SERVICES

HUMAN RESOURCES DIVISION

FISCAL YEAR 03-04 CLASSIFICATION MAINTENANCE PROGRAM
SALARY RESOLUTION NO. 1250

At the recommendation of Assistant Director of Support Services Marty Bishop and by motion made, seconded (Kehoe/Clarke), and carried, the Board of Supervisors approved the Fiscal Year 03-04 Classification Maintenance Program; adopted Salary Resolution No. 1250 which reclassifies various positions and makes certain salary adjustments effective May 16, 2004; deleted twelve job classifications; and approved three new job specifications. Supervisor Fust voted no and stated that he has concerns due to the increase in costs.

(See Salary Resolution Book)

HEALTH AND WELFARE

MENTAL HEALTH

ALCOHOL AND DRUG PROGRAMS

BUDGET TRANSFERS

At the recommendation of Alcohol and Drug Program Administrator David Reiten and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors approved budget transfers for Budget Units 422, 424, and 425 to reflect final state and federal funding allocations which align the budgets with the Auditor-Controller's General Ledger and decreased budgeted revenues and appropriations by \$4,565 in Budget Unit 422 (Alcohol and Drug Programs); increased budgeted revenues and appropriations by \$8,056 in Budget Unit 424 (Prop 36 Program); and increased revenues and appropriations by \$67,659 within Budget Unit 425 (Perinatal Program).

LAW AND JUSTICE

SHERIFF

AGREEMENT: U.S. FOREST SERVICE
CONTROLLED SUBSTANCE SERVICES ON NATIONAL FOREST LAND
BUDGET AMENDMENT

10:35 a.m.: Supervisor Kehoe recused himself with a conflict due to his association with the U.S. Forest Service and left the room.

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Wilson/Clarke), and carried, the Board of Supervisors approved and authorize the Chairman to sign a renewal agreement with the United States Department of Agriculture, Forest Service in an amount not to exceed \$25,000 to provide controlled substance services on National Forest systems lands from the date of signing through December 31, 2004, and approved a budget

amendment which increases expenditures and revenues in the amount of \$10,000 to cover the period through June 30, 2004.

10:44 a.m. Supervisor Kehoe returned to the room.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss one case of existing litigation, entitled Preheim v. County of Shasta, et al., and Yandell v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a).
2. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c).
3. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

Chairman Hawes also announced that the In-Home Supportive Services (IHSS) Public Authority Governing Board would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organization: United Domestic Workers of America.

10:45 a.m.: The Board of Supervisors recessed to Closed Session.

11:55 a.m.: The Board of Supervisors recessed from Closed Session, and the IHSS Public Authority Governing Board convened in Closed Session.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

IHSS PUBLIC AUTHORITY GOVERNING BOARD

12:35 p.m.: The IHSS Public Authority Governing Board recessed from Closed Session.

12:40 p.m.: The IHSS Public Authority Governing Board reconvened with Supervisors Hawes, Kehoe, and Fust, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF IHSS PUBLIC AUTHORITY
GOVERNING BOARD CLOSED SESSION ACTIONS

Supervisor Hawes reported that the In-Home Supportive Services (IHSS) Public Authority Governing Board met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

12:40 p.m.: The In-Home Supportive Services (IHSS) Public Authority Governing Board adjourned, and the Board of Supervisors reconvened.

REPORT OF BOARD OF SUPERVISORS CLOSED SESSION ACTIONS

Supervisor Hawes reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation, as well as labor negotiations; however, no reportable action was taken.

12:40 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, May 18, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Pastor Dennis McGowan, Faith Community Church.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Fust pulled the minutes of the Board of Supervisors meeting for correction. On Page 116, the time of recess should be corrected to read, "2:50 p.m."

CONSENT CALENDAR

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

Adopted Resolution No. 2004-55, which authorizes the County Auditor-Controller to discharge the accountability of a County department or officer to collect sums up to \$500 owed to the County; and adopted Resolution No. 2004-56, which authorizes the County Auditor-Controller to relieve shortages in accounts and to replenish those accounts, and repealing Resolution No. 93-101. (Administrative Office)

(See Resolution Book No. 45)

Authorized the issuance of warrants totaling \$208,735 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$178.47 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on May 4, 2004, as amended. (Clerk of the Board)

Appointed Donald E. McBroome to the Fall River Resource Conservation District to fill an unexpired term to December 2006. (Clerk of the Board)

Adopted Resolution No. 2004-57, which designates Human Resources Analyst Jonathan Hill as the Alternate Representative to the CSAC-Excess Insurance Authority Board of Directors. (Support Services)

(See Resolution Book No. 45)

Adopted Resolution No. 2004-58, which suspends for calendar year 2004 sections 10.3, 16.6.C, and 16.18 of the Personnel Rules that allow for appointed and elected department heads to receive administrative leave payments. (Support Services)

(See Resolution Book No. 45)

Approved and authorized the Chairman and the Director of Housing and Community Action Programs to sign the AmeriCorps*VISTA Project Application; authorized the Director of Housing and Community Action Programs to sign the VISTA certification and application for Federal Assistance in the amount of \$22,000 and any subsequent amendments; authorized the County Administrative Officer to sign the Statement of Assurances-Non-Construction Programs; and approved and authorized the Chairman to sign the Memorandum of Agreement and any subsequent amendments with the Corporation for National and Community Service to provide 22 VISTA members at various nonprofit agencies in Northern California for the period August 1, 2004 through July 31, 2005. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign an agreement with the California Department of Mental Health in the amount of \$342,399 to provide State Hospital services for patients referred by Shasta County for Fiscal Year 03-04. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Telecare Corporation in an amount not to exceed \$200,000 annually to provide psychiatric inpatient hospital services to Shasta County residents from the date of signing through June 30, 2004, with an automatic renewal for two additional one-year periods; and adopted Resolution No. 2004-59, which designates Telecare Corporation, through its Solano County Psychiatric Health Facility, as a facility to provide 72-hour treatment and evaluation and 14-day intensive treatment pursuant to the Lanterman-Petris-Short (LPS) Act. (Mental Health)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign a contract with Redding Psychotherapy Group in the amount of \$13,000 to provide psychological evaluations and consultation services for the period July 1, 2004 through June 30, 2005. (Social Services)

REGULAR CALENDAR

BOARD MATTERS

MAY 2004 EMPLOYEE OF THE MONTH
ADMINISTRATIVE SECRETARY I GLORIA WELIVER
RESOLUTION NO. 2004-60

At the recommendation of Sheriff Jim Pope and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-60, which recognizes Administrative Secretary I Gloria Welliver as Shasta County's May 2004 Employee of the Month.

(See Resolution Book No. 45)

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, including Governor Schwarzenegger's May Revise of the State of California's current budget. There are two areas of concern: Approximately \$1.2 million in Temporary Assistance for Needy Families (TANF) funds for the Probation Department, which could drastically impact the Juvenile Probation Department System, are questionable. Secondly, the State has decided that courts need revenue and is looking at removing the civil filing fees exemption from counties and cities, which could bring an additional \$324,000 into the State. The cost to Shasta County Counsel could be in the range of \$50,000 each year.

CAO Latimer noted that Governor Schwarzenegger has signed Legislation resolving the "poison pill" issue as of June 30, 2004.

Supervisor Wilson advised that the Veterans' Cemetery has an estimated completion date of Veterans' Day, 2005.

Members of the Board of Supervisors discussed the status of the proposed gun range on Walker Mine Road. Supervisor Fust advised that the Washington, DC Bureau of Land Management has decided not to allow sale of the land for a gun range.

Supervisor Fust will attend Regional Council of Rural Counties (RCRC) meeting on May 19, 2004. He also presented a video he and Namaste Productions made to encourage reporting of illegal dumping activities.

Supervisors reported on issues of countywide interest.

AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS AND MEASURES

**AGREEMENT: U.S. DEPARTMENT OF AGRICULTURE
WILDLIFE SERVICES
BUDGET AMENDMENT**

At the recommendation of Agricultural Commissioner Mary Pfeiffer and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors approved a budget amendment which recognizes unanticipated revenue from unclaimed gas tax, increases revenues and appropriations in the amount of \$80,000, and creates a new fixed asset account to purchase a replacement vehicle; and approved and authorized the Chairman to sign an amendment to the Wildlife Services Agreement which would increase compensation by \$36,315 (for a total of \$108,945) and extend the term of the agreement through December 31, 2004.

ASSESSOR-RECORDER

**AGREEMENT: CALIFORNIA DEPARTMENT OF FINANCE
STATE-COUNTY PROPERTY TAX ADMINISTRATION GRANT PROGRAM**

At the recommendation of Assessor Cris Andrews and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with the California Department of Finance in the amount

of \$342,399 to participate in the State-County Property Tax Administration Grant Program for Fiscal Year 03-04.

TREASURER/TAX COLLECTOR

TRANSFER OF UNCLAIMED MONIES TO GENERAL FUND

At the recommendation of Treasurer/Tax Collector Lori Scott and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors authorized the Auditor-Controller to transfer \$21,932.35 in unclaimed monies from the Tax Collector Trust Fund to the County General Fund in accordance with Government Code section 50053.

HEALTH AND WELFARE

SOCIAL SERVICES

RECORDS RETENTION SCHEDULE
RESOLUTION NO. 2004-61

At the recommendation of Director Social Services Del Skillman and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-61, which establishes a records retention schedule for the Department of Social Services.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Siler v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code Section 54956.9, subdivision (c).

County Counsel Karen Jahr advised that the matter of Yandell v. County of Shasta will be continued to another meeting.

9:57 a.m.: The Board of Supervisors recessed to Closed Session.

10:47 a.m.: The Board of Supervisors recessed from Closed Session.

10:51 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Fust, and Kehoe, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS


Supervisor Hawes reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation; however, no reportable action was taken.

10:52 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, May 25, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Pastor John Yount, Little Country Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Redding Gun Club Representative Patrick Jones spoke regarding the correspondence he received from the new Bureau of Land Management (BLM) field manager regarding the decision that the Walker Mine Road site is not suitable for the proposed gun range. The reasons listed in the correspondence are weak and could be appealed. Mr. Jones asked the Board of Supervisors to support the Redding Gun Club. BLM has now stated that they prefer to not have an issue where private land is surrounded by public land. Mr. Jones stated that many sites have been reviewed; however, none have the quality of the Walker Mine Road location.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$386,079.37 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$9,010 requiring special board action. (Auditor-Controller)

Approved the minutes of the meetings held on May 11 and 18, 2004, as submitted. (Clerk of the Board)

Appointed Jennie Neal, Dawn Haskins, and Lorna Webb to the In-Home Supportive Services Advisory Committee for three-year terms to expire March 2007. (In-Home Supportive Services Public Authority)

Approved and authorized the Chairman to sign an agreement with Frances L. Bennett, M.F.T. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries from July 1, 2004 through June 30, 2005, with an automatic renewal for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the California Department of Mental Health increasing the funding allocation by \$10,372 (for a total of \$991,119) to allow Mental Health to continue to operate the Managed Mental Health Care Plan for Medi-Cal eligible residents for Fiscal Year 03-04. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Ray Carlson, Ph.D. in an amount not to exceed \$20,000 to provide psychological evaluations and consultation services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign a contract with Shasta Treatment Associates, Inc. in the amount of \$25,000 to provide counseling and mental health services for the period July 1, 2004 through June 30, 2005. (Social Services)

Authorized the District Attorney to sign a renewal agreement with the California Victim Compensation and Government Claims Board to reimburse victims in an amount not to exceed \$20,000 for verified funeral/burial and other specified expenses for the period July 1, 2004 through June 30, 2005; and adopted Resolution No. 2004-62, which appoints the District Attorney to continue as the agent for Shasta County to conduct negotiations and submit documents necessary for the completion of the program. (District Attorney-Victim Witness)
(See Resolution Book No. 45)

Authorized the District Attorney to sign a renewal agreement with the California Victim Compensation and Government Claims Board in the amount of \$64,572 to administer the criminal restitution program for the period July 1, 2004 through June 30, 2005; and adopted Resolution No. 2004-63, which appoints the District Attorney to continue as the agent for Shasta County to conduct negotiations and submit documents necessary for the completion of the program. (District Attorney-Victim Witness)
(See Resolution Book No. 45)

Authorized the District Attorney to sign a renewal agreement with the California Victim Compensation and Government Claims Board in the amount of \$396,665 to administer the joint powers verification unit for the period July 1, 2004 through June 30, 2005; and adopted Resolution No. 2004-64, which appoints the District Attorney to continue as the agent for Shasta County to conduct negotiations and submit documents necessary for the completion of the program. (District Attorney-Victim Witness)
(See Resolution Book No. 45)

Approved a renewal agreement with Los Angeles County to transport prisoners for the period July 1, 2004 through June 30, 2009. (Sheriff)

Took the following actions regarding the 2000 Parks Grant for the Palo Cedro Park: Found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved and authorized the Chairman to sign the Notice of Exemption; approved and authorized the Chairman to sign a memorandum of understanding with the Palo Cedro Community Action Team, Inc. to allocate grant funds for acquisition of land for the construction of the Palo Cedro Park; and authorized the Auditor-Controller to release payment of \$50,000 to the Palo Cedro Community Action Team. (Public Works)

On behalf of the Community Service Area No. 6 - Jones Valley Water, directed staff to initiate a parcel charge increase from \$55 per year to \$61 per year; and set a public hearing for July 20, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider implementing the increase. (Public Works)

Adopted Resolution No. 2004-65, which authorizes the Department of Resource Management to apply for the Used Oil Recycling Block Grant, Fiscal Year 04-05 in the amount of \$30,963 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake. (Resource Management/Community Education Section)

(See Resolution Book No. 45)

Approved the purchase of a used water tender for Old Station Volunteer Fire Company from Blaisdell Construction, Inc. in the amount of \$53,625 (including tax); and authorized the expenditure of funds to renovate a water tender chassis for Igo-Ono Volunteer Fire Company by Dietz Equipment Sales in the amount of \$37,537.50. (County Fire)

REGULAR CALENDAR

PRESENTATIONS

U.S. DEPARTMENT OF AGRICULTURE **SHASTA-TRINITY NATIONAL FOREST**

U.S. Department of Agriculture Assistant Public Affairs Officer Michael Odle presented an update regarding Shasta-Trinity National Forest activities. Resource Advisory Committee (RAC) appointment applications are due by June 30, 2004. In response to a question of Supervisor Fust, Mr. Odle advised that he was unaware as to whether the Superintendent of Schools would be included to be a member of RAC, as a portion of the funds that come in go to the County schools, but he would check into it. A Forestry Service Incident Management Team has been set up to address concerns about utilization of facilities for a proposed gathering of approximately 10,000 members of the Rainbow Family, a group that may meet in the Shasta-Trinity National Forest in the near future. The location is not known until two weeks prior to the gathering. There is grant money available for the area that is selected for services needed for the gathering.

BOARD MATTERS

SOCIAL SERVICES DIRECTOR DEL SKILLMAN **RETIREMENT**

Social Services Director Del Skillman spoke regarding his retirement, expressing his appreciation of the Board of Supervisors and department heads.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County including information regarding the budget. The Senate and Assembly have rejected some of Governor Schwarzenegger's recommendations, leaving a \$3 billion shortfall as they did not feel some of the budget items planned were appropriate.

Supervisor Fust attended the Regional Council for Rural Counties (RCRC) meeting last week. Legislative Analyst Elizabeth Hill's synopsis is more optimistic about this year's State budget but is still concerned for the Fiscal Year 06/07, alleging that the deficit will be \$8 billion, and there will not be any debt recovery money at that time.

Supervisor Hawes stated that Clint Eastwood visited his ranch and made a significant donation to the Cascade Theater. By consensus, the Board of Supervisors directed that a "thank-you" letter be sent to Mr. Eastwood.

Supervisor Hawes advised that the McConnell Foundation gave a \$100,000 grant to the Mercy Foundation North in Burney to renovate a kitchen at a community center used by Shasta Senior Nutrition Program to make more than 100 meals a week for seniors, to build a new roof at the center, and to renovate a bathroom in the dining area. By consensus, the Board of Supervisors directed that a "thank-you" letter be sent to the McConnell Foundation.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

FORMATION OF AND APPOINTMENTS TO THE LOCAL COMMUNITY BENEFIT COMMITTEE

At the recommendation of Land Use Analyst Julie Hope and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved the formation of and appointed members to the Local Community Benefit Committee as required by Senate Bill 621 (Battin), Indian Gaming Special Distribution Fund; and approved a budget amendment which increases revenue and appropriations by \$7,929.16 for Committee administration. The individuals appointed were Shasta County Supervisors Hawes and Kehoe; City of Redding Council Members Cibula, Kight, and Mathena; Redding Rancheria CEO Barbara Murphy; and Redding Rancheria Tribal Attorney Tracey Edwards.

CLERK OF THE BOARD

AUDIT OF FALL RIVER MILLS CEMETERY DISTRICT

Chairman of the Fall River Mills Cemetery District Richard Gandy appeared before the Board of Supervisors and answered questions regarding the District's request to go to a biennial audit. Auditor-Controller Richard Graham supported the request. By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors replaced the annual audit of the Fall River Mills Cemetery District with a biennial audit in accordance with Government Code section 26909(f).

TREASURER/TAX COLLECTOR/PUBLIC ADMINISTRATOR

RECORDS RETENTION SCHEDULE

RESOLUTION NO. 2004-66

At the recommendation of Treasurer-Tax Collector Lori Scott and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-66, which establishes a records retention schedule for the Treasurer/Tax Collector/Public Administrator.

(See Resolution Book No. 45)

LAW AND JUSTICE

SHERIFF

AGREEMENT: CALIFORNIA HIGHWAY PATROL

SHASTA COUNTY METHAMPHETAMINE TASK FORCE

At the recommendation of Deputy Director of Administration Liz Leslie and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with the Department of California Highway Patrol in the amount of \$7,000 for materials to support the Shasta County Methamphetamine Task Force for the period July 1, 2003 through June 30, 2005; and approved a budget amendment which increases appropriations by \$3,500 and increases revenues by \$3,500 to recognize the funds in the Fiscal Year 03-04 budget.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Arbo v. Shasta County Sheriff's Office, and Yandell v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).
2. Consider public employee appointment pursuant to Government Code section 54957.

10:00 a.m.: The Board of Supervisors recessed to Closed Session.

10:40 a.m.: The Board of Supervisors recessed from Closed Session.

10:45 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Kehoe, Fust, County Counsel Karen Jahr, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss existing litigation and a public employee appointment. In the matter of Arbo v. County of Shasta, by unanimous vote, the Board of Supervisors assigned the case to the Brickwood Law Office. In the matter of Yandell v. County of Shasta, by unanimous vote, the


Board of Supervisors approved an open medical Compromise and Release Agreement in the amount of \$63,094.16 and a Compromise and Release Agreement for \$5,000. By unanimous vote, the Board of Supervisors appointed Sherry (Sher) Huss as the new Director of Social Services. No other reportable action was taken.

10:48 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 1, 2004

REGULAR MEETING

9:01 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Pastor Royal Blue.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Colleen Leavitt advised that the litigation that she had filed against the County of Shasta regarding Knauf Fiberglass facility is now ended.

Douglas Bennett spoke of an individual that had undergone police brutality in Shasta County last week. County Administrative Officer (CAO) Doug Latimer advised that he will look into the matter and get back to Mr. Bennett and the Members of the Board of Supervisors.

Public Works Director Pat Minturn discussed the closure of the bridge at Wildcat Road due to dangerous girder conditions. A detour is available.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$447,550.03 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on May 25, 2004, as submitted. (Clerk of the Board)

Approved the following appointments/reappointments to the medical staff of the Shasta Psychiatric Hospital:

Appointment to Medical Staff (Provisional):

Richard Kuhns, Psy.D.

Reappointments to Medical Staff (Active):

Rima Armogida, Ph.D
L. Ross Clark, M.D.

Alexandre DeMoraes, M.D
Richard Zarriello, M.D.

Reappointments to Medical Staff (Courtesy):

Clifford Graham, Ph.D.

Daniel Rubanowitz, Ph.D.

Reappointments to Allied Mental Health Professional:

Sue Adams, A.C.S.W.
Kathy Cox, L.C.S.W.
Phyllis Cova Wood, A.C.S.W.
Susan Reid, L.C.S.W.
Maxine Wayda, L.C.S.W.

Kasey Williams, M.F.T.I.
Maureen Farren, M.F.T.
Ann Gibbons, L.C.S.W.
Holly Vidovich, M.F.T.I.

Changes in Status - Request Received to Discontinue Privileges:

Ervina McGehee, Ph.D.
Michael Mongold, Ph.D.

Marina Naujocks-Mix, M.F.T.

(Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Gil A. Acosta, M.F.T. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries for the period July 1, 2004 through June 30, 2005, with an automatic renewal for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with the California Department of Mental Health allocating \$991,119 to allow Mental Health to operate the Managed Mental Health Care Plan for Medi-Cal eligible residents for Fiscal Year 04-05. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Devereux Foundation, Inc. in an amount not to exceed \$48,000 annually to provide residential and mental health services to eligible children for the period November 21, 2003 through June 30, 2004, with an automatic renewal for two additional one-year periods. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Remi Vista, Inc. in an amount not to exceed \$5,000 to provide counseling and mental health services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Helene Stovall, L.C.S.W. and Jerry Stovall, L.C.S.W. in an amount not to exceed \$15,000 to provide counseling and mental health services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Wright Education Services in an amount not to exceed \$10,000 to provide counseling and mental health services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Wright Education Services in an amount not to exceed \$19,000 to provide anger management and domestic violence treatment services for the period July 1, 2004 through June 30, 2005. (Social Services)

For the Manzanillo Orchard Permanent Road Division in the northeast Redding area, received the petition for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for July 20, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

For Tract No. 1873, Spring Hill Commons, Phase 1 (northwest Cottonwood area), approved the final map for filing; accepted on behalf of the public offers of dedication for public roads and public utility easements; and approved and authorized the Chairman to sign an agreement with Hat Creek Construction for completion of improvements, and accepted a performance security in the amount of \$17,900 and a payment security in the amount of \$8,950. (Public Works)

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

PRESENTATIONS

INTRODUCTION: NEAL PEREIRA SHASTA COUNTY PUBLIC DEFENDER

CAO Latimer introduced Neal Pereira, Shasta County Public Defender.

GENERAL GOVERNMENT

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, advising that Governor Schwarzenegger and his staff are working together with the budget.

Supervisors reported on issues of countywide interest.

LAW AND JUSTICE

CHILD SUPPORT SERVICES

BUDGET AMENDMENT

At the recommendation of Director of Child Support Services Steve Baer and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors approved a budget amendment which transfers \$13,460 from Office Expense to two fixed asset accounts for

a Jet Form Server in the amount of \$4,060 and for video conference equipment in the amount of \$9,400.

PUBLIC WORKS

AGREEMENT: WESTERN SHASTA RESOURCE CONSERVATION DISTRICT

9:30 a.m.: Supervisor Kehoe recused himself with a conflict due to his association with the U.S. Forest Service and left the room.

At the recommendation of Accountant Auditor II Sue Crowe and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Western Shasta Resource Conservation District in an amount not to exceed \$61,251 to provide a Shasta County Fire Safe Council Liaison with the U.S. Forest Service in Shasta County for the period July 1, 2004 through June 30, 2005.

9:40 a.m. Supervisor Kehoe returned to the room.

AUTHORIZED BIDS: 2004 SLURRY SEAL CONTRACT

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors approved the following actions for the 2004 Slurry Seal Contract: Found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and direct the Director of Public Works to advertise for bids; and authorized opening of bids on or after July 1, 2004 at 11 a.m.

CLOSED SESSION ANNOUNCEMENT

County Counsel Karen Jahr announced that the Board of Supervisors recess to a Closed Session to take the following actions:

1. Confer with its counsel to discuss one case of anticipated litigation with significant exposure to litigation pursuant to Government Code Section 54956.9, subdivision (b); and
2. Confer with its counsel to discuss one case of anticipated litigation of initiation of litigation pursuant to Government Code section 54956.9, subdivision (c), regarding significant exposure to the facts and circumstances are the discovery and eradication of mold in certain offices occupied by employees of the Department of Social Services

9:47 a.m.: The Board of Supervisors recessed to Closed Session.

10:40 a.m.: The Board of Supervisors recessed from Closed Session.

10:45 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Fust, and Kehoe, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

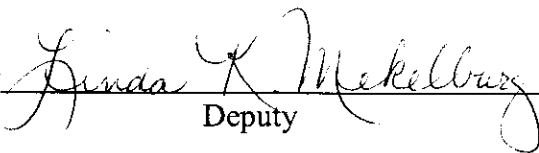
Supervisor Hawes reported that the Board of Supervisors met in Closed Session to discuss anticipated and threatened litigation; however, no reportable action was taken.

10:45 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 8, 2004

REGULAR MEETING

9:02 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Pastor Curtis Barbarick, Palo Cedro Church of Christ.

PLEDGE OF ALLEGIANCE

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

MOMENT OF SILENCE

A moment of silence was held in remembrance of the loss of President Ronald Reagan.

PUBLIC COMMENT PERIOD - OPEN TIME

Secretary of Shasta Library Foundation Board Judy Salter requested the Board of Supervisors to appoint a committee direct the Shasta County Library in anticipation of their new building. County Administrative Officer (CAO) Doug Latimer advised that his staff will present options and alternatives within three weeks.

Sheriff Jim Pope reported on the results of his investigation into the alleged beating of a citizen noting that there are procedures to make a complaint for all law enforcement agencies. In 2003, his officers responded to 50,900 calls, and only 13 citizen complaints were filed.

CONSENT CALENDAR

By motion made, seconded (Fust/Kehoe), 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 to the license and professional services agreement with SunGard HTE, Inc. and the Superior Court of California, County of Shasta that transfers to the Superior Court ownership and obligations for the Court-only portion of the licensing agreement. (Administrative Office)

Authorized the issuance of warrants totaling \$38,860.56 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on June 1, 2004, as submitted. (Clerk of the Board)

Adopted Resolution No. 2004-67, which authorizes the Chief Probation Officer to sign and submit a grant proposal for an automated transcription project to the Board of Corrections. (Probation)

(See Resolution Book No. 45)

Awarded to the low bidder, Iron Mountain General Engineering, Inc., on a lump-sum basis the contract for construction on the West Central Landfill Leachate Pump Installation project in the amount of \$49,350. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATIONS: CALIFORNIA HIGHWAY PATROL OFFICER MONTY HIGHT

California Highway Patrol (CHP) Officer Monty Hight reported regarding a cellular telephone program for those in need. The CHP makes available cell phones and car chargers that are donated by the public. The calls may be used for emergency 9-1-1 calls.

BOARD MATTERS

JUNE 2004 EMPLOYEE OF THE MONTH LIBRARY CLERK II LINDA MANDERE RESOLUTION NO. 2004-68

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-68, which recognizes Library Clerk II Linda Mandere as Shasta County's June 2004 Employee of the Month.

(See Resolution Book No. 45)

AIRPORT DAY IN EASTERN SHASTA COUNTY JUNE 20, 2004

By motion made, seconded (Fust/Clarke) and unanimously carried, the Board of Supervisors adopted a proclamation, which designates June 20, 2004 as Airport Day in Eastern Shasta County.

SHASTA-TRINITY NATIONAL FOREST
PROPOSED RAINBOW FAMILY VISIT

Shasta-Trinity National Forest Public Affairs Officer Kevin McIver reported regarding the annual Rainbow Family gathering. The 2004 gathering is scheduled to be July 1-7, 2004. The U.S. Forest Service is meeting with the scouts of the Rainbow Family for special permits. Officer McIver advised that the Rainbow Family's Council met yesterday, and it appears that Shasta County is no longer under consideration.

Supervisor Fust stated that there is grant money through the National assistance for services required in the event the Rainbow Family would come to the community.

Jack Enright advised that he attended the Rainbow Family council meeting on June 7, 2004, and the three sites under consideration are all in Modoc County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that the State will hopefully have a budget by June 30, 2004.

Supervisor Fust attended the Resource Advisory Committee (RAC) meeting on June 2, 2004.

Supervisor Kehoe and Supervisor Hawes attended the Indian Gaming Local Community Benefit Committee meeting on June 2, 2004.

Supervisors reported on issues of countywide interest.

PUBLIC WORKS

AGREEMENT: HARBERT ROOFING, INC.
PUBLIC SAFETY BUILDING ROOF REPLACEMENT PROJECT
BUDGET AMENDMENT

At the recommendation of Deputy Director of Public Works Scott Wahl and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors awarded to the low bidder, Harbert Roofing, Inc., on a lump-sum basis the contract for construction of the Public Safety Building Roof Replacement project in the amount of \$95,386; and approved a budget amendment to increase appropriations and revenue in the amount of \$25,000 in the Facilities Management budget to account for costs incurred for the project.

SCHEDULED HEARINGS

PUBLIC WORKS

BURNEY GARBAGE DISPOSAL SERVICE
ANDERSON-COTTONWOOD DISPOSAL SERVICE
RESOLUTION NOS. 2004-69 AND 2004-70

This was the time set to conduct a public hearing regarding the proposed increases in rates charged by Burney Garbage Disposal Service, Inc. and Anderson-Cottonwood Disposal Service.

The public hearing was opened, no one spoke for or against the proposal, and the hearing was closed.

At the recommendation of Public Works Administrative Services Officer Barbara Young and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-69, which increases the rates charged by Burney Garbage Disposal Service, Inc. effective July 1, 2004 and Resolution No. 2004-70, which increases the rates charged by Anderson-Cottonwood Disposal Service effective July 1, 2004.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code Section 54956.9, subdivision (c).
2. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

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

11:15 a.m.: The Board of Supervisors recessed from Closed Session.

1:32 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Clarke, Kehoe, Hawes, and Fust, County Counsel Karen Jahr, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss potential for initiation of litigation; however, no reportable action was taken. No labor negotiation was discussed; therefore, no reportable action.

WORKSHOP**BOARD MATTERS**

Shasta-Trinity National Forest Supervisor Sharon Heywood gave an overview, stating that the Shasta-Trinity National Forest is 2.1 million acres. The 2003 budget was \$48.5 million, in 2004; the budget is down to \$38.1 million.

<u>Land Allocation</u>	<u>Total Acres</u>	<u>Shasta Co. Acres</u>	<u>Shasta's % of Acreage</u>
Roaded Recreation	288,000	93,000	32%
Unroaded Recreation	126,000	55,000	44%
Wildlife Habitat	241,000	77,000	32%
Commercial Timber Production	400,000	50,000	13%
Late Successional Reserve (LSR)	532,000	160,000	30%
Wilderness	500,000	3,000	Less than 1%
Total	2,087,000	438,000	21% of Forest

National Recreation Area District Ranger Kristy Cottini noted that the Shasta-Trinity National Forest makes a significant contribution to the economy of Shasta County. Commercial recreation-related businesses using U.S. Forest Service leased lands or facilities in Shasta County generate approximately \$30 million annually. The National Recreation Area Fee Retention Program has generated more than \$4.8 million of revenue at Shasta Lake and resulted in 158 improvement projects for our visitors in the recreation area, such as boating safety program, which includes the under-water obstacle-marking program, new floating directional signs on the lakes, and boat ramp improvement projects.

In response to a question from Supervisor Clarke, Ranger Cottini reported that the deadline for the resorts at Shasta Lake to stop discharging greywater into the lake is September 2006. The Water Quality Control Board and the U.S. Forest Service are working with the marinas around the lake to explore ways to handle the greywater which is being produced and exploring the use of leach fields.

In response to a question from Supervisor Kehoe, Ranger Cottini stated that the U.S. Forest Service had no opinion on the implementation of transient and occupancy taxes (TOT); however, she was sure the marinas would have an opinion that would be expressed to her. CAO Latimer clarified that money generated goes to the City of Redding, some to the City of Shasta Lake, and the County receives money only in payment for Sheriff's expenses and other ancillary expenses.

Fire Management Officer Joe Millar discussed the National Fire Plan. Following wildfires, the U.S. Forestry Service performs restoration and rehabilitation work. The Healthy Forest Restoration Act (HFRA) helps to establish special procedures when agencies prepare environmental analysis or impact statements to authorize hazardous fuels production projects. This requires notice of the project and conducting public meetings, encourages meaningful public participation and collaboration.

Mount Shasta-McCloud District Ranger Mike Hupp spoke regarding the timber sale program, which allows the protection of a LSR Forest from catastrophic fire, the protection of a high use recreational area, and minimization of damage that could occur by lightning. Timber sale proceeds were approximately \$4 million, yet the sale's expenses were also approximately \$4 million. Ranger Hupp said there is an opportunity to retain funds in salvage sales, with the sale of dead trees, or trees that are infected due to insect outbreaks. The Forest Service can retain those funds to be used to prepare additional salvage sales.

2:25 p.m. County Counsel Karen Jahr left the room.

Supervisor Heywood recognized partnerships with the County, interaction with the Resource Advisory Committee (RAC), fire safe councils, and the volunteers from Shasta County. The assistance received from these individuals and groups allows the Forest Service to do much of the work they are able to do. Since 2002, twenty projects have been done or are in the planning stage. The total economic impact is \$3.1 million.

2:55 p.m.: The Board of Supervisors adjourned.

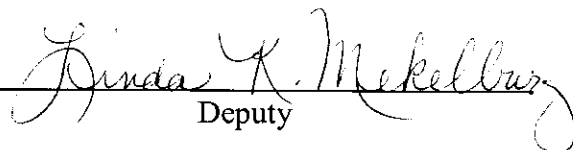


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By



Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 15, 2004

REGULAR MEETING

9:02 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Reverend Heather Hennessey, First Christian Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Celeste Draisner spoke of the need for the public to have hope and faith in democracy, to participate in issues, to register to vote, and to vote.

STATUS REPORT - COUNTY FIRE

California Department of Forestry Unit Chief Ken McLean reported on the status of recent fires in Shasta County. Due to strong winds and the condition of the brush fuels, there has been an early fire season. Four wildfires have already started and been contained. Open burning will be suspended Monday, June 21, 2004.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$68,123.67 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$2,512.09 requiring special board action. (Auditor-Controller)

Enacted Ordinance No. 378-1881, which approves Zone Amendment No. 03-023, Roseburg Resources Company (Montgomery Creek area), as introduced February 3, 2004. (Clerk of the Board)

(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1882, which approves Zone Amendment No. 02-013, Cornerstone Development (Happy Valley area), as introduced April 22, 2003. (Clerk of the Board)

(See Zoning Ordinance Book)

Approved and authorized the Chairman to sign a renewal agreement with James M. Underwood in an annual amount not to exceed \$3,500 to provide Nuisance Abatement Hearing Officer Services for the period June 15, 2004 through June 30, 2005, with two automatic one-year renewals. (Clerk of the Board)

Appointed James T. Hull as a member and David Bruck as an alternate to the Assessment Appeals Board for three-year terms to expire September 2007. (Clerk of the Board)

Approved and authorized the Chairman to sign a renewal software maintenance and support agreement with Megabyte Systems, Inc. in the amount of \$97,673.40 to continue to support the property tax system for the period July 1, 2004 through June 30, 2005. (Information Systems)

Approved and authorized the Chairman to sign a software support agreement renewal with SunGard Bi-Tech Inc. for support and maintenance of the County's financial systems in the amount of \$54,185.44 for the period July 1, 2004 through June 30, 2005. (Information Systems)

Approved and authorized the Chairman to sign an agreement with ValueOptions, Inc. in an amount not to exceed \$25,000 to provide administrative services related to the California Counties Medi-Cal Out-of-County Care Program for the period July 1, 2004 through June 30, 2005. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Deloitte & Touche in an annual amount not to exceed \$86,500 to provide independent review services from the date of signing through July 20, 2004, with an option to renew for two additional one-year periods. (Mental Health)

Approved the following budget amendments and directed the Purchasing Division to issue purchase orders to the appropriate vendors: In the amount of \$3,500 creating a fixed asset account to purchase a refrigerator/freezer for the Public Health Laboratory; in the amount of \$47,650 creating a fixed asset account to purchase a Time-Resolved Fluorescence Analyzer Multilabel Counter and a Time-Resolved Fluorescence Analyzer Wallac Columbus Strip Washer; in the amount of \$1,000 increasing the fixed asset account to \$6,200 to purchase a laboratory grade freezer; in the amount of \$11,000 creating a fixed asset account to purchase an inverted fluorescent microscope; in the amount of \$4,000 creating a fixed asset account to purchase a centrifuge; in the amount of \$7,000 creating a fixed asset account to purchase two laboratory refrigerators; and in the amount of \$7,700 creating a fixed asset account to purchase two projectors. (Public Health)

Adopted Resolution No. 2004-71, which approves submission of an application in the amount of \$205,618 and accompanying certification documents to the California Department of Health Services for a California Dental Disease Prevention Program project for the period July 1, 2004 through June 30, 2007; and approved and authorized the Chairman to sign a Nondiscrimination Compliance Statement and a Drug-Free Workplace Certification. (Public Health)

(See Resolution Book No. 45)

Adopted Resolution No. 2004-72, which authorizes expenditures for the period July 1, 2004 through June 30, 2008 to provide outreach, health promotion, and health education activities and items to protect and improve the health of the community, and directs the Auditor-Controller to pay for the purchases. (Public Health)

(See Resolution Book No. 45)

Authorized the Public Health Department to accept a grant from the California Department of Health Services Vehicle Occupant Safety Program in the amount of \$2,000 to purchase child safety seats; and authorized the Auditor-Controller to pay claims for expenses related to the project. (Public Health)

Approved and authorized the Chairman to sign an amendment to an agreement with the County of Trinity to provide interim Health Officer services during Trinity County's recruitment and hiring process, changing the term to the period September 23, 2003 through January 17, 2004. (Public Health)

Approved and authorized the Chairman to sign an agreement with Family Service Agency in the amount of \$10,000 to provide counseling and mental health services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Lilliput Children's Services in the amount of \$176,500 to provide an adoptions support program for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Mayers Memorial Hospital District, Crossroads Clinic in the amount of \$2,500 to provide parenting classes, counseling, drug and alcohol group counseling, and drug testing specimen collection for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with New Directions to Hope, Inc. in the amount of \$3,000 to provide anger management and domestic violence treatment services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with New Directions to Hope, Inc. in the amount of \$5,000 to provide counseling and mental health services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with North State Security, Inc. in the amount of \$115,610 to provide security services to five Department of Social Services locations for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with the University of California, Davis in the amount of \$60,900 to provide eligibility worker training from the date of signing through June 30, 2005. (Social Services)

Adopted Resolution No. 2004-73, which approves and authorizes the Chairman to sign an agreement with the California Department of Rehabilitation in an amount not to exceed \$200,000 to provide employment services for people with mental illness for the period July 1, 2004 through June 30, 2005, and approves and authorizes the Chairman to sign related contract documents. (Social Services-Opportunity Center)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign a renewal agreement with Comfort Inn in an annual amount not to exceed \$211,500 for the Opportunity Center to provide hotel cleaning services from the date of signing through March 31, 2005, with two additional automatic one-year renewals. (Social Services-Opportunity Center)

Approved and authorized the Chairman and the Chief Probation Officer to sign a grant application to the Criminal Justice Programs Division-Governor's Office of Emergency Services to continue the Serious Habitual Offender Program for juveniles in Shasta County for the first six months of Fiscal Year 04-05. (Probation)

Adopted Resolution No. 2004-74, which approves and authorizes the Chairman and the Chief Probation Officer to sign and submit a grant application for Juvenile Assessment Center Challenge Grant funds to the California Board of Corrections. (Probation)

(See Resolution Book No. 45)

Awarded to the low bidder, Western States Surfacing, Inc., on a unit-cost basis the contract for construction on the 2004 Chip Seals project in the amount of \$956,672.30. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: SHASTA COUNTY LIBRARY - REDDING MAIN

Director of Public Works Pat Minturn, Associate Engineer Eric Wedemeyer, Critical Solutions Project Management Consultant Tom Hedges, and LPA Architect Rick D'Amato gave a progress report on the design of the Shasta County Library - Redding Main. The influences used to determine the appearance both aesthetically and functionally are being taken from the City of Redding and the County of Shasta. The planned location, the views, the many anticipated areas inside the library, the exterior, and the schedule and budget were discussed. The grand opening is planned for February 10, 2007, and the total projected project costs are \$20,545,076.

PRESENTATION: SELF-ASSESSMENT OF THE CHILDREN AND FAMILY SERVICES AND JUVENILE PROBATION DIVISIONS' OPERATIONS

Interim Director of Social Services Larry Lees advised that the passage of Assembly Bill 636 allowed Shasta County to participate in the California Child and Family Services Review/Redesign. Deputy Director Barbara McKend reported on the Self-Assessment of the Children and Family Services and Juvenile Probation Divisions' operations and systemic factors that affect measured outcomes determining that every child in California lives in a safe, stable permanent home. Child Abuse Prevention Coordinating Council Executive Director Betty Futrell spoke of the self-assessment plan, the self-improvement plan for the County, the redesign process, with the ultimate goal being to end child abuse.

BOARD MATTERS

PROCLAMATION: VIETNAM VETERANS MEMORIAL DAY

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation which designates June 18, 2004 as Vietnam Veterans Memorial Day in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County. He explained that Assembly Bill 1788 (Leslie), in reaction to Assembly Bill 2600 (Laird), would put an additional layer of bureaucracy on Shasta County. In other counties, these bills may make sense; however, in Shasta County, matters such as land use, water, and economic development would be affected. Supervisor Fust stated that according to Regional Council of Rural Counties (RCRC), counties in the central Sierra Nevada area are supportive. CAO Latimer and Supervisor Fust recommended that the Board of Supervisors work toward getting Shasta County removed from those Bills. By consensus, the Board of Supervisors directed that letters be sent requesting the removal of Shasta County from the AB 1788 and AB 2600.

Supervisors reported on issues of countywide interest.

Supervisor Hawes spoke to the Members of the Board of the Shasta County District Fair and by consensus, the Board of Supervisors will contribute \$100 each to purchase an animal at the auction.

ADMINISTRATIVE OFFICE

BUDGET AMENDMENTS

At the recommendation of Budget Officer Kim Pickering and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved budget amendments increasing appropriations and revenues by \$695,673 to reflect year-end projections within the Trial Courts budget unit for Fiscal Year 03-04.

CLERK OF THE BOARD

**BOARD MEETING MINUTES: MAY 4, 2004, AS AMENDED
JUNE 8, 2004, AS SUBMITTED**

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors approved the minutes of the meetings held on May 4, 2004, as amended, and June 8, 2004, as submitted.

COUNTY CLERK - ELECTIONS

**RECALL ELECTION
BUDGET AMENDMENT**

At the recommendation of County Clerk/Registrar of Voters Ann Reed and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors approved a budget amendment increasing appropriations by \$143,831 to cover costs associated with conducting the October 7, 2003 recall election.

HEALTH AND WELFARE

MENTAL HEALTH

DETENTION OF PERSON WITH MENTAL DISORDERS
RESOLUTION NO. 2004-75

At the recommendation of Director of Mental Health Don Kingdon and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-75, which repeals Resolution No. 2003-84 and designates professional persons who may take or cause to be taken into custody at time of crisis persons for transportation to County-designated facilities for 72-hour treatment and evaluation.

(See Resolution Book No. 45)

SOCIAL SERVICES

CHANGES TO THE GENERAL ASSISTANCE PROGRAM MANUAL

At the recommendation of Interim Director of Social Services Larry Lees and Deputy Director of Social Services Phil Paulsen and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors adopted the recommended changes to the General Assistance Program Manual effective July 1, 2004.

SOCIAL SERVICES - OPPORUNITY CENTER

REDDING RANCHERIA COMMUNITY FUND

At the recommendation of Interim Director of Social Services Larry Lees, and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors accepted a grant award from Redding Rancheria Community Fund through the Shasta Regional Community Foundation in the amount of \$9,000 to purchase an updated mailing system; approved and authorized the chairman to sign an agreement with Shasta Regional Community Foundation accepting the grant award; and approved a budget amendment in the amount of \$20,450 increasing revenues by \$9,000, reducing Services and Supplies by \$2,450, and creating a fixed asset account.

PUBLIC WORKS

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors awarded to the low bidder, Peters Construction Company, on a lump-sum basis the contract for construction of the Resource Management Permit Center Addition in the amount of \$833,870; and approved a budget amendment increasing appropriations by \$276,870 to reflect the bid amount.

OTHER DEPARTMENTS

COUNTY FIRE

County Fire Warden Ken McLean presented the staff report regarding the Fire Department's recommendation for emergency fire escape road exits which would require

revisions to Section 6.11.3, Density, of Chapter 6, Fire Safety Standards of the Development Standards.

Deb Speer discussed the inability of being certain of which road in her area should be used as an emergency fire escape road. Supervisor Hawes stated he believed that the signage should be more obvious and would have that matter looked into.

John Strode, Cameron Mooney, Mike Dormer, and Don Wideline spoke in support of Fire Warden McLean's request for clarification of the standards in developing emergency fire escape road exits.

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors set a public hearing to consider revisions to Section 6.11.3, Density, of Chapter 6, Fire Safety Standards of the Development Standards on August 3, 2004 at 1:30 p.m. (or as soon thereafter as may be heard).

SCHEDULED HEARING

LAW AND JUSTICE

SHERIFF

ELECTRONIC FINGERPRING IDENTIFICATION SYSTEM

This was the time set to conduct a public hearing regarding imposing a \$1.00 fee to automobile registrations and a \$3.00 fee to commercial vehicle registrations for the period January 1, 2005 through December 31, 2005 to fund an electronic fingerprint identification system. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-76, which imposes a \$1.00 fee to automobile registrations and a \$3.00 fee to commercial vehicle registrations for the period January 1, 2005 through December 31, 2005 to fund an electronic fingerprint identification system; and directed the Auditor-Controller to deposit the registration fees into the Remote Access Network Board account and to pay claims for expenditures.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss two cases of anticipated litigation, pursuant to Government Code Section 54956.9, subdivision (c). County Counsel Karen Jahr advised that one of the cases would be dropped from the calendar, leaving only one case for discussion in Closed Session.

11:25 a.m.: The Board of Supervisors recessed to Closed Session.

11:50 a.m.: The Board of Supervisors recessed from Closed Session.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, Hawes, and Clarke, Assistant County Counsel Michael Ralston, Director of Resource Management Russ Mull, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss anticipated litigation. By unanimous vote, with Supervisor Wilson absent, the Board of Supervisors authorized a submission of a proposed Memorandum of Understanding (MOU) to Secretary of State Kevin Shelley to resolve the dispute regarding the conditions the Secretary has placed on Shasta County's continued use of the Sequoia Electronic Voting System. No other reportable action was taken.

SCHEDULED HEARING

RESOURCE MANAGEMENT

APPEAL: PARCEL MAP 03-040
TAMMERS PROPERTIES LLC (JONES VALLEY AREA)
RESOLUTION NO. 2004-77

This was the time set to conduct a public hearing and consider the appeal of Steve Boyd of the Planning Commission's approval of Parcel Map 03-040, Lammers Properties LLC (Jones Valley area) and Zone Amendment No. 03-019. Mr. Boyd contends that his opposition to the approval of the parcel map is due to many landowners in the area would continue to have unreliable wells.

Senior Planner William Walker presented the staff report and gave a Power Point presentation, recommending denial of the appeal. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened.

Steve Boyd spoke in opposition to the appeal as many landowners in the area have unreliable wells. Mr. Boyd read a statement from Jones Valley Water District Member Marty Palmer, who stated she is concerned over the dry and failing wells that have come to her attention.

Paul Stout, Peter Skiles, and Corwin Myers spoke in opposition to the appeal due to the limited water in the district.

Bob Richardson and Warden Buck advised that they were in favor of the appeal because good water was recently found at wells dug to a depth of 320'.

No one else was present to speak for or against the proposal, and the hearing was closed.

Public Works Director Pat Minturn stated that the existing district is a compact area and updates done in 1997 improved the system. It is complicated to provide water service in Elk Trail East and West, as there are only 5-acre parcels, so the length of water line is tremendous, costing over \$20,000 per parcel.

In answer to Supervisor Fust's question as to what data it takes to know whether water will be available at a site, Environmental Health Division Manager Jim Smith provided a

document that showed wells that were utilized for determining adequate water. Resource Management Director Russ Mull stated the method of determination that has been used in the past has been to compare the neighboring parcels.

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-77, which denies the appeal of Parcel Map 03-040, Lammers Properties LLC (Jones Valley area) and upholds the approval by the Planning Commission.

(See Resolution Book No. 45)

2:30 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 22, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Pastor Dennis Tucker, Word of Life Ministries.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Carrie Taylor thanked the Members of the Board of Supervisors for purchasing the lamb she entered at the Shasta District Fair.

Douglas Bennett advised the Board of Supervisors that he had spoken on June 1, 2004 as a concerned citizen due to an alleged incident that had occurred recently with two of his friends and the Sheriff's Office and was directed to contact the Grand Jury.

Supervisor Clarke stated that when allowing individuals to speak on issues that are not within the jurisdiction of the Board of Supervisors, a perception is created to those listening that the Board may be able to do something about the items brought to their attention.

Supervisor Kehoe stated that he is fully supportive of keeping an open forum for anyone who wants to address the Board of Supervisors, and when an item comes before the Board that is not relevant to the Board's jurisdiction, then the Board may direct the individual where he or she may direct their concerns. Supervisor Kehoe opined that on occasion the individual may be directed to the CAO or County Counsel for follow-up, and there is an obligation to announce the outcome the following week.

ITEMS PULLED FROM CONSENT CALENDAR

At the request of the Department of Social Services-Opportunity Center, the item requesting enactment of resolution to repeal Resolution No. 89-274, which provided for vacation, sick leave, and holiday pay for full-time clients employed at the Opportunity Center was pulled from the agenda.

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**ECONOMIC DEVELOPMENT OPPORTUNITIES
IN THE SOUTHEAST ANDERSON AREA**

Supervisor Clarke pulled for discussion the item accepting the final action plan report prepared by Pacific Municipal Consultants, and requested an update from County Administrative Officer (CAO) Doug Latimer. Mr. Latimer explained that copies of the Southeast Anderson Development Feasibility Final Study will be available in all libraries for review. The 3-year project was funded through Community Development Block Grant (CDBG), Economic Development Planning, and Housing and Community Development Funds. The anticipated projects will be an interchange at Interstate 5 and Deschutes Road, with additional roadwork to be planned and developed. By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors accepted the final action plan report prepared by Pacific Municipal Consultants and adopted the joint City of Anderson-Shasta County Action Plan for advancing economic development opportunities in the southeast Anderson area. (Administrative Office)

**SHASTA COUNTY POSITIONS RECLASSIFICATION
SALARY RESOLUTION NO. 1251**

Supervisor Clarke pulled for discussion the item regarding various positions being deleted and added. Director of Support Services Joann Davis advised that at the end of each fiscal year, Support Services informs the Board of Supervisors of positions needing to be reclassified. By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1251, which deletes one Accounting Technician and adds one Administrative Secretary II position in Public Works, deletes three Typist Clerk I/II positions and adds three Property Tax Specialist I/II positions in the Treasurer/Tax Collector Office, adds one Custodian I/II in Public Works-Facilities Management, deletes the Accounting Technician-Confidential and Air Pollution Control Officer classifications, and deletes or revises various funding footnotes. (Support Services-Human Resources)

(See Salary Resolution Book)

**SHASTA COUNTY DEPARTMENT OF MENTAL HEALTH POSITIONS
SALARY RESOLUTION NO. 1252**

Supervisor Clarke pulled for discussion the item deleting positions, and adding one position in Mental Health. Deputy Director of Mental Health Tim Kerwin advised that the Mental Health Division Chief classification is being requested to help the Mental Health Department to maintain its financial integrity and insure compliance with federal and state healthcare billing and claim service delivery requirements. Outside audits have found the department maintains a level of compliance required by the Inspector General. It is essential that all Medi-Cal billings be appropriate and well documented. The additional costs have been included in the department's budget. By motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors adopted Salary Resolution No.1252, which deletes 30 positions in Mental Health, adds one Mental Health Division Chief position, and amends a footnote to the County Salary Plan, and adopted the job classification for the Mental Health Division Chief. Supervisor Kehoe voted no. (Mental Health)

(See Salary Resolution Book)

CONSENT CALENDAR

By motion made, seconded (Fust/Kehoe), 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 a renewal agreement with the Shasta County Superior Court delineating operational services and revenue-sharing ratios for the period July 1, 2004 through June 30, 2006. (Administrative Office)

Authorized the issuance of warrants totaling \$98,239.11 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$107.25 requiring special board action. (Auditor-Controller)

Approved and authorized the Chairman to sign a renewal agreement with the California Department of Rehabilitation in the amount of \$65,185 to provide vocational rehabilitation services for the period July 1, 2004 through June 30, 2005, and adopted Resolution No. 2004-78, which authorizes Mental Health to prepare, sign, and submit reports required for the program. (Mental Health)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign a renewal agreement with Far Northern Regional Center in an amount not to exceed \$66,114 for the period July 1, 2004 through June 30, 2005 to allow Shasta County to reimburse Far Northern Regional Center for one-half the residential treatment costs for a client receiving services from the California Psychiatric Facility. (Mental Health)

Approved and authorized the Chairman to sign a memorandum of understanding with Shasta County Office of Education to allow the transfer of \$81,439 in federal Individuals with Disabilities Education Act funds to Mental Health for Fiscal Year 03-04. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Willow Glen Care Center in an amount not to exceed \$58,400 annually to provide residential treatment services for mentally disabled older adults for the period July 1, 2004 through June 30, 2005, with two additional automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Youth for Change in an amount not to exceed \$50,000 annually to provide residential and mental health services to Medi-Cal-eligible children for the period June 2, 2004 through June 30, 2005, with one additional automatic one-year renewal. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Northern Valley Catholic Social Services, Inc. in an amount not to exceed \$90,000 to provide case management to move CalWORKs clients from motels to appropriate housing and to administer the CalWORKs housing loan fund for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Northern Valley Catholic Social Service, Inc. in an amount not to exceed \$47,000 to provide counseling, mental health services, and psychological evaluations for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Northern Valley Catholic Social Service, Inc. in an amount not to exceed \$67,000 to provide a career-clothing and related mentoring center (Clothes That WORK) for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta County Child Abuse Prevention Coordinating Council in an amount not to exceed \$75,000 to provide a Child Abuse Prevention, Intervention and Treatment afternoon childcare, structured activity, and parent mentoring program for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Shasta County Office of Education in an amount not to exceed \$1,777,251 to provide CalWORKs Stage I child care services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Shasta County Private Industry Council, Inc. in an amount not to exceed \$188,055 to provide work experience coordination services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Shasta County Private Industry Council, Inc. in an amount not to exceed \$100,000 to provide a learning lab for CalWORKs clients for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Shasta County Private Industry Council, Inc. in an amount not to exceed \$424,283 to provide job development services, job services, and a CalWORKs business advocate for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Shasta County Private Industry Council, Inc. in an amount not to exceed \$55,471 to provide CalWORKs Work First services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Shasta County Women's Refuge in an amount not to exceed \$42,256 to provide a domestic violence specialist for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved a budget amendment transferring \$16,000 from Regular Salaries to Client Payroll. (Social Services-Opportunity Center)

Adopted Resolution No. 2004-79, which repeals Resolution No. 2002-191 and designates authorized signatures for the purpose of obtaining financial assistance for the Emergency Management Assistance Program. (Sheriff)

(See Resolution Book No. 45)

Approved a technical budget adjustment in the amount of \$167,200 to eliminate unallocated expenditures in Other Charges. (County Fire)

REGULAR CALENDAR

PRESENTATIONS

LITTLE VALLEY ROUND BARN **FORT CROOK HISTORICAL SOCIETY**

Fort Crook Historical Society President Robert Ingram stated the Round Barn, currently located in Little Valley, which is in Lassen County, has been deeded to the Fort Crook Historical Society on the stipulation that the barn be relocated to the Historical Society's museum grounds. Mr. Ingram has spoken with Tom Winter in the California Office of Historic Preservation, who advised him to have the structure declared a historic landmark or a historic building structure to qualify for the historic building codes. CAO Latimer advised that Director of Resource Management Russ Mull would need to be contacted for direction regarding this process and County Counsel to research whether the Board of Supervisors has the authority to declare something a historical site. Mr. Latimer stated that it may be appropriate to adopt a proclamation

“supporting” the historical site. County Counsel Karen Jahr stated that the County does not have a system for declaring buildings to be historical buildings; she said she would research and work with Mr. Ingram to determine if there might be a way the Board of Supervisors could be of assistance. Supervisor Kehoe requested County Counsel Jahr to note in her research any liability the County may or may not incur as a result of any action that maintains the County. Mr. Ingram stated that he can wait until Fall 2004 for an answer.

BOARD MATTERS

PRESENTATION: RETIREMENT PLAQUE **PATRICIA KENYON, SENIOR ASSESSOR-RECORDER CLERK**

In recognition of more than 20 years of service to Shasta County, the Board of Supervisors presented Senior Assessor-Recorder Clerk Patricia Kenyon with a plaque of appreciation upon the occasion of her retirement.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County. Shasta County Agricultural Commissioner/Sealer of Weights and Measures Mary Pfeiffer and Shasta County Agriculture Extension Farm Advisor Larry Forero requested the Board of Supervisors oppose the Senate Bill 1334 (Kuehl) regarding Mandatory Oak woodlands mitigation. Regional Council of Rural Counties (RCRC) is opposes this bill as it sets up state-mandated controls that totally override the county, threatens affordable housing infrastructure projects and agricultural production, and ignores the science surrounding oak trees in California. By consensus, the Board of Supervisors directed that a letter opposing SB 1334 be sent to the Assembly Agricultural Committee.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

GRAND JURY BUDGET AMENDMENT

At the recommendation of Budget Officer Kim Pickering and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors approved a budget amendment, which transfers \$5,000 from Contingency Reserve to the Grand Jury budget and increases appropriations within that budget to reflect year-end projections for Fiscal Year 03-04.

CLERK OF THE BOARD

MINUTES OF JUNE 15, 2004 MEETING PULLED FROM CALENDAR

Chairman Hawes reported that the minutes of the June 15, 2004 meeting were pulled at the request of the department.

SUPPORT SERVICES - HUMAN RESOURCES

MILITARY LEAVE OF ABSENCE POLICY
RESOLUTION NO. 2004-80

At the recommendation of Support Services Director Joann Davis and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved Resolution No. 2004-80, which extends to July 1, 2007 the temporary amendment to Shasta County's Military Leave of Absence Policy, Section 14.3.1 of the Shasta County Personnel Rules, as adopted in Resolution No. 2001-226 on November 13, 2001 and reauthorized in Resolution No. 2003-80 on May 13, 2003.

(See Resolution Book No. 45)

PUBLIC WORKS

RIGHT-OF-WAY CONTRACTS: HAPPY VALLEY FIRE DISTRICT,
FRED AND GLADYS BINGHAM, WILLIAM AND KATIE BUESE,
LARRY AND CONNIE ADAY, AND LISA WILSON
HAPPY VALLY ELEMENTARY SAFE ROUTES TO SCHOOL

At the recommendation of Deputy Director of Public Works Scott Wahl and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign right-of-way contracts with Happy Valley Fire District, Fred and Gladys Bingham, William and Katie Buese, Larry and Connie Aday, and Lisa Wilson, and accepted five easement deeds conveying parcels of project right of way regarding the Happy Valley Elementary Safe Routes to School Project

GRANT APPLICATION: FEDERAL AVIATION ADMINISTRATION
FALL RIVER MILLS AIRPORT

At the recommendation of Deputy Director of Public Works Dan Kovacich, and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a grant application to the Federal Aviation Administration in the amount of \$550,000 for the design of various improvements to the Fall River Mills Airport.

SCHEDULED HEARING

PUBLIC WORKS

SISKIYOU COUNTY LANDFILLS
RESOLUTION NO. 2004-81

This was the time set to conduct a public hearing regarding maintaining parcel charges at the current level for Shasta County residents using Siskiyou County landfills to cover the tipping fees. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

At the recommendation of Deputy Director of Public Works Dan Kovacich and by motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-81, which continues parcel charges at the current level for Shasta County residents using Siskiyou County landfills to cover the tipping fees.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Love v. California State Department of Corrections and Wurch and King v. Skillman, pursuant to Government Code section 54956.9, subdivision (a).
2. Confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c).

10:24 a.m.: The Board of Supervisors recessed to Closed Session.

11:50 a.m.: The Board of Supervisors recessed from Closed Session.

11:58 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, and Hawes, Assistant County Counsel Michael Ralston, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation. By unanimous vote, the Board of Supervisors authorized that the matters of Love v. California State Department of Corrections and Wurch and King v. Skillman be referred to outside counsel. No other reportable action was taken.

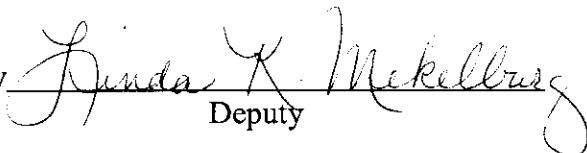
12:00 p.m.: The Board of Supervisors adjourned.



 Chairman

ATTEST:

H. DOUGLAS LATIMER
 Clerk of the Board of Supervisors

By 
 Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 29, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes requested a roll call.

District No. 1 - Supervisor Kehoe
District No. 3 - Supervisor Hawes

District No. 2 - Supervisor Fust - Absent
District No. 4 - Supervisor Wilson - Absent
District No. 5 - Supervisor Clarke - Absent

Due to the lack of a quorum, the Call to Order was postponed until 10:00 a.m.

10:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Joe Albion, Gateway Fellowship.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Jeff Nies, Kurt Randall, and Bryan Randall of Boy Scout Troop 125.

PUBLIC COMMENT PERIOD - OPEN TIME

United Public Employees of California (UPEC) Labor Representative Dave Ritchie stated that UPEC supports certain documents being removed from a personnel file pursuant to settlement agreements during disciplinary actions. He also noted that UPEC has been approached by a number of Department of Mental Health staff who have concerns about the protocols for the transition of persons who may be affected by mental health disabilities, specifically, that licensed staff with specific process requirements will be available at the hospitals when a delivery of a patient to an emergency room facility takes place.

Director of Mental Health Don Kingdon advised the Board of Supervisors that for the first weekend of the transition from the psychiatric inpatient facility to the new program, very experienced staff will be available to work with the emergency departments. Law enforcement has developed a written protocol for transport of mentally/emotionally disturbed persons.

CONSENT CALENDAR

By motion made, seconded (Clarke/Kehoe), 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 amendments extending the term to December 31, 2004 and increasing compensation by 3 percent for the agreements with Jack Suter to provide primary criminal defense services, and Jeffrey Jens and Rhonda Hixon to provide conflict criminal defense services. (Administrative Office)

Authorized the issuance of warrants totaling \$116,837.56 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$585.00 requiring special board action. (Auditor-Controller)

Appointed James Stambolis to the Castella Fire Protection District in lieu of election to fill an unexpired term to December 2005. (Clerk of the Board)

Appointed Dennis Jacobson to the Pine Grove Mosquito Abatement District to fill an unexpired term to January 2006. (Clerk of the Board)

Approved and authorized the Chairman to sign the amended California State Association of Counties Excess Insurance Authority (CSAC-EIA) Joint Powers Agreement, expanding the definition of "public entity" to include certain non-profit organizations pursuant to the Corporations Code. (Support Services)

Adopted Resolution No. 2004-82, which updates Chapter 36 of the Personnel Rules - Personnel Files Policy. (Support Services)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign a renewal agreement with Arcadia Health Services, Inc., DBA Arcadia Health Care in an amount not to exceed \$65,000 to provide temporary nursing services for supplemental health care for the period July 1, 2004 through June 30, 2005. (Mental Health)

Approved and authorized the Chairman to sign agreements with BHC Heritage Oaks Hospital and BHC Sierra Vista Hospital in an amount not to exceed \$100,000 each to provide psychiatric inpatient hospital services from the date of signing through June 30, 2005; and adopted Resolution No. 2004-83, which designates BHC Heritage Oaks Hospital and BHC Sierra Vista Hospital as facilities to provide 72-hour treatment and evaluation and 14-day intensive treatment pursuant to the Lanterman-Petris-Short (LPS) Act. (Mental Health)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign a renewal agreement with Sidney R. Cormier, Ph.D. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries for the period July 1, 2004 through June 30, 2005, with two additional automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Family Service Agency, Inc. in an amount not to exceed \$5,000 to provide mental health services to Medi-Cal-eligible adults for the period July 1, 2004 through June 30, 2005. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Clifford R. Graham, Ph.D. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries for the period July 1, 2004 through June 30, 2005, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign renewal agreements with the following locum tenens agencies to provide temporary psychiatric services for Fiscal Year 04-05: Interim Physicians, Inc. in an amount not to exceed \$205,000; and J&C Nationwide, Inc. in an amount not to exceed \$60,000. (Mental Health)

Approved and authorized the Chairman to sign an agreement with NorCal Center on Deafness, Inc. in an amount not to exceed \$10,000 annually to provide interpreter services for the hearing impaired for the period July 1, 2004 through June 30, 2005, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with North State Security, Inc. in an amount not to exceed \$35,000 annually to provide security services for the period July 1, 2004 through June 30, 2005, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with North Valley Schools, Inc., decreasing maximum annual compensation by \$7,760 (for a total of \$429,240) for Fiscal Year 04-05 to update the services and program to include day treatment intensive services. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Owens Pharmacy, Inc. increasing annual maximum compensation by \$10,000 (for a total of \$260,000) to provide pharmacy services for Fiscal Year 03-04. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Remi Vista, Inc. in an amount not to exceed \$241,648 annually to provide mental health services to Medi-Cal-eligible children for the period July 1, 2004 through June 30, 2005, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Victor Community Support Services, Inc. decreasing the annual maximum compensation by \$978,033 (for a total of \$1,172,120) to provide mental health services for Fiscal Year 04-05. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Family Service Agency of Shasta County, Inc. in an amount not to exceed \$248,563 to provide a visitation and parenting center for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Family Service Agency of Shasta County, Inc. in an amount not to exceed \$217,900 to administer the Family Preservation and Family Support program for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Golden Umbrella, Inc. in an amount not to exceed \$91,515 to administer the Adult Services Consolidated Intake Project for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Northern Valley Catholic Social Service, Inc. in an amount not to exceed \$159,200 to administer the Independent Living Program and the Emancipated Youth Program for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Northern Valley Catholic Social Service, Inc. in an amount not to exceed \$144,000 to provide Cal-Learn case management services for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with the City of Redding Police Department in an amount not to exceed \$87,848 to investigate elder crimes and abuse for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Shasta County Office of Education in an amount not to exceed \$63,535 to provide foster youth services to youth served by the Local Interagency Network for Children and Family Services (LINCS) program for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Tri-County Community Network in an amount not to exceed \$58,430 to provide an InterMountain Employment Coordinator for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with University of California, Davis in an amount not to exceed \$99,960 to provide for a northern regional child welfare consultant for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an agreement with Victor Treatment Centers, Inc. in an amount not to exceed \$233,600 to administer the Residential, Mental Health, and Intensive Day Treatment program for the period July 1, 2004 through June 30, 2005. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with Family Service Agency increasing compensation in an amount not to exceed \$134,400 (for a total not to exceed \$528,073) to provide counseling under the Child Abuse Treatment Program for the period October 1, 2003 through September 30, 2004. (District Attorney)

Adopted Resolution No. 2004-84, which authorizes the District Attorney to continue as the agent for Shasta County to conduct negotiations and submit documents necessary for the Workers' Compensation Insurance Fraud program. (District Attorney)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta County Office of Education to continue funding two full-time Deputy Probation Officer positions to provide probation intervention services at Live Oak School and Educational Resource Center for the period July 1, 2004 through June 30, 2005, with the option to renew for two one-year periods. (Probation)

Approved and authorized the Chairman to sign a renewal agreement with Dan Purtzer, M.D. in an amount not to exceed \$30,000 to provide autopsy and related services from the date of signing through July 31, 2005. (Sheriff-Coroner)

On behalf of the County Service Area (CSA), adopted Resolution No. 2004-85, which requests initiation of LAFCO proceedings to annex one parcel into the CSA. (Public Works-County Service Area No. 8 - Palo Cedro Sewer)

(See Resolution Book No. 45)

For the Foster Road at Mark Creek Bridge Replacement Project, approved and authorized the Chairman to sign a right-of-way contract with Floyd N. Bidwell, Trustee of the Floyd N. Bidwell Revocable Trust; and accepted a grant deed conveying one parcel of project right of way. (Public Works)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the Public Health Laboratory and record it within 10 days of actual completion of the work. (Public Works)

Awarded to the low bidder, Dean Hammond Construction, on a unit-cost basis, the contract for the Redding Regional Septage Impoundments 2004 Cleanout in the amount of \$157,000. (Public Works)

For Tract No. 1873, Spring Hill Commons, Phase 2 (northwest Cottonwood area), approved the final map for filing; accepted on behalf of the public offers of dedication for public roads and public utility easements; and approved and authorized the Chairman to sign an agreement with Hat Creek Construction for completion of improvements, and accepted a performance security in the amount of \$97,500 and payment security in the amount of \$48,750. (Public Works)

Approved the final map for filing for Tract No. 1858, Highland Village Estates Phase 1 (Anderson area). (Public Works)

For the Manton Heights Permanent Road Division in the Manton area, received the petition for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for August 17, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

Approved and authorized the Chairman to sign an amendment to the agreement with Clean Harbors Environmental Services, Inc. increasing compensation by \$3,901.52 (for a total of \$64,325.52) to provide assistance to the County in conducting four household hazardous waste collections for Fiscal Year 03-04. (Resource Management - Community Education Section)

REGULAR CALENDAR

PRESENTATIONS

DIRECTOR OF SOCIAL SERVICES SHER HUSS

County Administrative Officer (CAO) Doug Latimer introduced the recently hired Director of Social Services, Sher Huss.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that a state budget is anticipated by June 30, 2004 or July 1, 2004.

Supervisor Kehoe stated that he and Supervisor Hawes had attended the Local Benefits Committee.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

SHASTA COUNTY BUDGET FOR FISCAL YEAR 04-05

At the recommendation of Budget Officer Kim Pickering and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors accepted and approved the recommended Shasta County Budget for Fiscal Year 04-05 with total appropriations of \$313,130,544, including General Operating funds - \$277,111,805; Internal Service funds - \$26,557,763; Enterprise funds - \$9,460,976; and Special Districts governed by the Board of Supervisors totaling \$7,939,041; and set Tuesday, September 7, 2004 at 1:30 p.m. for a public hearing on the Final Shasta County Budget for Fiscal Year 04-05.

PUBLIC DEFENDER'S OFFICE
SALARY RESOLUTION NO. 1253

At the recommendation of Budget Officer Kim Pickering and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors took the following actions to create the organizational structure of the Public Defender's Office: adopted Salary Resolution No. 1253, which adds 14 positions in the Public Defender's Office; and approved job specifications for seven new job classifications.

(See Salary Resolution Book)

HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT PRIVACY POLICY
POLICY RESOLUTION NO. 2004-3

At the recommendation of CAO Analyst Celeste Buckley and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors adopted Policy Resolution No. 2004-3, which adds a Privacy Policy to the County's Administrative Manual pursuant to the Health Insurance Portability and Accountability Act of 1996 (HIPAA).

(See Policy Resolution Book)

ADMINISTRATIVE OFFICE/SUPPORT SERVICES

APPOINTMENT: CLERK/REGISTRAR OF VOTERS: CATHERINE DARLING

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Fust/Clarke), and carried, the Board of Supervisors appointed Assistant County Clerk/Registrar of Voters Catherine Darling as the County Clerk/Registrar of Voters effective September 5, 2004. Supervisor Kehoe voted no as he was in favor of appointing an Interim County Clerk/Registrar of Voters and recruiting for the position.

CLERK OF THE BOARD

BOARD MEETING MINUTES: JUNE 15 AND 22, 2004

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved the minutes of the meetings held on June 15 and 22, 2004, as submitted.

SUPPORT SERVICES

FLEET MANAGEMENT REPLACEMENT VEHICLES
RESOLUTION NO. 2004-86

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-86, which allows the Fleet Management Division to complete equipping of five replacement vehicles, as approved during Fiscal Year 03-04, and put them into service during Fiscal Year 04-05.

(See Resolution Book No. 45)

WATER/WASTEWATER OPERATOR
SALARY RESOLUTION NO. 1254

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1254, which increases the salary for the Water/Wastewater Operator classification series.

(See Salary Resolution Book)

HUMAN RESOURCES ANALYST POSITION
SALARY RESOLUTION NO. 1255

APPOINTMENT: DIANE GALUSHA, HUMAN RESOURCE ANALYST III

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1255, which adds one Human Resources Analyst I/II/III position in Support Services-Risk Management and revises salary footnote No. 54 to add the classifications of Human Resources Assistant-Confidential and Human Resources Analyst I; and approved the appointment of Diane Galusha at Step "D" of the Human Resources Analyst III classification.

(See Salary Resolution Book)

TREASURER-TAX COLLECTOR

AUTHORIZATION OF DISCHARGE OF ACCOUNTABILITY

At the recommendation of Treasurer-Tax Collector Lori Scott and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted a request for an Authorization of Discharge of Accountability for uncollectible assessments made in calendar years 1990 and 1991 pursuant to Revenue and Taxation Code section 2611.1 in the amount of \$113,957.90.

HEALTH AND WELFARE

HOUSING & COMMUNITY ACTION PROGRAMS

BUDGET AMENDMENT

At the recommendation of Director of Housing and Community Action Larry Lees and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted a budget amendment that increases appropriations and revenues in the Community Action Programs budget by \$40,000; and decreases appropriations and revenues in the Housing

Authority budget by \$40,000 to reflect projected expenditures and revenues consistent with final cost allocations for Fiscal Year 03-04.

LAW AND JUSTICE

CHILD SUPPORT SERVICES

RECORDS RETENTION SCHEDULE
RESOLUTION NO. 2004-87

At the recommendation of Director of Child Support Services Steve Baer and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-87, which establishes a records retention schedule for the Department of Child Support Services.

(See Resolution Book No. 45)

PUBLIC WORKS

SIERRA VISTA STREET LIGHTING
BUDGET AMENDMENT

At the recommendation of Director of Department of Public Works Pat Minturn and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors approved a budget amendment increasing appropriations by \$38 in the Sierra Vista Street Lighting Administration Budget.

SHASTA COUNTY MAIN LIBRARY WALKWAY PROJECT
RESOLUTION NO. 2004-88

At the recommendation of Director of Department of Public Works Pat Minturn and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-88, which rejects the bid received for the Shasta County Main Library Walkway Project on May 27, 2004; waived for this project Section 6.2 of Administrative Policy 6-101, *Shasta County Contracts Manual*, requiring projects estimated at over \$25,000 to be performed by formal bidding procedure; and authorized the Director of Public Works to complete the project using County forces at an estimated cost of \$58,000.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss two cases of anticipated litigation pursuant to Government Code Section 54956.9, subdivision (c).

11:42 a.m.: The Board of Supervisors recessed to Closed Session.


12:15 p.m.: The Board of Supervisors recessed from Closed Session.

12:25 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Fust, and Kehoe, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

Supervisor Hawes reported that the Board of Supervisors met in Closed Session to discuss anticipated litigation; however, no reportable action was taken.

12:25 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, July 20, 2004

REGULAR MEETING

9:02 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
Assistant County Counsel - Michael Ralston
Deputy Clerk of the Board - Linda K. Mekelburg

INVOCATION

Invocation was given by Pastor David Stark, Grace Presbyterian Church.

PLEDGE OF ALLEGIANCE

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

MOMENT OF SILENCE

A moment of silence was observed in honor of Clarence David "C.D." Nelson, a local philanthropist who recently passed away.

PUBLIC COMMENT PERIOD - OPEN TIME

Helen Stevenson, Lani Richardson, and Lee Stevenson questioned the removal of Rick Sherman as Bella Vista Fire Company Chief and expressed their support of Mr. Sherman.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Clarke pulled for discussion the agreement with the Shasta Mosquito and Vector Control District to provide mosquito control and surveillance services. County Administrative Officer (CAO) Doug Latimer explained that the contract will allow the District to test for diseases such as West Nile Virus in areas outside their District but in the unincorporated areas of Shasta County.

CONSENT CALENDAR

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

Approved and appointed Supervisor Clarke (County of Shasta), CAO Doug Latimer (County of Shasta), Mike Pohlmeyer (City of Redding), Mary Stegall (City of Redding), as alternate members to the Indian Gaming Local Community Benefit Committee (LCBC); and approved the bylaws adopted by the Committee. (Administrative Office)

Approved and authorized the Chairman to sign an agreement with the Shasta Mosquito and Vector Control District in an amount not to exceed \$10,000 to provide mosquito control and surveillance within Shasta County but outside existing mosquito district boundaries to combat West Nile Virus and other illnesses from the date of signing through December 31, 2004. (Administrative Office)

Approved and authorized the Chairman to sign a contract amendment with Northern California Emergency Medical Services, Inc. extending the term for one year through June 30, 2005 in the amount of \$58,796.30 to provide local emergency medical services. (Administrative Office)

Approved and authorized the Chairman to sign an amendment to the lease with Union Pacific Railroad Company for the parking lot on Oregon Street in Redding, extending the lease term to August 31, 2004. (Administrative Office)

Authorized the issuance of warrants totaling \$85,800.38 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$450.00 requiring special board action. (Auditor-Controller)

Adopted Resolution No. 2004-89, which establishes the Shasta County Appropriations Limit for Fiscal Year 2004-05 in the amount of \$90,917,715, and sets the annual adjustment factors used to calculate the appropriations limits at the percentage change of 6.03 percent in local assessment roll from the preceding year for Shasta County due to the addition of local non-residential new construction and a population factor of 1.51 percent reflecting the change in population within the incorporated areas of Shasta County as provided by the Demographic Section of the Department of Finance. (Auditor-Controller)

(See Resolution Book No. 45)

Appointed Social Services Director Sher Huss to the Shasta Children and Families First Commission for an unexpired term to January 2005. (Clerk of the Board)

Appointed Tim Hopkins to the Shasta Lake Fire Protection District in lieu of election to fill an unexpired term to December 2005. (Clerk of the Board)

Adopted the revised Shasta County Library Internet and Computer Use Policy. (Library)

Approved and authorized the Chairman to sign a renewal agreement with New Directions to Hope in an annual amount not to exceed \$252,000 to provide mental health services to Medi-Cal-eligible children for the period July 1, 2004 through June 30, 2005, with the option to renew for two additional one-year terms. (Mental Health)

Approved and authorized the Chairman to sign a contract with Redwood Toxicology Laboratory to provide for drug testing services for the period July 1, 2004 through June 30, 2007, with the option to renew for two additional one-year periods. (Probation)

On behalf of the County Service Area (CSA) No. 17 - Cottonwood Sewer, adopted Resolution No. 2004-90, which requests initiation of Local Agency Formation Commission (LAFCO) proceedings to annex one parcel into the CSA. (County Service Area No. 17 - Cottonwood Sewer/Public Works)

(See Resolution Book No. 45)

Introduced and waived the reading of an ordinance establishing a load limit of 14,000 pounds on Bailey Avenue in the Burney area. (Public Works)

Adopted Resolution No. 435 of Ordinance No. 413-1, which authorizes stop signs on Menlo Way at its intersection with Santa Barbara Drive. (Public Works)

(See Stop Sign Ordinance Book)

Approved and authorized the Chairman to sign an agreement with CalTrans authorizing the exchange of \$672,168 in Federal Regional Surface Transportation Funds for an equal amount of State Highway Account funds in Fiscal Year 03-04. (Public Works)

For Parcel Map 01-021, Stapler (Millville area), released the security in the amount of \$105,000 guaranteeing faithful performance and released the security in the amount of \$52,500 guaranteeing payment. (Public Works)

For the Foster Road at Mark Creek Bridge Replacement Project, approved plans and specifications; directed the Director of Public Works to advertise for bids after authorization to proceed is granted by CalTrans; and authorized opening of bids on or after August 19, 2004, after a three-week advertising period. (Public Works)

Awarded to the low bidder, California Pavement Maintenance Company, Inc., on a unit-cost basis the contract for construction on the 2004 Slurry Seals on Various County Roads Project in the amount of \$627,571.70. (Public Works)

Adopted Resolution No. 2004-91, which approves and authorizes the Chairman to sign a lease with the Federal Aviation Administration (FAA) at no cost to allow the FAA to use a storage room at the Fall River Mills Airport for the period July 1, 2003 through June 30, 2013. (Public Works)

(See Resolution Book No. 45)

REGULAR CALENDAR

PUBLIC WORKS

DESIGNATION OF GAS POINT ROAD AS VETERANS MEMORIAL DRIVE RESOLUTION NO. 2004-92 DESIGNATION OF COUNTY'S AGENT FOR ENCROACHMENT PERMITS

At the recommendation of Public Works Director Pat Mintum and Veterans Service Officer Dave Lanford and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-92, which designates Gas Point Road as Veterans Memorial Drive from the Veterans Cemetery to Clear Creek Road; and designated the Public Works Director as the County's agent to issue an encroachment permit to the Shasta County Veterans Affiliated Council for placement of veteran-related signs along Veterans Memorial Drive.

(See Resolution Book No. 45)

9:21 a.m.: Supervisor Wilson left the chambers to attend C.D. Nelson's funeral.

PRESENTATIONS

PRESENTATION: WHISKEYTOWN NATIONAL RECREATION AREA UPDATE

Whiskeytown National Recreation Area Park Superintendent Jim Milestone introduced Andy Zavanelli, who has been hired as the Chief Ranger for the Park. Mr. Milestone reported on various activities of the Recreation Area, including the following:

1. Certain budget shortfalls have resulted in the closure of two two-site campgrounds, reduced patrols, and reduced lifeguard service.
2. The fire budget has remained intact, and prescribed burns are planned for later in the year.
3. The Park's Fire Management Plan has been completed; the Park Service proposes to begin some small-scale logging in areas which were last logged in the 1950's.
4. A new picnic site has been constructed near the Crystal Creek waterfall with the help of a local Eagle Scout troop.
5. The Park Service has entered into a cooperative agreement with the local YMCA to begin a sculling program.
6. Free kayak tours of the Lake continue to be popular.

PRESENTATION: VIDEO-CONFERENCING EQUIPMENT UPDATE

Child Support Services Director Steve Baer updated the Board of Supervisors on the video-conference equipment recently acquired by his department and thanked them for allowing the department to purchase the equipment.

BOARD MATTERS

JULY 2004 EMPLOYEE OF THE MONTH ADMINISTRATIVE SECRETARY II ELAINE GROSSMAN RESOLUTION NO. 2004-93

At the recommendation of Resource Management Director Russ Mull and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-93, which recognizes Administrative Secretary II Elaine Grossman as Shasta County's July 2004 Employee of the Month.

(See Resolution Book No. 45)

RECOGNITION OF 2004 WALKING CHALLENGE TEAM AND INDIVIDUAL WINNER

Support Services Director Joann Davis recognized the winners of the 2004 Walking Challenge and plaques were presented. Support Services-Risk Management Human Resources Analyst III Char Peck was the individual winner, and the County Clerk's Office "Flamingo Flock Wockers" were the departmental champions.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that recent comments by Governor Schwarzenegger have led to approval of the state budget being delayed.

Supervisor Hawes recently attended a Sacramento River Area Conservation Forum meeting.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

APPROVAL OF MINUTES: JUNE 29, 2004

By motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors approved the minutes of the meeting held on June 29, 2004, as submitted.

PUBLIC WORKS

RIGHT-OF-WAY CONTRACTS AND GRANT DEEDS: GENE ANDERSON AND LORNA PRANG, MARIE PARKER, DEANA J. FRYE, FRED AND DOLORES WORKMAN, AND LO SENG AND CHIO SENG SAELEE HAPPY VALLEY AREA BIKE PATH PROJECT

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign right-of-way contracts with Gene Anderson and Lorna Prang, Marie Parker, Deana J. Frye, Fred and Dolores Workman, and Lo Seng and Chio Seng Saelee for the Happy Valley Area Bike Path Project; and accepted grant deeds conveying two parcels of project right of way.

SCHEDULED HEARINGS

PUBLIC WORKS

**PARCEL CHARGE INCREASE
COUNTY SERVICE AREA NO. 6 - JONES VALLEY WATER**

This was the time set to conduct a public hearing and consider taking action regarding a \$6 parcel charge increase for County Service Area (CSA) No. 6 - Jones Valley Water. Deputy Public Works Director Scott Wahl presented the staff report. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the increase, and the public input portion of the public hearing was closed.

Mr. Wahl noted that in accordance with Proposition 218, the property owners must approve the parcel charge increase, and he delivered the ballots to the Clerk of the Board for tabulation.

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors directed the Clerk of the Board to tabulate the results of the vote to consider a \$6 parcel charge increase as required by Proposition 218; and continued the public hearing until August 10, 2004 at 9 a.m., or as soon thereafter as may be heard, at which time the results of the vote will be announced.

MANZANILLO ORCHARD PERMANENT ROAD DIVISION
RESOLUTION NOS. 2004-94 AND 2004-95

This was the time set to conduct a public hearing and consider taking various actions regarding formation of a Manzanillo Orchard Permanent Road Division in the northeast Redding area. Deputy Public Works Director Scott Wahl presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing 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. Mr. Wahl noted that in accordance with Proposition 218, the property owners must approve the requested parcel charge, and he delivered the ballot to the Clerk of the Board for tabulation. The clerk opened the ballot; the vote was as follows:

FOR: 1
AGAINST: 0

The public hearing was closed.

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors took the following actions on the formation of Manzanillo Orchard Permanent Road Division:

1. Adopted Resolution No. 2004-94, which forms the Manzanillo Orchard Permanent Road Division;
2. Adopted Resolution No. 2004-95, which confirms the annual parcel charge report for Fiscal Year 04-05; and
3. Received the annual parcel charge report.

(See Resolution Book No. 45)

TRACT NO. 1860, CHINA GULCH SUBDIVISION (HAPPY VALLEY AREA)
CHINA GULCH PERMANENT ROAD DIVISION
RESOLUTION NOS. 2004-96 THROUGH 2004-98

This was the time set to conduct a public hearing and consider taking various actions regarding the final map and formation of a permanent road division for Tract No. 1860, China Gulch Subdivision in the Happy Valley area. Deputy Public Works Director Scott Wahl presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the increase. Mr. Wahl noted that in accordance with Proposition 218, the property owners must approve the requested parcel charge, and he delivered the ballot to the Clerk of the Board for tabulation. The clerk opened the ballot; the vote was as follows:

FOR: 1
AGAINST: 0

The public hearing was closed.

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors took the following actions on the formation of China Gulch Permanent Road Division:

1. Adopted Resolution No. 2004-96, which forms the China Gulch Permanent Road Division;
2. Adopted Resolution No. 2004-97, which confirms the annual parcel charge report for Fiscal Year 04-05; and
3. Received the annual parcel charge report;

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors took the following actions on the final map:

1. Approved the final map for filing;
2. Accepted on behalf of the public offers of dedication for public roads, access rights, and the fire access easements;
3. Adopted Resolution No. 2004-98, which consents to but does not accept offers for public service easements or for any other public use easements; and
4. Approved and authorized the Chairman to sign an agreement with Cornerstone Development guaranteeing workmanship for one year, and accept a performance security in the amount of \$22,500.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Wurch and King v. Skillman, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code Section 54956.9, subdivision (c).

10:15 a.m.: The Board of Supervisors recessed to Closed Session.

10:45 a.m.: The Board of Supervisors recessed from Closed Session.

10:50 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, and Hawes, Assistant County Counsel Michael Ralston, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors, with Supervisor Wilson absent, met in Closed Session to discuss existing litigation, as well as anticipated litigation. Secretary of State Kevin Shelley has signed an agreement authorizing the

use of Shasta County's electronic voting machines; based on that action, the Board of Supervisors will not initiate litigation having to do with electronic voting. No other reportable action was taken.

10:52 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, July 27, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
 District No. 3 - Supervisor Hawes
 District No. 4 - Supervisor Wilson
 District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
 County Counsel - Karen Jahr
 Deputy Clerk of the Board - Linda K. Mekelburg

INVOCATION

Invocation was given by Chaplain Ev Courter, Shasta County Law Enforcement, Fire, and Emergency Medical Services.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes noted that the item requesting approval for an application to the Secretary of State for Help America Vote Act of 2002 (HAVA) fund was pulled at the request of the department.

Supervisor Kehoe pulled the item regarding the resolution supporting an application by the Shasta Land Trust. In response to a question from Supervisor Kehoe, Supervisor Hawes noted that the application has the support of the landowners in the area.

CONSENT CALENDAR

By motion made, seconded (Fust/Wilson), 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 an amendment to the agreement with Redding Cellular Partnership DBA AT&T Wireless, increasing the area to be leased in the Courthouse area by approximately 368 square feet to approximately 728 square feet and increasing compensation to Shasta County by \$150 per month to \$1,012.50 per month from the date of signing through April 6, 2013. (Administrative Office)

Authorized the issuance of warrants totaling \$391,526.07 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$6,557.44 requiring special board action. (Auditor-Controller)

Approved the transfer of title of three vehicles from Northern Valley Catholic Social Service to Shasta County; and increased the number of vehicles in the County fleet by three for a new total of 386 vehicles. (Mental Health)

Authorized the County Alcohol and Drug Program Administrator to sign the Drug Court Partnership Act of 2002 Grant Award amendment with the State Department of Alcohol and Drug Programs extending the expenditure period for FY 03-04 funds to June 30, 2005. (Mental Health-Alcohol and Drug Programs)

Corrected the Public Health Advisory Board term expiration dates for appointees Cassandra Ryan to March 2006 and Eric Hanson to March 2005. (Public Health)

Authorized Public Health to accept a grant from and approve and authorize the Chairman to sign an agreement with Shasta Children and Families First Commission in the amount of \$6,270 to purchase therapeutic equipment for eligible children served by California Children's Services; and authorized the Auditor-Controller to pay claims for expenses related to the project. (Public Health)

Approved and authorized the Chairman to sign a renewal agreement with the California Department of Health Services in the amount of \$151,170 to continue immunization outreach activities for the period July 1, 2004 through June 30, 2005; approved and authorized the Chairman to sign a renewal agreement with Shasta Community Health Center in an amount not to exceed \$97,000 to continue immunization improvement services for the period July 1, 2004 through June 30, 2005; and authorized the Auditor-Controller to pay claims related to the agreements. (Public Health)

Adopted Resolution No. 2004-99, which authorizes the Chairman and the Chief Probation Officer to sign a Citizens Option for Public Safety (COPS) Secure Our Schools Grant application and contract to provide training to probation officers and group counselors. (Probation)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign the following contracts to place children at Crystal Creek Juvenile Detention Facility from the date of signing through July 26, 2007: With the County of Tehama in the amount of \$75 per day for one reserved bed; and with the County of Tuolumne in the amount of \$85 per day for one space-available bed. (Probation)

For the Deschutes Road Widening Project, approved and authorized the Chairman to sign a right-of-way contract with Palo Cedro Community Baptist Church, Inc.; and accepted a grant deed conveying a parcel of project right of way. (Public Works)

For the Fall River Mills Airport Expansion Project, approved and authorized the Chairman to sign a right-of-way contract with Read Trust; and accepted a grant deed conveying a parcel of project right of way. (Public Works)

For the Happy Valley Safe Routes to School Project, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and directed the Director of Public Works to advertise for bids; and authorized the opening of bids on or after August 19, 2004 at 11 a.m. (Public Works)

Adopted Resolution No. 2004-100, which supports the application by the Shasta Land Trust for grant funds to obtain a conservation easement in the Fall River Valley. (Resource Management)

(See Resolution Book No. 45)

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: BREASTFEEDING AWARENESS MONTH

At the recommendation of Shasta Breastfeeding Coalition representative Jennifer Snider and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates August 2004 as Breastfeeding Awareness Month in Shasta County.

PRESENTATIONS

PRESENTATION: SHASTA PRIVATE INDUSTRY COUNCIL

Anna Brassart presented an update on the activities of the Shasta Private Industry Council, which has been in Shasta County since 1979. They provide services to CalWORKS, to Shasta College, and to inmates. During the last year, budget reductions have required the closure of seven resource centers, and the equipment from those centers has been donated to several non-profit agencies. Even though resource centers closed, services to residents of Shasta County have increased.

PRESENTATION: WESTERN SHASTA RESOURCE CONSERVATION DISTRICT

Shasta County Fire Safe Council Coordinator Barbara Camacho presented an update on the mobile educational trailer purchased with Title III funds from the Secure Rural Schools and Community Self-Determination Act of 2000. Since the trailer has been received and put into service, it has been on display at several community events, including the annual Cow Creek Community Meeting (March 17, 2004), Shasta West Fire Safe Council (April 7, 2004), Lakehead Bunny Festival (April 10, 2004), Earth Day at Shasta College (April 22, 2004), annual Shingletown Community Safety Meeting (April 22, 2004), Fire Prevention Day at Mt. Shasta Mall (April 24, 2004), Old Shasta Art Festival (May 8-9, 2004), Shasta District Fair (June 16-20, 2004).

ASSISTANT DIRECTOR OF RESOURCE MANAGEMENT RICHARD BARNUM

Director of Resource Management Russ Mull introduced the recently hired Assistant Director of Resource Management Richard Barnum.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that legislators have reached tentative agreement on the State budget.

CAO Latimer noted that he has received a memorandum from Shasta Mosquito and Vector Control District Manager Bill Hazeleur regarding the presence of West Nile Virus in

Shasta County, and he has asked Mr. Hazeleur and Public Health Director Marta McKenzie to provide the Board of Supervisors with an update on August 3.

Supervisors reported on issues of countywide interest.

ASSESSOR-RECORDER

FIXED ASSET: DIGITAL READER PRINTER
RESOLUTION NO. 2004-101

At the recommendation of Assessor-Recorder Cris Andrews and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-101, which allows the Recorder to purchase a digital reader printer as a fixed asset in the amount of \$13,750 prior to the adoption of the Fiscal Year 04-05 budget.

(See Resolution Book No. 45)

CLERK OF THE BOARD

AMENDMENTS TO ADMINISTRATIVE POLICY MANUAL
POLICY RESOLUTION NO. 2004-4

CAO Doug Latimer presented the staff report and recommended approval of the policy resolution. In response to questions from Supervisor Kehoe, County Counsel Karen Jahr explained that the \$25,000 value limit on artwork in Administrative Policy 8-205 corresponds to the limitations of the current insurance policy in place; CAO Latimer noted that any proposed purchase of private artwork for the Administration Center will be brought to the Board of Supervisors for approval. In response to a question from Supervisor Clarke, CAO Latimer explained that the sensitivities of the public will be taken into consideration, and care will be taken so that art displays chosen will not offend anyone. By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Policy Resolution No. 2004-4, which approves recommended amendments to the Administrative Policy Manual to reflect current County practices, ensure compliance with State regulations, and update provisions.

(See Policy Resolution Book)

SUPPORT SERVICES

RECORDS RETENTION SCHEDULE
RESOLUTION NO. 2004-102

At the recommendation of Support Services Director Joann Davis and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-102, which establishes a records retention schedule for the Department of Support Services.

(See Resolution Book No. 45)

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

QUARTERLY REPORT OF INVESTMENTS

At the recommendation of Treasurer-Tax Collector-Public Administrator Lori Scott and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors accepted the Quarterly Report of Investments for the quarter ending June 30, 2004.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Madsen v. County of Shasta and Horisk v. Shasta County Mental Health, et al., pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

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

11:05 a.m.: The Board of Supervisors recessed from Closed Session.

1:32 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, Hawes, and Clarke, Assistant County Counsel Michael Ralston, and Deputy Clerk of the Board Linda Mekelburg present. Supervisor Wilson was absent.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as labor negotiations. On a unanimous vote, the Board of Supervisors referred the defense of the County in the matter of Horisk v. Shasta County Mental Health, et al. to the Law Offices of Larry Moss; no other reportable action was taken.

SCHEDULED HEARING

RESOURCE MANAGEMENT - PLANNING DIVISION

ZONE AMENDMENT NO. 03-019
LAMMERS PROPERTIES LLC
JONES VALLEY AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 03-019, Lammers Properties LLC, which would rezone approximately 510 acres in the Jones Valley area from an Unclassified (U) District to a Limited Residential (RL) District. Associate Planner Zach Bonnin recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time Steve Boyd and Diana Tallerino expressed their concerns that there is not enough water in the area to support the proposed subdivision. No one else spoke for or against the proposal, and the public hearing was closed.

In response to a question from Supervisor Kehoe, Resource Management Director Russ Mull noted that the Board of Supervisors has an obligation to use available resources to identify whether available water exists. With the fractured volcanic formations in the area, water can sometimes be found in side-by-side parcels and sometimes not. Based on the availability of water on neighboring parcels, Resource Management made a determination that there would be sufficient water available for the subdivision.

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 03-019, Lammers Properties LLC, Jones Valley area:

1. Adopted the California Environmental Quality Act (CEQA) determination of a negative declaration with a de minimis finding significance, with the findings as specifically set forth in Planning Commission Resolution No. 04-053;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-053; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 03-019 as requested.


1:40 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 3, 2004

REGULAR MEETING

9:03 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 2 - Supervisor Fust
 District No. 3 - Supervisor Hawes
 District No. 4 - Supervisor Wilson
 District No. 5 - Supervisor Clarke

District No. 1 - Supervisor Kehoe - Absent

County Administrative Officer - Doug Latimer
 County Counsel - Karen Jahr
 Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Pastor Dennis Tucker, Word of Life Ministries.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Patti Crampton, representing the United Domestic Workers of America, discussed the impact of the State budget on the local In-Home Supportive Services program.

Beverly Shaw and Yvette Welch requested information as to whether the Wildcat Road at North Fork Battle Creek Bridge would remain open as a detour during construction of the new bridge. In response to a question from Supervisor Clarke, Deputy Public Works Director Scott Wahl confirmed that it has always been the intent to keep the bridge open as a detour during construction.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$65,016.00 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$76,186.38 requiring special board action. (Auditor-Controller)

Enacted Ordinance No. 463-20, which approves load limits on Bailey Avenue in Burney, as introduced July 20, 2004. (Clerk of the Board)

(See Weights of Vehicles and Loads Ordinance Book)

Returned the August 31, 2004 meeting date to the regularly scheduled meeting dates of the Board of Supervisors. (Clerk of the Board)

Approved the consolidation of the Fall River Joint Unified School District bond election with the November 2, 2004 General Presidential Election; and authorized the County's Election Department to conduct the election. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with Crestwood Behavioral Health, Inc. retaining the term of July 1, 2002 through June 30, 2005 and increasing the maximum annual amount by \$144,558 (for a maximum total annual amount of \$1,379,558) to provide skilled nursing care. (Mental Health)

Approved and authorized the Chairman to sign a contract with Wright Education Services in an amount not to exceed \$5,120 to provide anger management counseling classes for juvenile offenders from the date of signing through June 30, 2005. (Probation)

Approved and authorized the Chairman to sign contracts with the County of Placer and with the County of Lassen in the amount of \$85 per day for one space-available bed to place children at Crystal Creek Juvenile Detention Facility from the date of signing through August 2, 2007. (Probation)

Adopted Resolution No. 2004-103, which accepts the donation of a 1987 Ford Econoline Response Vehicle from the Redding Police Department for use as a Search and Rescue first-response vehicle by the Sheriff's Office of Emergency Services and authorizes the Sheriff to dispose of the vehicle at the termination of its useful life; authorized an increase in the size of the County fleet from 386 to 387; and authorized the sale of a 1983 Ford van. (Sheriff)

(See Resolution Book No. 45)

Approved the award of Bid No. 03-14 to Pacific Bell Telephone Company DBA SBC to provide inmate pay telephone service; and approved and authorized the Chairman to sign an agreement with SBC to provide the service from the date of signing through August 2, 2007, with an option for two additional one-year terms. (Sheriff)

Approved and authorized the Chairman to sign an agreement with the County of Tehama to pay approximately \$7,000 for temporary repairs to the Wildcat Road at North Fork Battle Creek Bridge. (Public Works)

For the Deschutes Road Widening project, approved and authorized the Chairman to sign a right-of-way contract with the George Emmerson and Susan Wells Emmerson Family Trust of 2002; and accepted a grant deed conveying a parcel of project right of way. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

UPDATE ON WEST NILE VIRUS

Public Health Director Marta McKenzie and Shasta Mosquito and Vector Control District Manager Bill Hazelaar presented on update on the presence of West Nile Virus in Shasta County. A West Nile Virus Task Force was created about 1½ years ago and consists of representatives from Burney Basin Mosquito Abatement District, Pine Grove Mosquito Abatement District, and Shasta Mosquito and Vector Control District, and also representatives

from groups such as Shasta Wildlife, the Agricultural Commissioner's Office, the Veterinary Association, Haven Human Society, and the State Vector Control Group.

Currently, the County contracts with the Shasta Mosquito and Vector Control District to perform some trapping services outside the boundaries of the District. In the event of a substantial human health risk, they are prepared to perform mosquito control outside the boundaries of the District. To date there have been 64 cases of the virus in California, with two deaths. In the District, 20-21 dead birds have been found which have preliminarily tested positive for the virus. The virus appears to be widespread within the basin area of the County. The District is monitoring the situation and performing mosquito control. In response to a question from Supervisor Clarke, Mr. Hazeleur suggested that, due to congestion on the State's toll-free telephone number, the public contact the Shasta Mosquito and Vector Control District if they find a dead bird.

Protective measures citizens can employ include ridding any areas of standing water, avoid being outside at dusk and dawn, dress in long sleeves and pants if possible, and apply insecticide with DEET. Adults over 50 and those who are immuno-compromised are at the greatest risk for contracting the virus.

BOARD MATTERS

PROCLAMATION: CHILD SUPPORT AWARENESS MONTH

At the recommendation of Assistant Child Support Services Director Terri Love and Public Outreach Coordinator Lori Moreno and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates August 2004 as Child Support Awareness Month in Shasta County.

UPDATE: QUINCY LIBRARY GROUP/SIERRA NEVADA FRAMEWORK PROJECT DONATION: LAWSUIT CONTINGENCY FUND

County Forester Frank Stewart presented an update on accomplishments of the Quincy Library Group (QLG) Pilot Project/Sierra Nevada Framework Project. To date, due to various restrictions on the original project, not as much has been accomplished as was projected. Additionally, appeals to the Sierra Nevada Framework-Record of Decision have been filed by Californians for Alternatives to Toxics, John Muir Project of Earth Island Institute and Center for Biological Diversity, and The Sierra Nevada Forest Protection Campaign and The Plumas Project. The Regional Forester denied the appeals, and it is expected the appellants will file in court to stop the pilot project. Mr. Stewart expects them to challenge the Meadow Valley Defensible Fuel Profile Zone Project and other QLG projects, along with the Sierra Nevada Framework revised Record of Decision.

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors approved a donation of \$8,000 to the Quincy Library Group Lawsuit Contingency Fund.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that the State budget has been passed. Shasta County will lose \$1.6 million in property taxes over the next two years, booking fees will stay as

they are, rural county law enforcement funding in the amount of \$500,000 has been resolved, Temporary Assistance for Needy Families (TANF) block grant funding has been kept, and State Responsibility Area (SRA) fees have been repealed.

Supervisor Fust recently attended a NorTec Governing Board meeting.

Supervisor Clarke recently attended PSA 2 Area Agency on Aging meeting.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

APPROVAL OF MINUTES: JULY 20, 2004

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved the minutes of the meeting held on July 20, 2004, as amended, with the following corrections:

1. Page 175, first line should be corrected to read: "Supervisor Wilson left the chambers *to attend C.D. Nelson's funeral.*"
2. Page 178, last line, "anticipated *negotiations*" should be corrected to read "anticipated *litigation.*"

ZONE AMENDMENT NO. 03-015 **JEFF DAVIS, COTTONWOOD AREA** **ORDINANCE NO. 378-1883**

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors enacted Ordinance No. 378-1883, which approves Zone Amendment No. 03-015, Davis (Cottonwood area), as introduced July 13, 2003.

(See Zoning Ordinance Book)

SUPPORT SERVICES-HUMAN RESOURCES DIVISION

UPDATE: LAYOFFS AND PLACEMENT OF LAID-OFF EMPLOYEES

Support Services Director Joann Davis explained that since April 2003, 150 layoff letters have been sent to County employees. Additionally, a selective hiring freeze has been implemented. A committee comprised of representatives from the County Administrative Office and Support Services review all requests to fill vacant positions, the recall-from-layoff period has been extended, and some personnel rules have been waived on a temporary basis to allow placement in existing positions. As a result, of the 150 employees laid off, 42 have left County service through retirement or employment elsewhere, 21 accepted demotions, 45 were placed in other departments, and 24 have been recalled from layoff.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to conduct its annual review of pending civil cases pursuant to Government Code Section 54956.9, subdivision (a), as follows:

1. Abby, Elsie v. Hernandez, et al.
2. Arbo, Dwain v. Sheriff's Department, et al.
3. Barber v. Shasta County Mental Health
4. Berlinghoff, Jacob v. Shasta County
5. Bishop, Kirk v. Greene, et al.
6. California Farm Bureau Federation, et al. v. California Department of Forestry and Fire Protection, et al.
7. Cozo, Betty v. Fox, et al.
8. Goebel, Donna and Douglas v. County of Shasta
9. Toney Gosney v. Shasta County Board of Supervisors, et al.
10. Heritage Woodworking v. County of Shasta, et al.
11. Hinds, Daniel C. v. County of Shasta
12. Horisk, Margaret (Patricia Riches, deceased) v. County of Shasta
13. Jayne, Michael Aaron v. Jim Pope, et al.
14. Kmart Corp v. County of Shasta
15. Laws, Gail v. County of Shasta
16. Leavitt, Draisner v. Shasta County, et al.
17. Legion Insurance Company v. County of Shasta
18. Levin, Richard and Kim v. Tom Barner, et al.
19. MacCullough, David v. City of Shasta Lake, et al.
20. McCaskill v. County of Shasta
21. McFadyen v. Shasta County
22. Mello v. Sheriff's Department
23. Meyers, Terry v. Sheriff Jim Pope, et al.
24. Peters, Pete & Laurenda v. County of Shasta
25. Plants, Twayna v. County of Orange, et al.
26. Plotkin, Sam v. State of California - Department of Transportation
27. Preheim, Richard v. County of Shasta
28. Pringle, Jeannette v. Jim Blalock, et al.
29. Ragar, Brandon v. County of Shasta, et al.
30. Richardson, Willow; Gomez, Caroline; Riley, Cleo & Mark v. County of Shasta
31. Scalera v. Coldwell Banker, et al.
32. Thompson v. City of Shasta Lake
33. Travelers Property and Casualty Ins. Co. v. Shasta County
34. Valdez, Albert f. City of Redding, et al.
35. Vischjager v. Deputy Wallace
36. Walling, Shelley v. County of Shasta
37. Whitmore Union School District v. County of Shasta
38. Wurch, et al. v. Skillman

10:26 a.m.: The Board of Supervisors recessed to Closed Session.

11:10 a.m.: The Board of Supervisors recessed from Closed Session.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Fust, Hawes, Wilson and Clarke, Deputy County Counsel John Loomis, and Deputy Clerk of the Board Linda Mekelburg present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

Chairman Hawes reported that the Board of Supervisors met in Closed Session to discuss existing litigation; however, no reportable action was taken.

SCHEDULED HEARINGS

COUNTY FIRE

**REVISIONS TO CHAPTER 6, FIRE SAFETY STANDARDS
OF SHASTA COUNTY DEVELOPMENT STANDARDS**

This was the time set to conduct a public hearing regarding approving revisions to Chapter 6, Fire Safety Standards of the Development Standards regarding emergency fire escape roads (EFERs). Notice of Hearing and Affidavit of Posting are on file with the Clerk of the Board.

County Fire Warden Ken McLean presented the staff report, noting that in April 2003, revised standards strengthened EFER standards. Several issues of concern with a paved secondary access road have been brought forward: economic hardship to small developers, increased potential for trespassing onto private property, and increased neighborhood vehicular traffic. Five possible options for addressing the issues of concern were presented:

- Option 1. Phased development: Cost of a paved secondary access road is deferred among several developers.
- Option 2. Eliminate the paving requirement in Section 6.11.3: The second paved road would be of gravel construction according to Department of Public Works standards.
- Option 3. Eliminate the density trigger for continuous through-road requirement: The only trigger for a paved road would be the dead-end road length in Section 6.11.1.
- Option 4. Comply with California Code of Regulations, Title 14, Division 1.5, Chapter 7, Subchapter 2, Article 2, Section 1273.09 Dead-End Roads: Development on dead-end roads would become extremely restrictive.
- Option 5. Eliminate "area" in Section 6.11.3: The cumulative impact of development in an area would not be considered.

Fire Warden McLean recommended Option 1, Phased development, or Option 3, Eliminate the density trigger for continuous through-road requirement.

The public hearing was opened, at which time the following people spoke:

1. Cameron Mooney reviewed the history of the Fire Safety Standards, its problems, inconsistent enforcement of the Standards, and he noted that there are three possible solutions: change nothing, change the Standards to meet citizens' expectations and realities, or investigate possibility of utilizing the Ventura County Model, which puts responsibility on the citizenry, followed up with government intervention in cases of non-compliance.

2. Neil Toscher spoke on behalf of Merle Haggard and Bob Moeller, noting that neither property owner objected to an emergency fire road going through their property.
3. Don Weidlein, a member of the Victoria Project Fire Safety Committee, offered several recommendations for improving EFERs, including exploring alternatives to make retrofitting existing areas with EFERs practical, requiring fuel reduction on both sides of EFERs, and requiring reflective markers on EFERs at predetermined intervals.
4. Scott Swendiman, representing the Shasta Association of Realtors, recommended that all subdivisions be looked at individually with respect to necessity for a fire access road and that an ombudsman be appointed to do this.
5. Jordan Taylor recommended the County use its eminent domain rights to convert many of the private easement roads.
6. Deb Speer noted that EFERs should be clearly marked, open to public access, and properly maintained.
7. Dave Soho, representing the Western Shasta Resource Conservation Board of Directors, explained that the Board of Directors believes EFERs are extremely important, and the County's current requirements are adequate, not excessive.
8. Mary Schroeder noted that the Western Shasta Resource Conservation Districts supports the Board of Supervisors in maintaining adequate fire safety standards.
9. James Johnson asked the County to reconsider the rule to pave secondary access roads but believes there should be a marked fire escape road.
10. Bob Moeller explained that he has no objections to having an EFER; however, his main concern is being asked to provide a secondary access road.

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

Supervisor Fust discussed the issue of EFERs and secondary access roads, noting that in some instances, only an EFER is needed until a subdivision is developed.

Supervisor Clarke noted that the issue is being able to get people out of an area in an emergency. In response to a question from Supervisor Clarke regarding the possibility of enforcing violations in building or maintaining EFERs, Resource Management Director Russ Mull explained that each situation would need to be researched. By consensus, the Board of Supervisors directed that the County Fire Department investigate the inconsistent enforcement of the Standards and return to the Board of Supervisors with a report.

Mr. Mull cautioned the Board of Supervisors in taking extreme measures regarding EFERs and paved secondary access roads. He noted that when new standards were adopted in 2003, an item in the original standards remained which complicated problems when there were existing parcels on a dead-end road. The solution to the problem appears to be simple: allow the State standard of a 9-foot unpaved lane in each direction (18 feet wide) with the surface compacted to 40,000 pounds capacity to prevail. He recommended the Board of Supervisors approve Option 3, which would eliminate Section 6.11.3 requiring a secondary paved access road for projects with more than 50 parcels or occupancy of more than 150 persons, with a revision in Section 6.14.7 to change the 22-foot-wide proposed EFER back to an 18-foot-wide EFER. Roads for such projects would then no longer be required to be paved unless it is a required mitigation in the California Environmental Quality Act (CEQA) process.

Following further discussion, by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors directed the County Fire Warden to bring back for adoption a revision to Chapter 6, Fire Safety Standards of the County Development Standards which

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incorporates the conditions in Option 3, with the elimination of the 22-foot requirement in Section 6.14.7


2:52 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 10, 2004

REGULAR MEETING

9:01 a.m.: Chairman Hawes 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. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

District No. 2 - Supervisor Fust - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Linda K. Mekelburg

INVOCATION

Invocation was given by Pastor Gary Tracy, Gateway Community Church.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Supervisor Hawes

PUBLIC COMMENT PERIOD - OPEN TIME

Terri Shaw discussed the crime problems near her property on Kimberly Road and requested the Board of Supervisors investigate the problem.

Inter-Mountain Fair Manager Dennis Hoffman provided an update on the Inter-Mountain Fair, which is held annually on the Labor Day weekend in McArthur.

Supervisor Wilson introduced Kyle Guglielmetti, who recently achieved the rank of Eagle Scout.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Clarke held for further clarification \$674.61 in Grand Jury claims from the Auditor-Controller's special claims list.

CONSENT CALENDAR

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

Authorized the issuance of checks totaling \$13,572.46 requiring special board action, holding \$674.61 in Grand Jury claims for further clarification. (Auditor-Controller)

Authorized the County Clerk/Registrar of Voters or her designee to sign and submit an application to the Secretary of State for Help America Vote Act of 2002 (HAVA) funds in the amount of \$85,000 to help fund activities related to voter education and poll worker training. (County Clerk/Registrar of Voters)

Approved and authorized the Chairman to sign an amendment to the agreement with the Child Abuse Prevention Coordinating Council increasing compensation by \$120,951 (for a total of \$289,393) to incorporate a "Client Service Fund" component to the existing program for parent mentoring for the period January 20, 2004 through September 30, 2005. (Public Health)

Approved and authorized the Chairman to sign an intergovernmental agreement with the County of Butte to implement the "Immunization Network of Northern California" registry for access to children's immunization records. (Public Health)

Authorized the Sheriff's Office/Emergency Services to accept the FY 04 Homeland Security Grant in the amount of \$758,438; authorized the Purchasing Division to collect quotes and issue formal bids so that purchases and appropriate recommendations to the Board of Supervisors may be made when the final budget is approved; and authorized the Auditor-Controller to pay claims for expenses related to the project. (Sheriff/Office of Emergency Services)

Approved and authorized the Chairman to sign an agreement with Basic Laboratory, Inc. in an annual amount not to exceed \$78,000 to test water, soil, and wastewater samples from the date of signing through August 31, 2005, with the option to renew for two additional one-year terms. (Public Works)

For the Fall River Mills Airport Expansion Project, approved and authorized the Chairman to sign a right-of-way contract with George W. and Sue K. Reynolds; and accepted a grant deed conveying one parcel of project right of way. (Public Works)

For the Shasta County Corporation Yard Overlay Project, approved plans and specifications and directed the Director of Public Works to advertise for bids; and authorized the opening of bids on or after August 26, 2004 at 11 a.m. (Public Works)

For the Deschutes Road Widening Palo Cedro Project, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and directed the Director of Public Works to advertise for bids; and authorized the opening of bids on or after September 2, 2004 at 11 a.m. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: SHASTA CASCADE WONDERLAND ASSOCIATION

Shasta Cascade Wonderland Association Manager Bob Warren presented an update on tourism in and marketing of Shasta County. The Association produces *The Official Visitors Guide to Northern California's Shasta Cascade Region*, operates the California Welcome Center in Anderson, operates a website, develops cooperative advertisement opportunities, attends

domestic and international trade shows, and works to continually develop and maintain an international marketing program.

BOARD MATTERS

AUGUST 2004 EMPLOYEE OF THE MONTH **STAFF SERVICES MANAGER KATHEY KAKIUCHI** **RESOLUTION NO. 2004-104**

At the recommendation of Public Health Director Marta McKenzie and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-104, which recognizes Staff Services Manager Kathey Kakiuchi as Shasta County's August 2004 Employee of the Month.

(See Resolution Book No. 45)

PROCLAMATION: HEALTH CENTER WEEK

At the recommendation of Hill Country Community Clinic Executive Director Lynn Dorroh and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates August 8-14, 2004 as Health Center Week in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer noted that the Legislature is quiet in Sacramento this week.

Supervisor Clarke noted that the California Performance Review Commission is holding hearings in the next few months, but the farthest north is in Fresno. By consensus, the Board of Supervisors directed that a letter be sent to the Governor urging that hearings be held farther north. Supervisor Clarke also urged Members of the Board of Supervisors to send individual letters.

Supervisor Hawes recently attended a Sacramento Valley Basinwide Air Pollution Control Council meeting.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

APPROVAL OF MINUTES: JULY 27, 2004

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors approved the minutes of the meeting held on July 27, 2004, as submitted.

ZONE AMENDMENT NO. 03-019 **LAMMERS PROPERTIES LLC, JONES VALLEY AREA** **ORDINANCE NO. 378-1884**

By motion made, seconded (Kehoe/Clarke), and carried, the Board of Supervisors enacted Ordinance No. 378-1884, which approves Zone Amendment No. 03-019, Lammers

Properties LLC (Jones Valley area), as introduced on July 27, 2004. Supervisor Wilson abstained as she was absent that afternoon.

(See Zoning Ordinance Book)

SCHEDULED HEARINGS

PUBLIC WORKS

**RESULT OF VOTE REGARDING PARCEL CHARGE INCREASE
COUNTY SERVICE AREA NO. 6 - JONES VALLEY WATER**

This was the time set to reconvene the public hearing (continued from July 20, 2004) regarding the proposed \$6 parcel charge increase to County Service Area (CSA) No. 6 - Jones Valley Water.

The public hearing was reconvened, at which time the clerk opened the ballot; the vote was as follows:

FOR:	116
AGAINST:	113
BLANK BALLOTS:	3

The public hearing was closed.

**ANNUAL PARCEL CHARGE REPORTS
PERMANENT ROAD DIVISIONS
RESOLUTION NO. 2004-105**

This was the time set to conduct a public hearing to confirm the Annual Parcel Charge Reports for the various Permanent Road Divisions in Shasta County and to direct the parcel charges be placed on the property tax bills for Fiscal Year 04-05. Public Works Administrative Services Officer Barbara Young presented the staff report and recommended approval. Notice of Hearing and Affidavit of Posting are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the request, and the public hearing was closed.

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-105, which confirms the Annual Parcel Charge Reports for the following Permanent Road Divisions in Shasta County in the same amount as currently charged, and directed that the parcel charges be placed on the property tax bills for Fiscal Year 04-05:

Old Stagecoach Road	Blackstone Estates	Amber Ridge
Sonora Trail	Logan Road	Coloma Drive
Shasta Meadows Drive	Mule Mountain Parkway	Marianas Way
Ponder Way/Carriage Lane	Ski Way	Valparaiso Way
Intermountain Road	Fullerton Way	Lark Court
Alpine Way	East Stillwater Way	Manor Crest
Dusty Oaks Trail	Deer Flat Road	Santa Barbara Estates
Holiday Acres Community	Vedder Road	Victoria Highlands Estates
Shasta Lake Ranchos	Craig Lane	Country Fields Estates
Fore Way Lane	River Hills Estates	Amber Lane

(See Resolution Book No. 45)

ANNUAL PARCEL CHARGE REPORTS
COUNTY SERVICE AREAS
RESOLUTION NO. 2004-106

This was the time set to conduct a public hearing to confirm the Annual Parcel Charge Reports for various County Service Areas (CSAs) and to direct the parcel charges be placed on the property tax bills for Fiscal Year 04-05. Public Works Administrative Services Officer Barbara Young presented the staff report and recommended approval, noting that the only change is a \$6 parcel charge increase in CSA No. 6 - Jones Valley, as approved previously. Notice of Hearing and Affidavit of Posting are on file with the Clerk of the Board.

The public hearing was opened. Dan Gover protested the Charges for CSA No. 13 - Alpine Meadows, noting that two parcels in the CSA (Assessors Parcel Nos. 096-270-018 and 096-270-012) are in an educational trust for his grandchildren and have been declared wetlands by the Army Corps of Engineers; therefore, he contests being required to pay the parcel charges on these two properties, which have no value. Supervisors Clarke and Hawes noted that there is no mechanism to delete the parcels off the property tax rolls until a new map is finalized by the Corps of Engineers. No one else spoke for or against the request, and the hearing was closed.

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-106, which confirms the Annual Parcel Charge Reports for the following CSAs, and directed that the parcel charges be placed on the property tax bills for Fiscal Year 04-05:

CSA No. 2 - Sugarloaf	CSA No. 11 - French Gulch
CSA No. 6 - Jones Valley	CSA No. 14 - Belmont
CSA No. 7 - Burney	CSA No. 15 - Street Lighting
	(See Resolution Book No. 45)

DELINQUENT FEES AND UNCOLLECTIBLE DEBTS
COUNTY SERVICE AREAS
RESOLUTION NO. 2004-107

This was the time set to conduct a public hearing and consider confirming the Reports of Delinquent Fees for nine County Service Areas (CSAs), directing liens to be placed on the property tax bills, and approving a discharge of accountability for unpaid water and sewer service accounts. Public Works Administrative Services Officer Barbara Young presented the staff report and recommended approval. Notice of Hearing and Affidavit of Posting are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the request, and the hearing was closed. Supervisor Clarke requested that Mr. Gover's comments be included for the record on this item as well:

Dan Gover protested the Charges for CSA No. 13 - Alpine Meadows, noting that two parcels in the CSA (Assessors Parcel Nos. 096-270-018 and 096-270-012) are in an educational trust for his grandchildren and have been declared wetlands by the Army Corps of Engineers; therefore, he contests being required to pay the parcel charges on these two properties, which have no value.

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-107, which confirms the Reports of Delinquent Fees for the following CSAs, directed that the annual liens be placed on the property tax bills for Fiscal Year 04-05, and approved a discharge of accountability for collection of unpaid water and sewer service accounts in the amount of \$2,032.51 that are uncollectible:

CSA No. 2 - Sugarloaf
CSA No. 3 - Castella
CSA No. 6 - Jones Valley
CSA No. 8 - Palo Cedro
CSA No. 11 - French Gulch

CSA No. 13 - Alpine Meadows
CSA No. 17 - Cottonwood
CSA No. 23 - Crag View
CSA No. 25 - Keswick

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

10:05 a.m.: The Board of Supervisors recessed to Closed Session.

10:55 a.m.: The Board of Supervisors recessed from Closed Session.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Wilson, Clarke, and Kehoe, County Counsel Karen Jahr, and Deputy Clerk of the Board Linda Mekelburg present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT - PLANNING DIVISION

APPEAL: ZONE AMENDMENT NO. 03-014
ALEX DUBOSE, SOUTH REDDING AREA
RESOLUTION NO. 2004-108

This was the time set to conduct a public hearing and consider an appeal of the Planning Commission's denial of Zone Amendment No. 03-014, Alex Dubose (South Redding area). The appellant has requested the rezoning of approximately eight acres from a Highway Commercial combined with Design Review (C-H-DR) district to a Commercial-Light Industrial combined with a Design Review (C-M-DR) and/or other appropriate district. The Planning Commission denial was based on three reasons:

1. The property which would be rezoned is located on an access road to the Knighton Road/Interstate 5 interchange.

2. The only General Plan commercial land use category with a locational requirement of placement along access roads to Interstate 5 is the Highway Commercial category.
3. The proposed Zone Amendment would not sufficiently limit the potential uses of the property to ensure future development consistent and compatible with the area's Highway Commercial uses.

Resource Management Director Russ Mull introduced Alex Dubose, who requested a continuance for two or three months to insure he has enough time to supply additional information needed with regard to the zoning change and to supply renderings of how the property will look when it is finished.

In response to a question from Supervisor Kehoe, Resource Management Director Russ Mull explained that Mr. Dubose has indicated he would like to provide artists' renderings to present to the Churn Creek Bottom Homeowners Association; however, the issue before the Planning Commission and the Board of Supervisors is a fundamental planning issue.

John Sharrah, representing Mr. Dubose, noted that the location at Knighton Road and Interstate 5 is centrally located between Anderson and Redding and would be a good location for Mr. Dubose's business of equipment rental and wedding/party rentals. In response to a question from Supervisor Kehoe regarding the relevance of providing schematics, Mr. Sharrah noted that the Planning Commission expressed concern because information provided to them did not show exactly what was proposed. Mr. Dubose noted that the renderings need to be completed, anyway, and that all opposition has been based on aesthetics.

Mr. Mull explained that the Planning Commission resolution denied the zone amendment change on the basis that the existing zoning was appropriate for the location. The Board of Supervisors may elect to continue the matter, but he has heard nothing that would make any difference in reversing the Planning Commission's decision.

Following further discussion, by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors denied the request of Alex Dubose to continue the appeal until a later date.

Mr. Mull introduced Associate Planner Nancy Polk, who presented the staff report and recommend denial of the appeal. Notice of Hearing and Affidavit of Posting are on file with the Clerk of the Board.

Mr. Sharrah addressed the Board of Supervisors, observed that with the property centrally located between Redding and Anderson, it is not necessary for the traveling public to have the entire interchange area designated as Highway Commercial. Coupled with the lack of facilities and utilities needed to support a Highway Commercial designation, it is his opinion that the area will remain undeveloped. He indicated that Mr. Dubose would be willing to accept an ordinance which restricts the use of the property to either Highway Commercial or the purpose for which it was approved on this specific date.

The public hearing was opened, at which time the following people spoke regarding the project:

Victor Ogrey, Chairman of the Churn Creek Bottom Homeowners Organization, met Mr. Dubose, and Mr. Dubose has alleviated their concerns regarding the aesthetics of combining an equipment rental business and a wedding and party rental business. The Homeowners Organization would also support a rezoning to Commercial-Light Industrial with a requirement that the use of the property in perpetuity would be restricted to the specific use requested.

Shelly Nelson opposed the project on the basis that opening the area for a project of this type will also open the area for other businesses.

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

Mr. Dubose noted that his business would have a low impact on the water table in the area.

Mr. Mull explained that to put a service business in the area increases air quality problems, increases traffic, and does not meet the uses of a freeway interchange. He also noted that it is not possible to place a restriction on an ordinance in perpetuity; a future Board of Supervisors could change such restrictions.

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-108, which denies the appeal and upholds the Planning Commission denial of Zone Amendment No. 03-014.

(See Resolution Book No. 45)

2:03 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 17, 2004

REGULAR MEETING

9:01 a.m.: Chairman Hawes 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 Fust
 District No. 3 - Supervisor Hawes
 District No. 4 - Supervisor Wilson
 District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
 County Counsel - Karen Jahr
 Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Undersheriff Larry Schaller.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Jan Snodgrass of the Jones Valley Fire Department thanked Shasta County for their help with the recent Bear Fire and noted that help will be needed with clean-up and in dealing with the Federal Emergency Management Agency (FEMA).

Salvation Army representative Victor Ogrey announced that the two Salvation Army canteens have been moved from the Bear Fire area to the French Fire area.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes noted that the item requesting appointment at Step "E" of the Assistant County Clerk/Registrar of Voters classification was pulled at the request of the department head.

Supervisor Kehoe pulled for discussion the item authorizing the issuance of checks requiring special board action, specifically questioning an IRS penalty imposed on Risk Management and a large number of claims for which no personal services agreements are on file. Assistant Auditor-Controller Connie Regnell explained that current policy requires Board of Supervisors approval for payment for services without a personal services agreement. Child Support Services Director Steve Baer explained that many investigation and paternity-testing

services are incurred on a one-time basis in various parts of the country, making personal services agreements impractical.

County Administrative Officer Doug Latimer suggested that the Board of Supervisors may want to establish a dollar limit for which department heads would have authority to approve. Supervisor Clarke noted that she would like to see a way the Auditor-Controller could pay the claims without having to bring them to the Board of Supervisors. County Counsel Karen Jahr offered to draft a resolution which would authorize specific costs to be incurred by the Child Support Services Director without needing to be included in the special claims list. By consensus, the Board of Supervisors directed County Counsel to draft such a resolution.

Ms. Regnell noted that in some instances, the Department of Social Services has been granted authority to purchase certain items but not without going through the purchase-order process if the purchase exceeded \$500, so there is a possibility of requesting an amendment to that resolution, also.

Support Services Director Joann Davis explained that in October 2001, the Internal Revenue Services incorrectly imposed a penalty for IRS Form 1099s issued to providers in 2000. Risk Management has been unable to resolve the issue, and interest has been accruing on the penalty, so the decision has been made to pay the penalty under protest while County Counsel's Office assists them in drafting a letter articulating the County's position.

CONSENT CALENDAR

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

Authorized the issuance of checks totaling \$28,275.71 requiring special board action, with \$406.65 being withdrawn at the request of Support Services. (Auditor-Controller)

Approved and authorized the Chairman to sign a renewal agreement with Staff Care, Inc. in an amount not to exceed \$92,950 to provide temporary psychiatric services from the date of signing through June 30, 2005. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Northern Valley Catholic Social Service decreasing the annual maximum by \$47,615 (for an annual total of \$125,000) to provide housing services from the date of signing through June 30, 2006. (Mental Health)

Approved and authorized the Chairman to sign an agreement with the County of El Dorado in an amount not to exceed \$200,000 annually to provide psychiatric inpatient hospital services from the date of signing through June 30, 2005, with a renewal for one additional one-year period; and adopted Resolution No. 2004-109, which designates the County of El Dorado as a facility to provide 72-hour treatment and evaluation and 14-day intensive treatment pursuant to the Lanterman-Petris-Short (LPS) Act. (Mental Health)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an amendment to the agreement with the California Department of Alcohol and Drug Programs increasing funding by \$12,786 (for a total of \$1,823,179) to provide alcohol and other drug treatment prevention services for Fiscal Year 03-04. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an updated Medi-Cal Telecommunications Provider and Biller Application/Agreement with the California Department of Health Services to allow Public Health to electronically bill for services provided by its clinic and laboratory. (Public Health)

Approved and authorized the Chairman to sign a funding certification for a Maternal and Child Health allocation in the amount of \$98,303 annually to allow Public Health to continue services to improve the health of mothers, children, adolescents, and their families for the period July 1, 2004 through June 30, 2007. (Public Health)

Approved and authorized the Chairman to sign a Declaration of Intent notifying the California Department of Health Services (DHS) of the County's intent not to apply for Fiscal Year 04-05 Rural Health Services Program funding in favor of continuing DHS's disbursement of funds directly to area hospitals and physicians. (Public Health)

Approved the appointment of Mark Castagnoli at Step "F" of the Public Health Microbiologist II classification. (Public Health)

Adopted Resolution No. 2004-110, which authorizes the District Attorney to act as the agent for and apply for continuation of grant funding in an amount not to exceed \$122,000 from the Department of Insurance for the investigation and prosecution of automobile insurance fraud for Fiscal Year 04-05. (District Attorney)

(See Resolution Book No. 45)

Adopted Resolution No. 2004-111, which authorizes the District Attorney to continue as the agent to conduct negotiations and submit documents necessary for the Spousal Abuser Prosecution Program; authorized the District Attorney to accept continued grant funding in the amount of \$66,523 for the Spousal Abuser Prosecution Program for Fiscal Year 04-05; and authorized the Auditor-Controller to pay claims for expenses related to the project. (District Attorney)

(See Resolution Book No. 45)

For construction in various Permanent Road Divisions, found the project categorically exempt in conformance with the California Environmental Quality Act; approved plans and specifications and directed the Director of Public Works to advertise for bids; and authorized opening of bids on or after September 9, 2004 at 11 a.m. (Public Works)

For Parcel Map No. 04-003, Linton (Anderson area), approved and authorized the Chairman to sign an agreement with Duane L. Marlatt for completion of improvements within one year; and accepted securities for faithful performance in the amount of \$6,000. (Public Works)

Approved and authorized the Chairman to sign an agreement between the Inter-Mountain Fair and California Department of Forestry and Fire Protection in the amount of \$3,600 per day plus \$675 per day for set-up/tear-down operations for emergency use of Inter-Mountain Fair Facilities for the period July 22, 2004 through December 1, 2006. (Inter-Mountain Fair)

9:20 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

SHASTA COUNTY WATER AGENCY

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Directors of the Shasta County Water Agency took the following action, which was listed on the Shasta County Water Agency Consent Calendar:

Adopted Resolution No. 2004-112, which assigns 1,000 acre-feet of the Water Agency's contract for Central Valley Project water to the Mountain Gate Community Services District (CSD); approved and authorized the Chairman to sign the Assignment Contract; and

approved and authorized the Chairman to sign a contract to refund \$77,582.13 to Mountain Gate CSD. (Public Works)

(See Resolution Book No. 45)

9:21 a.m.: The Shasta County Water Agency recessed and reconvened as the Board of Supervisors.

REGULAR CALENDAR

URGENCY ITEMS

FINDING OF URGENCY: WAIVER OF ZONING ORDINANCE REQUIREMENTS FOR FIRE VICTIMS OF BEAR FIRE AND FRENCH FIRE

County Counsel Karen Jahr noted that the need for the proposed waiver of the zoning ordinance requirements for fire victims of the Bear Fire and the French Fire occurred after the posting of the Board of Supervisors' agenda, and immediate attention is needed to allow victims to replace their housing as soon as possible.

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors made a finding that an urgency situation exists with regard to the waiver of zoning ordinance requirements for victims of the Bear Fire and the French Fire and added the item to the agenda.

FINDING OF URGENCY

GRANT AGREEMENT: FEDERAL AVIATION ADMINISTRATION

County Counsel Karen Jahr reported that a signed agreement accepting funds for the Fall River Mills Airport improvements did not come to the attention of staff until after the posting of the Board of Supervisors' agenda, and the agreement must be submitted by August 20, 2004; therefore, it cannot wait until the Board of Supervisors' next regularly scheduled meeting.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors made a finding that an urgency situation exists with regard to the timeline for acceptance of a grant offer by August 20, 2004 from the Federal Aviation Administration and added the item to the agenda.

BOARD MATTERS

DECLARATION OF LOCAL EMERGENCY

BEAR FIRE AND FRENCH FIRE

RESOLUTION NO. 2004-113

Sheriff Jim Pope and County Fire Warden Ken McLean provided an update on the Bear and French Fires. Approximately 400 homes were evacuated on the Bear Fire and approximately 125 on the French Fire. To date, the Bear Fire has burned 10,484 acres and is contained; residents were allowed back into the area on August 13. Work has been progressing on the French Fire, and residents will be allowed back into the area by this afternoon.

Incident Commander Mike Chuchel of CDF Command Team 2 noted that Shasta County is well prepared and commended the Board of Supervisors for their support and local agency cooperation with the California Department of Forestry and Fire Protection (CDF).

Shasta-Trinity National Forest Fire Chief Joe Millar explained that the U.S. Forest Service has an agreement with CDF to protect U.S. Forest Service lands in the area affected by

the Bear Fire. He also noted that a grant is in place with the Western Shasta Resource Conservation District for work along Backbone Ridge Road. Since that area was burned in the Bear Fire, they will discuss with the District changes in the scope of the grant. In addition, a Burned Area Emergency Rehab (BAER) team is in place to start the process of rehabilitating the area affected by the fire.

Undersheriff Larry Schaller noted that Fire Warden McLean has filed and received approval for a Federal Management Assistance Grant, which will allow federal assistance for public agency expenses. Declarations of local emergency have already been declared for the Bear and French Fires, but it is doubtful that they will meet the threshold for a federal emergency declaration. Therefore, Undersheriff Schaller requested that in the proposed resolution, the phrase "the Governor request a Presidential Declaration" be replaced with "the Governor request federal assistance."

In response to a question from Supervisor Fust, CAO Latimer explained that it is unknown at this time what state and federal assistance will be available to help fire victims recover. Regional Representative Deb Russell of the California Officer of Emergency Services (OES) explained that OES is gathering information and working to open a center with all necessary agencies in one place to assist victims. It is expected that Small Business Administration assistance will be approved today.

Willy Preston, representing Assemblyman Doug LaMalfa, assured the Board of Supervisors that Assemblyman LaMalfa has made sure that the Governor's Office is personally aware of the two fires and has transmitted a letter directly to them on August 13.

Dave Meurer, representing Representative Wally Herger, assured the Board of Supervisors that Representative Herger will work for as much federal assistance for fire victims as possible.

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-113, which ratifies the proclamation of a local emergency due to the Bear Fire and the French Fire, and requests the Governor to proclaim a state of emergency and request federal assistance, with the change as requested by Undersheriff Schaller.

CAO Latimer announced that as soon as the American Red Cross closes their shelter, a County Assistance Center will be opened on Breslauer Way to assist fire victims. A County assessment team has already been out in the field to gather information. Additionally, Senators Dianne Feinstein and Barbara Boxer have contacted his office to indicate their support.

(See Resolution Book No. 45)

WAIVER OF ZONING ORDINANCE REQUIREMENTS
FOR FIRE VICTIMS OF BEAR FIRE AND FRENCH FIRE
ORDINANCE NO. 628

Resource Management Director Russ Mull explained that the ordinance requested is similar to the one adopted after the Jones and Canyon Fires and is designed to allow people to move into temporary homes, such as recreational vehicles, on their property for up to two years while they are in the process of rebuilding their homes. Certain fees will be charged, but if FEMA provides assistance, those fees will be reimbursed; however, that determination will not be made for a few weeks. Deposits on fees are not currently being charged to fire victims, but significant fees are involved in rebuilding. It is unknown at this time whether federal funds will be available to assist in clean-up efforts, but Resource Management may meet with Public Works to develop an interim collection program for waste disposal.

Supervisor Fust suggested that an effort be made to determine and address the fee costs for victims to replace such items as power poles and to obtain building permits.

Mr. Mull noted that Resource Management staff has been integrated into the assessment team so that they will know specifically what needs to be done when victims come to Resource Management.

Supervisor Clarke noted that several people each year lose their homes to fire, even though it is not the result of devastation; therefore, any fee waivers need to be handled fairly. Some funds from fund-raising efforts could perhaps be set aside to cover the fees. Supervisor Fust noted that this occurred in the Canyon Fire, but all situations must be considered individually.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors introduced, waived the reading, and enacted Ordinance No. 628, which allows temporary reconstruction or placement of legal non-conforming uses on an emergency basis in the Bear Fire and French Fire areas; and found the action to be exempt from the provisions of the California Environmental Quality Act (CEQA) Guidelines Section 15269 governing emergency projects.

(See General Ordinance Book)

PRESENTATIONS

PROGRESS REPORT: SHASTA COUNTY ADMINISTRATION CENTER

Stuart Coulter of Kitchell CEM presented an update on the construction of the Shasta County Administration Center. Since November 2003, the building facade has been constructed, along with the parking structure.

The project continues to be on schedule and on budget. The target date for completion is January 2005.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that there are still several trailer bills to the budget on the governor's desk waiting for action.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

APPROVAL OF MINUTES: AUGUST 3, 2004

By motion made, seconded (Clarke/Wilson), and carried, the Board of Supervisors approved the minutes of the meeting held on August 3, 2004, as submitted. Supervisor Kehoe abstained as he was not present at the meeting.

HEALTH AND WELFARE**PUBLIC HEALTH****WAIVER OF PUBLIC HEALTH FEES
FOR DISEASE-PREVENTION PURPOSES
ORDINANCE NO. 629**

At the recommendation of Public Health Director Marta McKenzie and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors introduced, waived the reading of, and enacted an urgency ordinance which amends the current Public Health fee schedule to allow the Public Health Director, County Health Officer, or Deputy Health Officer to waive Public Health fees for disease-prevention purposes.

(See General Ordinance Book)

SCHEDULED HEARINGS**PUBLIC WORKS****FORMATION OF MANTON HEIGHTS PERMANENT ROAD DIVISION
BALLOT TABULATION**

This was the time set to conduct a public hearing and consider taking action regarding the formation of Manton Heights Permanent Road Division. Public Works Director Pat Minturn presented the staff report. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the increase, and the public hearing was closed.

Mr. Minturn noted that in accordance with Proposition 218, the property owners must approve the parcel charge increase.

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors directed the Clerk of the Board to tabulate the results of the vote to consider formation of Manton Heights Permanent Road Division as required by Proposition 218; and continued the matter until August 24, 2004 at 9 a.m., or as soon thereafter as may be heard, at which time the results of the vote will be announced.

**GRANT AGREEMENT: FEDERAL AVIATION ADMINISTRATION
IMPROVEMENTS TO THE FALL RIVER MILLS AIRPORT**

At the recommendation of Deputy Public Works Director Scott Wahl and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a grant agreement with the Federal Aviation Administration for \$300,000 for the design of various improvements to the Fall River Mills Airport.

RESOURCE MANAGEMENT - PLANNING DIVISION

ZONE AMENDMENT NO. 03-022

CHARLES WACKER

PALO CEDRO AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 03-022, Charles Wacker, which would rezone approximately seven acres in the Palo Cedro area from a Rural Residential District combined with a Mobile Home and Building Acreage Minimum of 3 Acres (R-R-T-BA-3) District to a Rural Residential (R-R) District in conjunction with a two-parcel land division of seven acres. Assistant Director of Resource Management Rich Barnum presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the public hearing was closed.

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 03-022, Charles Wacker, Palo Cedro area:

1. Adopted the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 04-060;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-060; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 03-022 as requested.

10:55 a.m.: The Board of Supervisors adjourned.



 Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By Jinda K. Meikelburg
 Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 24, 2004

REGULAR MEETING

9:02 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Chaplain Jim Harkabus, Shasta County Law Enforcement Chaplaincy.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Victor Ogrey discussed a program he has initiated called "Trailers For Fire Victims" to acquire used travel trailers in good condition for use by victims of the Bear and French Fires.

Iona Ward voiced her support of a local program for County employees to obtain a master's degree; however, she suggested the Board of Supervisors require employees give an equal amount of time back into County employment before leaving.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Fust pulled for clarification the special claims list, noting that many of the items on the special claims list are for items without purchase orders. Support Services Director Joann Davis explained that the number of these items will decrease as departments become more familiar with purchasing requirements as a result of changes to Administrative Policy 6-101. Assistant Auditor-Controller Connie Regnell noted that the Auditor-Controller's Office is working with departments to eliminate these types of items from the claims list, and most of them should be cleared by the end of September. Supervisor Kehoe suggested that a reasonable transition time be defined for departments to comply with all purchasing policies. By consensus,

the Board of Supervisors directed that after November 1, 2004, departments will need to submit a detailed explanation in the form of a staff report as to why policy has not been followed. County Counsel noted that resolutions for the Departments of Social Services and Child Support Services have been prepared to address items not covered by the Administrative Policy Manual and will be brought to the Board of Supervisors for adoption in the near future.

Supervisor Kehoe pulled for recognition the item regarding the agreement with the Office of Emergency Services to implement a multicultural traffic safety project and commended Public Health Director Marta McKenzie on the accountability measurements included in the agreement.

CONSENT CALENDAR

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

Authorized the issuance of checks totaling \$16,721.99 requiring special board action, with \$78.99 being withdrawn at the request of the Auditor-Controller. (Auditor-Controller)

Appointed Garth Worden to the Cottonwood Cemetery District Board of Trustees to fill an unexpired term to February 2008. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with the City of Anderson for services at the Anderson Branch Library, and in return, receive a contribution from the City in the amount of \$23,000 for Fiscal Year 04-05. (Library)

Approved and authorized the Chairman to sign a renewal agreement with LMJ, Inc. DBA Scribe Medical Transcription in an annual amount not to exceed \$40,000 to provide medical transcription services for the period July 1, 2004 through June 30, 2005, with two additional one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Tina Rose DBA Cider House in an annual amount not to exceed \$3,000 to provide Level III adult residential board and care services for the period June 20, 2004 through June 30, 2005, with one additional one-year renewal. (Mental Health)

Approved and authorized the Chairman to sign a lease amendment with South End Enterprises decreasing the amount by \$3,830.52 per month (to a new total of \$831.25 per month) to reduce the amount of rented office space located at 1670 Market Street from 4,892 square feet to 875 square feet (\$0.95/square foot) and retaining the term of September 1, 2004 through October 31, 2006. (Public Health)

Approved and authorized the Chairman to sign the California Department of Health Services Children's Medical Services Branch "Certification Statement" in support of program plans and budgets totaling \$1,275,516 (Child Health and Disability Prevention Program - \$405,843, Health Care Program for Children in Foster Care - \$153,544, and California Children's Services Administration - \$716,129) for the period July 1, 2004 through June 30, 2005. (Public Health)

Approved and authorized the Chairman to sign an agreement with the California Office of Traffic Safety in the amount of \$67,190 to implement a multicultural traffic safety project for the period October 1, 2004 through September 30, 2005. (Public Health)

Found that the circumstances and factors that led to the proclamations of local emergencies due to extreme peril to the safety of persons and property caused by wildland fires identified as the "Bear Fire" and "French Fire" have not been totally resolved and that there is a need for the continuance of this proclamation. (Sheriff/Office of Emergency Services)

Adopted Resolution No. 2004-114, which authorizes the issuance of Certificate of Compliance No. 04-010, Noordman (McArthur area) to recognize a remainder parcel as a developable parcel which meets the Shasta County Development Standards. (Resource Management-Planning Division)

(See Resolution Book No. 45)

Postponed the August 31, 2004 U.S. Forest Service Hat Creek field trip to a mutually convenient date and canceled the August 31, 2004 Meeting of the Board of Supervisors. (Clerk of the Board)

REGULAR CALENDAR

PRESENTATIONS

UPDATE ON BEAR FIRE AND FRENCH FIRE

Sheriff Jim Pope announced that the Governor’s Proclamation declaring a state of emergency in Shasta County for the Bear and French Fires was received Monday, August 23.

County Fire Warden Ken McLean explained that the French Fire is contained, and mopping-up operations have begun. He noted that the fire initially spread very quickly, and a total of 13,005 acres burned.

Office of Emergency Services representative Deb Russell said that the Small Business Administration has been in contact with her; they will help with loans for homes and cars.

County Administrative Officer Doug Latimer announced that the County Assistance Center, located in the Boggs Center on Breslauer Way, is now open for fire victims.

In response to a question from Supervisor Kehoe regarding the decision to request “federal assistance” but not a Presidential Declaration of Emergency, CAO Latimer explained that had a Presidential Declaration been requested and denied, the County would have had no recourse; however, requesting “federal assistance” provided more options in terms of financial and other assistance.

UPDATE ON LOCAL AGENCY FORMATION COMMISSION ACTIVITIES

Local Agency Formation Commission (LAFCO) Executive Director Amy Beauchane provided an update on LAFCO activities. She has worked on Municipal Service Reviews (MSR) for county service areas, is currently working on MSRs for the various community service districts, and will soon start working on MSRs for independent fire districts. She is currently working approximately 60 percent of full time.

UPDATE ON SAFE SCHOOLS INITIATIVE

Representatives of the Youth Violence Prevention Council presented an update on the Safe Schools Initiative serving Shasta County Schools. Undersheriff Larry Schaller explained that in 1999, the Sheriff’s Office implemented the Community Correction Plan. In 2000, they implemented the Community Safety Plan, and the Safe Schools Initiative is a part of that Plan.

Youth Violence Prevention Council representative Charlie Menoher noted that the Council was created as a response to gang problems in Shasta County. As those problems decreased, the focus shifted to prevention.

County Superintendent of Schools Carol Whitmer noted that resource officers have been proactive on campuses to keep violence out of local schools.

Representatives of the Sheriff's Office presented a demonstration of software which provides law enforcement officers with up-to-date information on the various schools to assist them in the event they need to enter a campus in response to an emergency call.

Richard Paas expressed his concern about hazardous material left from last winter on a piece of County School property on Mary Street currently used by a daycare center and by Shasta Unified School District. CAO Latimer clarified that the property is owned by the County Office of Education. Superintendent Whitmer indicated that she would follow up on the complaint and report back to the Board of Supervisors.

10:07 a.m.: The Board of Supervisors recessed.

10:12 a.m.: The Board of Supervisors reconvened.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County.

Supervisors Clarke, Fust, and Hawes noted that they recently sent letters to Governor Schwarzenegger and the Resources Agency opposing Senate Bill 754 (Perata) regarding heritage trees and Senate Bill 217 (Sher) regarding forest resources. By consensus, the Board of Supervisors directed that an additional letter be sent from the Board of Supervisors to the governor opposing these two bills.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE/SUPPORT SERVICES

UPDATE ON NATIONAL UNIVERSITY MASTER'S DEGREE IN PUBLIC ADMINISTRATION COHORT PILOT PROGRAM

Support Services Director Joann Davis reported on the status of the current Master's Degree Program sponsored by the County. She noted that 29 participants started the program, and 23 are still enrolled, with an expected completion date of November 2004. At the direction of the Board of Supervisors, the participants have been allowed time off to participate and will be reimbursed 50 percent of their tuition costs incrementally over a three-year period if they remain in the employ of the County. National University has requested the County host a second program; however, not as many employees are interested, and the financial climate has changed since the first program.

Supervisors requested further information regarding the results of the program, expressing concerns about the number of participants who failed to return a survey they were requested to complete. Additionally, they expressed concern for financially sponsoring a second program given the County's current financial situation.

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors deferred the decision to offer financial assistance for the Master's Degree in Public Administration Program until the County's financial situation improves greatly.

CAO Latimer noted that if the budget situation improves dramatically, staff could bring the request for financial assistance back to the Board of Supervisors; in the meantime, classes can begin with participants attending on their own time and at their expense. Supervisor Hawes suggested that completion of the survey should be part of the attendance agreement.

CLERK OF THE BOARD

APPROVAL OF MINUTES: AUGUST 10, 2004

By motion made, seconded (Clarke/Kehoe), and carried, the Board of Supervisors approved the minutes of the meeting held on August 10, 2004, as submitted. Supervisor Fust abstained as he was not present at the meeting.

PUBLIC WORKS

MANTON HEIGHTS PERMANENT ROAD DIVISION FORMATION RESOLUTION NOS. 2004-115 AND 2004-116

Chairman Hawes requested the clerk announce the results of the vote on the formation of Manton Heights Permanent Road Division as required by Proposition 218; the vote was as follows:

FOR:	31
AGAINST:	2
BLANK BALLOTS:	1

At the recommendation of Deputy Public Works Director Scott Wahl and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors received the County Surveyor's report on the correct boundary description; adopted Resolution No. 2004-115, which forms Manton Heights Permanent Road Division; and adopted Resolution No. 2004-116, which overrules ballot protests and confirms the parcel charge report for Fiscal Year 04-05.

(See Resolution Book No. 45)

AGREEMENT: RON HALE CONSTRUCTION HAPPY VALLEY SAFE ROUTES TO SCHOOL PROJECT

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors awarded to Ron Hale Construction, on a unit-cost basis, the contract for construction on the Happy Valley Safe Routes to School Project.

RESOURCE MANAGEMENT - COMMUNITY EDUCATION SECTION

AGREEMENT: GENERAL ENVIRONMENTAL MANAGEMENT, INC. HOUSEHOLD HAZARDOUS WASTE COLLECTION EVENTS

At the recommendation of Staff Services Manager Ronnie Taddei and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with General Environmental Management, Inc. in an amount not to exceed \$150,000 to conduct ten household hazardous waste collection events from the date of signing through December 31, 2005.

SCHEDULED HEARINGS**RESOURCE MANAGEMENT - PLANNING DIVISION****ZONE AMENDMENT NO. 04-005**
LONE TREE INC.
ANDERSON AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 04-005, Lone Tree Inc., which would rezone approximately 50 acres in the Anderson area from an Unclassified (U) District to a Limited Agricultural (A-1) District. Assistant Resource Management Director Rick Barnum presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 04-005, Lone Tree Inc., Anderson area:

1. Adopted the CEQA determination of a mitigated negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 04-073;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-073; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 04-005 as requested.

ZONE AMENDMENT NO. 04-002
BARRY SUTTER AND JARED BROWN
MIDWAY AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 04-002, Barry Sutter and Jared Brown, which would rezone approximately 237 acres in the Midway area from an Unclassified (U) District to a Limited Residential combined with a Building Site Minimum per Recorded Map (R-L BSM) District. Associate Planner Nancy Polk presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 04-002, Barry Sutter and Jared Brown, Midway area:

1. Adopted the CEQA determination of a mitigated negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 04-069;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-069; and

3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 04-002 as requested.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss one case of anticipated litigation pursuant to Government Code Section 54956.9, subdivision (c).

10:52 a.m.: The Board of Supervisors recessed to Closed Session.

11:26 a.m.: The Board of Supervisors recessed from Closed Session.

1:32 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Clarke, Kehoe, Fust, and Hawes, Assistant County Counsel Michael Ralston, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss anticipated litigation; however, no reportable action was taken.

1:33 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, September 7, 2004

REGULAR MEETING

9:01 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Linda Mekelburg
Deputy Clerk of the Board - Tazina Otis

INVOCATION

Invocation was given by Pastor Rick Rogers, Bonnyview Baptist Church.

PLEDGE OF ALLEGIANCE

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

INTRODUCTION

Deputy Clerk of the Board Linda Mekelburg introduced Tazina Otis, the new Administrative Board Clerk in the Clerk of the Board Office.

PUBLIC COMMENT PERIOD - OPEN TIME

Dean Oilar expressed his concerns regarding setback requirements on a proposed shop building and noted that he will discuss those concerns with the Planning Commission.

Colleen Leavitt noted that the Final Environmental Impact Report (FEIR) for the Knauf fiberglass facility has failed to answer many questions.

Arnold Erickson discussed the emission reduction credits involved with the Knauf fiberglass facility.

Celeste Draisner asked that the public attend the next Air Pollution Control Board meeting on September 21, when the Knauf fiberglass facility FEIR will be discussed.

SWEARING-IN CEREMONY

Clerk of the Board H. Douglas Latimer performed the swearing-in ceremony for Catherine Darling, County Clerk/Registrar of Voters.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Fust pulled for recognition the item regarding the assignment of a surplus vehicle to the Happy Valley Citizens' Volunteer Patrol.

Supervisor Kehoe pulled for discussion the items regarding an agreement with the Economic Development Corporation of Shasta County and a lease with Robert and Dorothy Nutto for office space at 1600 Court Street/1815 Yuba Street.

In response to questions from Supervisor Kehoe regarding the agreement with the Economic Development Corporation of Shasta County (EDC), CAO Doug Latimer noted that for next year's agreement, a performance measure relating to business retention could be added and that the performance measure to site new primary industry employers in Shasta County could be broadened to site one new primary industry in the unincorporated area of Shasta County. CAO Latimer also indicated he would forward the overhead rate in the agreement to the Supervisors. By consensus, the Board of Supervisors directed that these points be discussed with EDC before the contract is signed next year.

In response to a question from Supervisor Kehoe regarding the lease with Mr. and Mrs. Nutto, CAO Latimer explained that the Substance Abuse Crime Prevention Act program may be placed into part of the space due to its proximity to the Courthouse. Also, CAO Latimer noted that discussions are underway with the Court Executive Officer regarding placement of the Public Defender, and the two offices are working to prepare a joint staff report for September 21 to discuss plans for the courthouse with the California Administrative Office of the Courts and the Board of Supervisors. By consensus, the Board of Supervisors directed that the lease be held until it is determined whether the additional office space is necessary.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Clarke), 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 an agreement with the Shasta Cascade Wonderland Association in the amount of \$18,500 to provide tourism marketing and promotional services for Fiscal Year 04-05. (Administrative Office)

Approved and authorized the Chairman to sign an agreement with the Economic Development Corporation of Shasta County in the amount of \$54,180 to provide business expansion, retention, and recruitment services for Fiscal Year 04-05. (Administrative Office)

Authorized the issuance checks totaling \$1,838.82 requiring special board action. (Auditor-Controller)

Adopted Resolution No. 2004-117, which approves the Fiscal Year 04-05 Countywide Tax Rate, the Unitary Debt Service Rate, and the tax rates for bond sinking funds, state school building loan payments, and voter-approved debt. (Auditor-Controller)

(See Resolution Book No. 45)

Authorized the Director of Housing and Community Action Programs to sign and submit a grant application, and any subsequent amendments, in the amount of \$8,500 to the Great Valley Center's Land Use, Economic Development, Growth, Agriculture and Community Investment (LEGACI) grant program to fund the Retired Senior and Volunteer Program (RSVP) Veteran's History Project. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign a renewal agreement with Crestwood Behavioral Health, Inc. in an amount not to exceed \$58,400 annually to provide special treatment programs and enhanced services to adults with severe and persistent mental illness from the date of signing through June 30, 2005, with two additional one-year renewals. (Mental Health)

Authorized the County Alcohol and Drug Program Administrator to sign the Drug Court Partnership Act of 2002 Notice of Grant Award with the California Department of Alcohol and Drug Programs in the amount of \$132,867 for Fiscal Year 04-05 to provide services to the participants in the Addicted Offender Program. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an "Acceptance of Allocation Agreement" with the California Department of Health Services Tobacco Control Section in the amount of \$150,000 to allow Public Health to accept tobacco control funding for Fiscal Year 04-05. (Public Health)

Approved and authorized the Chairman to sign an amendment to the Public Health Institute Grant Agreement to extend the grant activity period for Partnership for the Public's Health (PPH) program activities through December 31, 2004. (Public Health)

Approved and authorized the Chairman to sign an augmented agreement with the California Office of Traffic Safety increasing the amount by \$100,000 (for a total of \$400,000) to implement a driving-under-the-influence (DUI) prevention and seat-belt-use project; and adopt Salary Resolution No. 1256, which adds one Community Education Specialist I/II. (Public Health)

(See Salary Resolution Book)

Adopted Resolution No. 2004-118, which authorizes the purchase of certain specialty items and services; authorizes the Auditor-Controller to allow such purchases up to \$3,000 and waives the contracting, purchasing, or leasing requirements of Administrative Policy 6-101, Shasta County Contracts Manual; and repeals Resolution No. 2002-159. (Social Services)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign a Certificate of Compliance for the California Department of Veterans Affairs to allow the Veterans Service Office to participate in the Medi-Cal Cost Avoidance program for Fiscal Year 04-05 and a Subvention Certificate of Compliance for submittal to the Department of Veterans Affairs. (Veterans Service Office)

Adopted Resolution No. 2004-119, which authorizes the Department of Child Support Services to make expenditures for out-of-county services or the purchase of recorded documents from government entities located outside Shasta County and authorizes the Auditor-Controller to allow such expenditures without a personal services agreement or purchase order. (Child Support Services)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an agreement with the County of Merced in the amount of \$66 per day per bed for five reserved beds to place children at Crystal Creek Juvenile Detention Facility from the date of signing through September 6, 2007. (Probation)

Approved and authorized the Chairman to sign a contract with Northern Valley Catholic Social Services in an amount not to exceed \$4,000 to provide life skills counseling classes for juvenile offenders from the date of signing through June 30, 2005. (Probation)

Took the following actions regarding the provision of an inmate commissary system: Approved the award of Bid No. 04-017 to Aramark Correctional Services, Inc.; and approved and authorized the Chairman to sign an agreement with Aramark Correctional Services, Inc. to provide the system from the date of signing through August 24, 2007, with the option to renew for two additional one-year terms. (Sheriff)

Authorized the Sheriff to assign the use of a County-owned Ford Crown Victoria to the Sheriff's Office Citizens' Volunteer Patrol in Happy Valley; and authorized Fleet Management to assign a surplused Sheriff's vehicle to the Sheriff's Office Citizens' Volunteer Patrol in Happy Valley, subject to certain specified conditions. (Sheriff)

Found that the circumstances and factors that led to the proclamations of local emergencies due to extreme peril to the safety of persons and property caused by wildland fires identified as the "Bear Fire" and "French Fire" have not been totally resolved and that there is a need for the continuance of this proclamation. (Sheriff/Office of Emergency Services)

Awarded to the low bidder, Hutchins Paving & Engineering, Inc., on a unit-cost basis, the contract for construction on the Shasta County Corporation Yard Asphalt Concrete Overlay project in the amount of \$148,705. (Public Works)

For the Foster Road at Mark Creek Bridge Replacement project: Awarded to the low bidder, Dunton Construction, on a unit-cost basis, the contract for construction in the amount of \$186,587; and adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, and authorize the Public Works Director to file a Notice of Determination. (Public Works)

Approved the final map for filing for Tract No. 1884, Jenkins (Oak Run area). (Public Works)

Adopted Resolution No. 2004-120, which authorizes Resource Management to accept the Used Oil Recycling Block Grant - Tenth Cycle in the amount of \$28,442 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake for Fiscal Year 04-05, appoints the Director of Resource Management as the agent for Shasta County for the purpose of the grant, authorizes program expenditures to be included in the budget for Fiscal Year 04-05, and authorizes the Auditor-Controller to pay claims for said expenditures. (Resource Management-Community Education Section)

(See Resolution Book No. 45)

Adopted Resolution No. 2004-121, which revises Chapter 6-Fire Safety Standards of the Shasta County Development Standards to modify Emergency Fire Escape Road standards. (County Fire)

(See Resolution Book No. 45)

REGULAR CALENDAR

PRESENTATIONS

UPDATE FROM COUNTY SUPERINTENDENT OF SCHOOLS REGARDING FLAMMABLE MATERIALS ON SCHOOL PROPERTY

County Superintendent of Schools Carol Whitmer reported that during the August 24, 2004 Board of Supervisors' meeting, a citizen complained to the Board of Supervisors regarding flammable materials on school property. Further investigation revealed that a pile of branches existed on Shasta Union School District property located on Mary Street. The material was cleaned up by August 26, 2004.

BOARD MATTERS

SEPTEMBER 2004 EMPLOYEE OF THE MONTH
JACLYN WILLERS, EXECUTIVE ASSISTANT-CONFIDENTIAL
RESOLUTION NO. 2004-122

At the recommendation of Child Support Services Director Steve Baer and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-122, which recognizes Executive Assistant-Confidential Jacklyn Willers as Shasta County's September 2004 Employee of the Month.

(See Resolution Book No. 45)

PROCLAMATION: RECOVERY HAPPENS MONTH

At the recommendation of Mental Health Alcohol and Drug Programs Administrator David Reiten and Shasta County Recovery Happens Coordinator Janice Casner and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 2004 as Recovery Happens Month in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, including Assembly Bill 2121, which would adopt principles and guidelines for maintaining instream flows in certain streams in accordance with state policy for water quality control and would degrade water rights. By consensus, the Board of Supervisors directed that a letter be sent to Governor Schwarzenegger opposing AB 2121.

Supervisors reported on issues of countywide interest.

APPROVAL OF MINUTES: AUGUST 17, 2004

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved the minutes of the meeting held on August 17, 2004, as submitted.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Tiexeira v. County of Shasta, Philapandeth v. County of Shasta, Koeth v. California Highway Patrol, Hansen v. California Highway Patrol, and Haas v. California Highway Patrol, pursuant to Government Code Section 54956.9, subdivision (a).

9:59 a.m.: The Board of Supervisors recessed to Closed Session.

11:30 a.m.: The Board of Supervisors recessed from Closed Session.

1:40 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, County Administrative Officer Doug Latimer, County Counsel Karen Jahr, and Deputy Clerk of the Board Linda Mekelburg present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss existing litigation. On a unanimous vote, with Supervisor Wilson being absent, the Board of Supervisors approved the defense of the following cases to the Law Office of Gary Brickwood: Philapandeth v. County of Shasta, Koeth v. California Highway Patrol, Hansen v. California Highway Patrol, and Haas v. California Highway Patrol. In the matter of Tiexeira v. County of Shasta, should defense of that case become necessary, the Board of Supervisors authorized assignment to the Law Offices of Larry Moss. No other reportable action was taken.

FISCAL YEAR (FY) 2004-05 BUDGET HEARINGS

PUBLIC COMMENT PERIOD - OPEN TIME

Chairman Hawes reminded those present that requests to speak during open time are due 20 minutes before the start of the meeting and that in the future, requests to speak will not be accepted if they are presented at the time the meeting is scheduled to start.

Arnold Erickson and Colleen Leavitt expressed concern that approximately one-third of comments submitted for the Knauf fiberglass facility--those that were postmarked or faxed on the last day of the public comment period--were not included in the proposed Supplemental Final Environmental Impact Report.

Celeste Draisner asked that the Air Pollution Control Board keep an open mind regarding the Knauf fiberglass facility.

COMMENCEMENT OF FY 2004-05 BUDGET HEARINGS

OVERVIEW OF SUPPLEMENTAL BUDGET REPORT-PROPOSED REVISIONS

County Administrative Officer (CAO) Doug Latimer provided an overview of the supplemental budget report-proposed revisions. A budget workshop held on May 4, 2004 addressed concerns and core missions of various County departments at that time. The final budget has not changed substantially since the adoption of the preliminary budget in June. The State budget shifted approximately \$350 million in property taxes statewide--an approximate \$1.6 million impact to Shasta County each year for two years. The Sheriff's Office has been allowed to continue to charge and cities to be reimbursed for booking fees this year; however, next year, booking fees will be capped at one-half, and cities will no longer be reimbursed. Rural County Law Enforcement funds in the amount of \$500,000 were restored, and \$549,399 in child support federal penalties has been deferred.

CAO Latimer summarized the revisions to the final budget. In the Elections budget, \$10,000 has been added to allow for secure storage of paper ballots. A portion of the Contingency Reserve has been set aside to assist with the cost of staffing the recent Bear and French Fire Assistance Center. In the Public Defender budget, funds are being transferred from Indigent Defense contracts into that budget; it is anticipated that staff will begin being hired in November. Child Support Services has received an additional allocation from the State for costs associated with conversion to another automated child support system.

Public Safety Augmentation Revenue (Proposition 172) funds exceeded initial projections, and the funds are recommended to be allocated to the District Attorney (\$100,000), Probation (\$150,000), and Sheriff's (\$150,000) Departments. The Sheriff's Office will utilize the additional Rural County Law Enforcement funds and Public Safety Augmentation Revenue, along with Indian Gaming funds and Cal-METT funds, to fill vacancies. The Animal Control vacancy will be addressed at midyear to see if it can be filled at that time. Supervisor Clarke suggested working in conjunction with the cities to fund a shelter.

Public Health will utilize approximately \$2.2 million in fund balance this year. As part of the State budget, Social Services will no longer receive a state match for the Child Welfare Services program. In the Opportunity Center budget, client benefit payments have not been suspended.

The State has not funded the State Library Trust Fund at previous levels, causing additional problems in the Library budget, and several positions will be reduced. The Risk Management budget includes an appropriation for additional staff due to passage of Workers' Compensation Reform. County Fire has already used most of their fund balance this year.

The budget has been balanced using \$7 million of General Fund carryover, including Recorder fees and Tobacco Settlement fund. Remaining reserves in General Fund have been maintained in accordance with Board of Supervisors direction from the May 4, 2004 workshop. The current County workforce of 1,968 employees has a 15% vacancy rate of 303.

County Clerk Cathy Darling noted that in looking at other counties using the same electronic voting system as Shasta County, it was decided to provide additional security for both paper electronic ballots.

Undersheriff Larry Schaller noted that the Sheriff's Office is in a better position than they expected with the Rural County Law Enforcement funding and thanked everyone involved in the budget preparation.

Supervisors discussed the budget problems at the State level, noting that the State has not addressed their budget situation properly either last year or this year.

District Attorney Jerry Benito thanked the Board of Supervisors for working diligently to allow them to maintain prosecutorial services. Changes will be made to be more efficient and effective in prosecutorial efforts.

PROPOSED BUDGET HEARING SCHEDULE AND FORMAT

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors approved the proposed hearing schedule and format, which includes consent and regular items.

REVISIONS TO FY 2004-05 PROPOSED BUDGET

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors approved amendments in appropriations and revenue and other revisions to the FY 2004-05 Proposed Budget, as outlined in the Supplemental Budget Report.

CONSENT CALENDAR

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved those budget units which had not been formally appealed and had no major policy considerations or outstanding issues, as follows:

GENERAL FUND (060)

General Government

100	General Revenue and Transfers
101	Board of Supervisors
102	County Administrative Office
103	Clerk of the Board
110	Auditor-Controller
111	Treasurer-Tax Collector
112	Assessor
113	Purchasing
120	County Counsel
130	Personnel
140	Elections
165	Economic Development
172	Surveyor
173	Miscellaneous General #1
174	Tobacco Settlement Grants
175	CSA Administration
199	Central Service Costs (A-87)

Public Protection

201	Trial Courts
203	Public Defender
208	Grand Jury
221	County Clerk
237	Sheriff Civil Unit
241	Marshal (History)
256	Victim/Witness Assistance
280	Agriculture Commissioner/Sealer of Weights & Measures
290	Recorder
292	Public Guardian
295	Local Agency Formation Commission (LAFCo)
297	Animal Control
299	Public Administrator

Public Ways and Facilities

332	Shingletown Airport
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Health and Public Assistance

543 Housing Authority
570 Veterans Services
590 Community Action Agency

Education and Recreation

620 Farm Advisor
621 Joint Lassen/Shasta Farm Advisor
622 Cooperative Extension Forestry Program
701 Recreation and Parks
710 Veterans' Halls

Debt Service/Contingency

802 Shasta County Debt
900 Reserves for Contingencies

ACCUMULATED CAPITAL OUTLAY (040)

161 Accumulated Capital Outlay

CAPITAL PROJECTS-COURTHOUSE REMODEL FUND (041)

163 Courthouse Remodel

CAPITAL PROJECTS-LIBRARY BUILDING FUND (043)

167 Library Building

CAPITAL PROJECTS-ADMINISTRATION BUILDING FUND (044)

169 Administration Building

COUNTY MEDICAL SERVICES PROGRAM FUND (061)

409 County Medical Services

CAPITAL PROJECTS - GENERAL (062)

166 Land, Buildings, and Improvements

PRODUCTIVITY IMPROVEMENT FUND (063)

177 Productivity Improvement Program

RESOURCE MANAGEMENT FUND (064)282 Building Inspection
286 Planning
400 Resource Management General Revenues
402 Environmental Health**GENERAL FEDERAL FOREST TITLE III FUND (065)**

176 Title III Projects

MENTAL HEALTH FUND (080)410 Mental Health
422 Alcohol and Drug Programs
424 Substance Abuse Crime Prevention
425 Perinatal Program**INTER-MOUNTAIN FAIR FUND (100)**

159 Inter-Mountain Fair

LIBRARY FUND (110)

610 Library

OPPORTUNITY CENTER FUND (120)

530 Opportunity Center

SOCIAL SERVICES FUND (140)501 Social Services
540 County Indigent Cases
541 Cash Aid Payments

WILDLIFE FUND (150)

294 Wildlife Control

GENERAL RESERVE FUND (170)

160 General Reserves

ENDANGERED SPECIES FUND (188)

285 Knighton Road Beetle Mitigation

ROAD FUND (190)

301 Roads

ROADS DUST MITIGATION FUND (191)

302 Sacramento Valley Air Pollution Paving

CHILD SUPPORT SERVICES FUND (192)

228 Child Support Services

COUNTY TRANSIT FUND (193)

303 Shasta County Transit

PUBLIC SAFETY FUND (195)

220 Public Safety General Revenues
227 District Attorney
235 Sheriff
236 Boating Safety
246 Detention Annex
260 Jail
261 Burney Station
262 Juvenile Hall
263 Probation
264 Crystal Creek Camp
287 Coroner
288 Central Dispatch
901 Public Safety Contingency Reserve

PUBLIC HEALTH FUND (196)

411	Public Health	
412	Shasta County Health Care	—
417	California Children's Services	

SHASTA HOUSING REHABILITATION FUND (197)

596	Housing Rehabilitation Administration	
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DEBT SERVICE (198)

801	Debt Service	
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INTERNAL SERVICE FUNDS

Fund 201	Fleet Management (BU 940)	
Fund 202	Risk Management (BU 950)	
Fund 203	Information Systems	
Fund 204	Facilities Management	—
Fund 205	Shasta Co. Utilities Admin.	

ENTERPRISE FUNDS

Fund 200	Fall River Mills Airport	
Fund 206	R. W. Curry West Central Landfill Replacement & Improvement Fund	
Fund 207	Solid Waste Administration	
Fund 209	R. W. Curry West Central Landfill Closure/Post-Closure Fund	

SPECIAL DISTRICTS UNDER BOARD OF SUPERVISORS

Fund 300-	County Service Areas and Permanent Road Divisions (Includes Fund 391,	
396	CSA #1 - County Fire)	

2:14 p.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

WATER AGENCY CONSENT CALENDAR

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Shasta County Water Agency adopted the FY 2004-05 Water Agency budget Fund 371, as listed on the consent calendar.

2:15 p.m.: The Water Agency adjourned and convened as the Shasta County Air Pollution Control Board.

AIR POLLUTION CONTROL BOARD CONSENT CALENDAR

By motion made, seconded (Clarke/Fust), and unanimously carried, the Shasta County Air Pollution Control Board adopted the FY 2004-05 Air Quality Management District budget Fund 373, as listed on the consent calendar.

2:15 p.m.: The Air Pollution Control Board adjourned and convened as the Shasta County Redevelopment Agency.

REDEVELOPMENT AGENCY CONSENT CALENDAR

By motion made, seconded (Fust/Wilson), and unanimously carried, the Shasta County Redevelopment Agency adopted the FY 2004-05 Redevelopment Agency Administration budget Fund 944, as listed on the consent calendar.

2:16 p.m.: The Redevelopment Agency adjourned and convened as the Shasta County In-Home Supportive Services Public Authority.

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY CONSENT CALENDAR

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Shasta County In-Home Supportive Services Public Authority adopted the FY 2004-05 In-Home Supportive Services Public Authority budget Fund 851, as listed on the consent calendar.

2:17 p.m.: The In-Home Supportive Services Public Authority adjourned and reconvened as the Shasta County Board of Supervisors.

REGULAR CALENDAR

DEPARTMENT APPEALS

There were no budget units which had policy considerations or outstanding issues.

FY 2004-05 FINAL BUDGET RESOLUTION

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors directed the County Administrative Officer to prepare, for subsequent Board consideration and action, the FY 2004-05 Final Budget Resolution, which will reflect subsequent technical adjustments to the FY 2004-05 Proposed Budget required as additional information regarding State legislative action becomes available, as directed by the Board of Supervisors during the budget hearings.

2:18 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, September 14, 2004

REGULAR MEETING

9:00 a.m.: Vice Chairman 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. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

District No. 2 - Supervisor Fust - Absent
District No. 3 - Supervisor Hawes - Absent

County Administrative Officer - Doug Latimer
Assistant County Counsel - Mike Ralston
Deputy Clerk of the Board - Linda Mekelburg
Deputy Clerk of the Board - Tazina Otis

INVOCATION

Invocation was given by Pastor Jim Wilson, Pray Northstate.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Melita Bena and Tom LeVasseur read a summary of their objections to the Planning Division's approval of Jefferson Public Radio Foundation's use permit to construct two AM broadcast towers, including failure to provide legal notice, non-compliance with wet weather erosion control, non-compliance with building setback regulations, disregard for various cultural resources, and disregard of landowner protests.

Colleen Leavitt, Patricia Cogburn, and Arnold Erickson spoke in opposition to the proposed Knauf Insulation Manufacturing Facility Final Supplemental Environmental Impact Facility (SEIR).

Celeste Draisner asked the public to attend the Air Pollution Control Board scheduled for Tuesday September 21, 2004 regarding the proposed Knauf Insulation Manufacturing Facility Final SEIR.

B.E. Pete Foote discussed the lack of a fire hydrant system in Tract 1626, Alpine Meadows Subdivision, which appears to be in violation of Ordinance No. 378-1567 and the CC&Rs of the subdivision.

CONSENT CALENDAR

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

Adopted the Board of Supervisors response to the Final Report of the Fiscal Year 03-04 Shasta County Grand Jury. (Administrative Office)

Took the following actions concerning the continuation of the County's Internal Revenue Code Section 125 (IRC §125) Plan: Approved and authorized the Chairman to sign an agreement with Aletha Parich to administer the IRC §125 Plan for the period January 1, 2005 through December 31, 2007, with two additional one-year renewals; authorized the Auditor-Controller to sign all documents related to the IRC §125 Plan; and authorized an increase in the allowable annual maximum employee contribution for out-of-pocket health care expenses from \$2,000 to \$2,500. (Auditor-Controller)

Authorized the issuance of checks totaling \$4,582.90 requiring special board action, with \$1,505.00 being withdrawn at the request of the Auditor-Controller. (Auditor-Controller)

Approved the appointments in lieu of election for Mayers Memorial Hospital District director candidates as listed on the County Clerk's certificate. (County Clerk-Elections Administration)

Approved and authorized the Chairman to sign an agreement with the California Department of Health Services in the amount of \$663,007 to provide bioterrorism preparedness and response planning for the period July 1, 2003 through June 30, 2004. (Public Health)

Awarded to the low bidder, Hutchins Paving and Engineering, Inc., on a unit-cost basis, the contract for construction on the Deschutes Road Widening in Palo Cedro project in the amount of \$600,207. (Public Works)

Approved the final map for filing for Tract No. 1875, Richelieu (Bella Vista area). (Public Works)

Adopted Resolution No. 2004-123, which authorizes the transfer of \$500,000 in PG&E underground utility program funds from Shasta County to the City of Anderson to fund a project for placing utility lines underground along North Street. (Public Works)

(See Resolution Book No. 45)

Adopted Resolution No. 2004-124, which authorizes the issuance of Certificate of Compliance No. 04-008, Cato (Gas Point Road area) to recognize the legal status of two parcels. (Resource Management)

(See Resolution Book No. 45)

REGULAR CALENDAR

PRESENTATIONS

5-A-DAY NUTRITION CHALLENGE

Public Health Director Marta McKenzie introduced Jeannie Meyer, who encouraged the Board of Supervisors and the public to stay active and eat fruits and vegetables; she also discussed the various activities promoting National 5-A-Day Week, September 19-25.

UPDATE ON ACTIVITIES OF THE
SHASTA COUNTY ECONOMIC DEVELOPMENT CORPORATION (EDC)

Economic Development Corporation President Jim Zauher distributed a compact disc containing information about the EDC and Shasta County, including demographics, relocation and expansion, labor, and quality of life. He also distributed copies of a recent article in *California CEO* magazine, which has generated a number of inquiries about doing business in Shasta County. He noted that although their activity levels have been down the last couple of years due to the economic slowdown, they have seen an increase in activity this year.

BOARD MATTERS

PROCLAMATION: SHASTA COUNTY EMPLOYEE RECOGNITION WEEK

At the recommendation of Assistant Support Services Director Marty Bishop and by motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 26 through October 2, 2004 as Shasta County Employee Recognition Week in Shasta County; authorized the Director of Support Services to sign claims related to expenses for the Shasta County employee recognition luncheon picnics in Redding and Burney; and directed the Auditor-Controller to make payments based upon these claims.

PROCLAMATION: CONSTITUTION DAY AND CONSTITUTION WEEK

At the recommendation of Daughters of the American Revolution representative Marcene Bolton and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 17, 2004 as Constitution Day and September 17-23, 2004 as Constitution Week in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on the status of the clean-up effort for the French and Bear Fires.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

APPROVAL OF MINUTES: AUGUST 24, 2004

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved the minutes of the meeting held on August 24, 2004, as submitted. It was noted that Supervisor Wilson had reviewed the minutes so that she would be able to vote affirmatively on the matter rather than abstain, as she was absent from that meeting.

ZONE AMENDMENT NO. 04-002
BROWN AND SUTTER, MIDWAY AREA
ORDINANCE NO. 378-1885

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors enacted Ordinance No. 378-1885, which approves Zone Amendment No. 04-002, Brown and Sutter (Midway area), as introduced on August 24, 2004. It was noted that Supervisor Wilson had reviewed the August 24, 2004 minutes so that she would be able to vote affirmatively on the ordinance rather than abstain, as she was absent from that meeting.

HEALTH AND WELFARE

SOCIAL SERVICES/PROBATION

SHASTA COUNTY CHILD WELFARE SERVICES
SYSTEM IMPROVEMENT PLAN

Social Services Director Sher Huss introduced Deputy Social Services Director Barbara McKend, who summarized the County's first System Improvement Plan, which is due to the California Department of Social Services by September 30, 2004. The objectives for the Plan are:

1. To decrease the recurrence of maltreatment of children in their own home through development and implementation of a differential response protocol for child abuse/neglect referrals;
2. To decrease the recurrence of maltreatment of children and the rate of foster care reentry, and increase the involvement of children and families in developing their case plan through implementation of family team meetings;
3. To increase to 90 percent the number of child abuse/neglect referrals with a timely response through development and implementation of standard agency guidelines and piloting of geographic referral assignment; and
4. To increase to 90 percent the number of timely social worker monthly visits with children through development of standard agency guidelines and implementation of a quality assurance program.

By motion made, seconded (Clarke/Wilson), and unanimously carried the Board of Supervisors approved submission of the Shasta County Child Welfare Services System Improvement Plan to the California Department of Social Services for the period October 1, 2004 through September 30, 2005.

PUBLIC WORKS

AGREEMENT: U.S. DEPARTMENT OF AGRICULTURE-NATURAL
RESOURCES CONSERVATION SERVICE
EMERGENCY WATERSHED PROTECTION MEASURES-JONES VALLEY AREA
AGREEMENT: WESTERN SHASTA RESOURCE CONSERVATION DISTRICT
EROSION CONTROL SERVICES

At the recommendation of Deputy Public Works Director Scott Wahl and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors authorized the Public Works Director to sign a cooperative agreement and related documents with the U.S. Department of Agriculture-Natural Resources Conservation Service in the amount of

\$224,446.59 to fund emergency watershed protection measures in the Jones Valley area; and approved and authorized the Chairman to sign an agreement with the Western Shasta Resource Conservation District in the amount of \$202,646.59 to implement erosion control services. Supervisor Kehoe noted that although he is opposed to the non-competitive nature of the contract, he would reluctantly vote in favor of the agreements as it is not his intent to have the matter continued to another meeting date.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT-PLANNING DIVISION

CERTIFICATE OF COMPLIANCE NO. 04-012
LEE VAGT, SHINGLETOWN AREA
RESOLUTION NO. 2004-125

This was the time set to conduct a public hearing and consider the issuance of Certificate of Compliance No. 04-012, Lee Vagt, to recognize a 4.8-acre parcel in the Shingletown area as a developable parcel which meets the Shasta County Development Standards. Assistant Planner Zach Bonnin presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the project request, and the public hearing was closed.

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-125, which authorizes the issuance of Certificate of Compliance No. 04-012 to recognize a 4.8-acre parcel in the Shingletown area as a developable parcel which meets the Shasta County Development Standards.

(See Resolution Book No. 45)

ZONE AMENDMENT NO. 04-004
DONALD LAMB
WEST REDDING AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 04-004, Donald Lamb, which would rezone approximately 52 acres in the West Redding area from an Unclassified (U) to a Limited Residential District combined with a Mineral Resource Buffer (R-L MRB) District. Associate Planner Zach Bonnin presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board

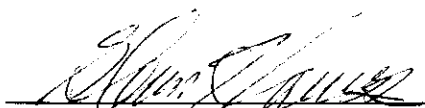
The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 04-004, Donald Lamb, West Redding area:

1. Adopted the California Environmental Quality Act (CEQA) determination of a negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 04-082A;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-082A; and

3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 04-004 as requested.

10:39 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, September 21, 2004

REGULAR MEETING

9:03 a.m.: Chairman Hawes 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. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

District No. 2 - Supervisor Fust - Absent

County Administrative Officer - Doug Latimer
Assistant County Counsel - Mike Ralston
Deputy Clerk of the Board - Linda K. Mekelburg
Deputy Clerk of the Board - Tazina Otis

INVOCATION

Invocation was given by Dr. Andrea Golden, Redding Church of Religious Science.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Vietnam Veterans of America, Chapter 357 representative Don Mangrum.

PUBLIC COMMENT PERIOD - OPEN TIME

Russ Wade and Colleen Leavitt spoke in opposition to the Knauf Insulation Manufacturing Facility, noting that comments postmarked on the submission deadline for the Final Supplemental Environmental Impact Report should be entered into the record.

Celeste Draisner reminded the public to attend the Air Pollution Control Board meeting at 1:30 p.m.

Supervisor Wilson introduced Gillian Trumbull, who is retiring after 15 years of leading the Eyes for Freedom guide dog club.

Vietnam Veterans of America, Chapter 357 representative Don Mangrum and President Rocky Cantrell presented Supervisor Wilson with a plaque honoring her for her services to the veterans of Shasta County.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the item requesting the Board of Supervisors adopt a resolution which delegates purchasing authority to the animal regulations unit. In response to a question from Supervisor Kehoe, Support Services Director Joann Davis explained that the Animal Regulations Unit proposes to waive all provisions of Administrative Policy 6-101, *Shasta County Contracts Manual*, and allow purchase of various goods and services without purchase orders or personal service agreements.

9:20 a.m.: Supervisor Fust entered the chambers.

Since the resolution addresses ongoing expenses such as medication, supplies, and animal food, Supervisor Kehoe noted that it might be better to change the procurement policy rather than continue to make exceptions. Supervisor Clarke also noted that the resolution should be more specific and speak directly to services rather than include ordinary expenses, such as food. County Administrative Officer (CAO) Doug Latimer agreed that the resolution may be too broad and suggested that the matter be delayed to address the issues raised. By consensus, the Board of Supervisors also directed that Administrative Policy 6-101, *Shasta County Contracts Manual*, be reviewed to see what changes need to be made.

CAO Latimer noted that the item regarding the continuation of a local emergency due to the Bear and French Fires was pulled at the request of the department. Undersheriff Larry Schaller explained that the assistance process for those affected by the fire is complete, and there is no longer a need to continue the proclamation.

CONSENT CALENDAR

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

Authorized the issuance of checks totaling \$25,339.99 requiring special board action. (Auditor-Controller)

Approved the proposed name change for the Information Systems Department to the Shasta County Information Technology Department effective October 1, 2004. (Information Systems)

Approved and authorized the Chairman to sign two renewal agreements with David L. Casper, M.F.T. and Marina A. Naujocks-Mix, M.F.T. in annual amounts not to exceed \$20,000 each to provide mental health services to Medi-Cal beneficiaries from the date of signing through June 30, 2005, with two one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Anderson Union High School District to provide educational services leading to high school graduation and a diploma or GED for Shasta County Jail inmates from the date of signing through June 30, 2007, with two automatic one-year renewals. (Sheriff-Custody Division)

Authorized the Director of Public Works to sign a Notice of Completion for the 2004 Chip Seals Project and record it within 10 days of completion. (Public Works)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer informed the Board that, in order to avoid a conflict with the Air Pollution Control Board meeting scheduled for this afternoon, the Administrative Office of the Courts requested a delay of the workshop scheduled to discuss the Senate Bill 1732 Court Facilities Transfer Program. By consensus, the Board of Supervisors directed that the workshop be rescheduled to October 5, 2004 at 1:30 p.m.

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, noting that there are no bills currently awaiting the governor's signature which should have a major impact on counties.

Supervisor Kehoe reported that he recently attended a Redding Area Bus Authority meeting.

Supervisors reported on issues of countywide interest.

AGRICULTURAL COMMISSIONER

**GRANT AGREEMENTS: U.S. DEPARTMENT OF AGRICULTURE
NOXIOUS WEED ERADICATION ALONG HIGHWAY 151 AND INTERSTATE 5
RESOLUTION NO. 2004-126**

9:30 a.m.: Supervisor Kehoe recused himself due to his association with the U.S. Forest Service and left the chambers.

At the recommendation of Agricultural Commissioner Mary Pfeiffer and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-126, which approves and authorizes the Chairman to sign Secure Schools and Community Self-Determination Act Grants with the U.S. Department of Agriculture in the amount of \$5,365 to fund a noxious weed eradication project along Highway 151 for the period October 1, 2004 through December 31, 2006, and in the amount of \$26,943 to fund a noxious weed eradication project along Interstate 5 for the period October 1, 2004 through December 31, 2007; and delegates to the Agricultural Commissioner the authority to develop, sign, and submit all written documents as required by the grants.

(See Resolution Book No. 45)

9:36 a.m.: Supervisor Kehoe returned to the chambers.

CLERK OF THE BOARD

APPROVAL OF MINUTES: SEPTEMBER 7, 2004

Supervisor Fust requested that the spelling of Supervisor Clarke's name be corrected on Page 229, In-Home Supportive Services Public Authority Consent Calendar. By motion made, seconded (Fust/Kehoe), and carried, the Board of Supervisors approved the minutes of the meeting held on September 7, 2004, as amended. Supervisor Wilson abstained as she was absent that morning.

SUPPORT SERVICES-FLEET MANAGEMENT DIVISION

RECLASSIFICATION OF FLEET MANAGEMENT FUNDS
RESOLUTION NO. 2004-127

At the recommendation of Support Services Director Joann Davis and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-127, which reclassifies \$724,702 of County contributions from Fiscal Years 1989-90 and 1990-91 from a "Replacement" designation to an "Operations" designation in the Fleet Management fund.

(See Resolution Book No. 45)

SCHEDULED HEARINGS

HOUSING AND COMMUNITY ACTION PROGRAMS

COMMUNITY DEVELOPMENT BLOCK GRANT PLANNING
AND TECHNICAL ASSISTANCE GRANT APPLICATION
WATER SYSTEM IMPROVEMENTS STUDY: CASTELLA AND CRAGVIEW
RESOLUTION NO. 2004-128

This was the time set to conduct a public hearing and consider approving a Community Development Block Grant Planning and Technical Assistance grant application for a water system improvements study for the communities of Castella and Cragview. Housing and Community Action Programs Director Larry Lees presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the project request, and the public hearing was closed.

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-128, which approves a Community Development Block Grant Planning and Technical Assistance grant application in the amount of \$35,000 to prepare a water system improvements study for the communities of Castella and Cragview.

(See Resolution Book No. 45)

PUBLIC WORKS

WATER RATE CHANGES
COUNTY SERVICE AREA NO. 2 - SUGARLOAF WATER

This was the time set to conduct a public hearing and consider repealing Resolution No. 2001-191 and increasing the basic bi-monthly water rate for County Service Area No. 2 - Sugarloaf Water. Supervising Engineer Steve Preszler presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the project request, and the public hearing was closed.

In response to a question from Supervisor Kehoe, Mr. Preszler explained that class action suits were brought on behalf of homeowners when polybutylene lines in their homes, which are also used in CSA No. 2, failed prematurely; however, municipalities using polybutylene service lines have no avenue of recovery against manufacturers.

Acting on behalf of County Service Area No. 2 - Sugarloaf Water, by motion made, seconded (Wilson/Fust), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which repeals Resolution No. 2001-191, increases the basic bi-monthly water rate from \$40 to \$58 effective November 1, 2004.

RESOURCE MANAGEMENT-PLANNING DIVISION

GENERAL PLAN AMENDMENT NO. 04-004
2004 GENERAL PLAN UPDATE
RESOLUTION NO. 2004-129

This was the time set to conduct a public hearing and consider various changes to the Shasta County General Plan as part of the five-year update of the Plan per Policy CO-c. Special Projects Planner Paul Bolton provided an overview of the staff report. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Mr. Bolton discussed the various changes to the General Plan, which include the Agricultural, Energy, Water Resources and Water Quality, Community Organization and Development Patterns, Economic Development, and Public Facilities Elements. In response to a question from Supervisor Clarke, Mr. Bolton agreed that a change should be made to remove Ox Yoke Park from the Plan as it is no longer in an unincorporated area.

The public hearing was opened, at which time Victor Ogrey expressed his hope that the Board of Supervisors will continue to support the non-development of agricultural land. No one else spoke for or against the matter, and the public hearing was closed.

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-129, which certifies the Supplemental Environmental Impact Report for General Plan Amendment No. 04-004, and approves General Plan Amendment No. 04-004, incorporating the various changes to the County's General Plan recommended by the Planning Commission, based on the findings listed in the resolution.

(See Resolution Book No. 45)

ZONE AMENDMENT NO. 04-013
STAN STEVENSON
MILLVILLE AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 04-013, Stan Stevenson, which would rezone approximately 50 acres in the Millville area from an Unclassified (U) to a Limited Residential (R-L) District. Associate Planner Brandon Rogers presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 04-013, Stan Stevenson, Millville area:

1. Adopted the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 04-088B;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-088B; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 04-013 as requested.

10:03 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, September 28, 2004

REGULAR MEETING

9:02 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
Assistant County Counsel - Mike Ralston
Deputy Clerk of the Board - Linda Mekelburg
Deputy Clerk of the Board - Tazina Otis

INVOCATION

Invocation was given by Pastor Lyle Faudree, Redding Christian Fellowship.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Shannon Wooten explained that watermaster fees have increased dramatically over last year, and he requested the Board of Supervisors direct the Auditor-Controller to not add them to the assessed fees. Supervisor Clarke noted that the Board of Supervisors does not have the authority to direct the Auditor-Controller to make that change. Following further discussion, by consensus, the Board of Supervisors agreed that the County should facilitate a meeting between Mr. Wooten, the Farm Bureau Board of Directors, Assemblyman Doug LaMalfa, and State Senator Sam Aanestad.

Colleen Leavitt expressed her disappointment that a recent Air Pollution Control Board meeting regarding the Knauf Insulation Manufacturing Facility was held in the afternoon when working people would be unable to attend, and she also expressed her disappointment that the Board members seemed unconcerned at the number of people in the hallway who were unable to hear the meeting. County Administrative Officer Doug Latimer noted that both Facilities Management and Clerk of the Board staff tested the speakers, and they worked properly both prior to and during the meeting.

ITEMS PULLED FROM CONSENT CALENDAR

Assistant County Counsel noted that the staff report regarding the hangar leases requested the County Administrative Officer requested be authorized to sign the leases when, in fact, it should be amended to approve and authorize the Chairman to sign the leases.

Supervisor Kehoe pulled for discussion the item regarding leasing of computer equipment. In response to questions from Supervisor Kehoe, CAO Latimer explained that because of different funding sources for some departments and reimbursements to those departments from state and federal agencies, it is sometimes fiscally advantageous to lease equipment rather than purchase it; the option to lease allows a department to choose which works best for them: leasing or purchasing. Chief Technology Officer Charlie Haase noted that, with the current low interest rates, leasing allows a department to replace obsolete equipment at a cost minimally more than purchase cost, and the vendor can place the used equipment into a secondary market.

Supervisor Kehoe also pulled for discussion the item regarding the agreement with Crestwood Behavioral Health, Inc., to provide crisis residential care. In response to a question from Supervisor Kehoe regarding the non-competitive nature of the bid, Mental Health Director Dr. Don Kingdon explained that the department considered whether it was appropriate to go out to bid and decided not to due to the status of the clientele; it was important for the department to be able to work with a provided track record and with whom they had a working relationship. Additionally, since this is the first program of its type in Northern California, Crestwood Behavioral Health, Inc. was the only provider in the area. In response to a question from Supervisor Kehoe regarding the cost per bed per day, Deputy Mental Health Director Tim Kerwin explained that the cost is based on estimated for the first year; the charge will be \$284 per bed per day, with the County absorbing \$64 of that, making the net charge \$220. Should an out-of-county patient be placed in the facility, the provider will reimburse \$64 of the \$284 to Shasta County, maintaining the net charge at \$220. Mr. Kerwin confirmed that Shasta County patients have priority for placement over out-of-county patients.

CONSENT CALENDAR

By motion made, seconded (Clarke/Wilson), 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 a renewal agreement with the Shasta County Women's Refuge, Inc. in the amount of \$30,000 to provide domestic violence and sexual assault intervention programs for the period July 1, 2004 through June 30, 2005. (Administrative Office)

Adopted Resolution No. 2004-130, which approves and authorizes the Chairman to sign a tax exchange agreement with the City of Anderson for Annexation No. 04-01 (Alexander-Bellvue-Pinewood-Loop area). (Administrative Office)

(See Resolution Book No. 45)

Authorized the issuance of checks totaling \$4,817.05 requiring special board action. (Auditor-Controller)

Approved and authorized the Chairman to sign an agreement with Stewart, Humpherys, Burchett & Molin, LLP to provide legal services. (County Counsel)

Approved and authorized the Chairman to sign a letter of commitment to ePlus Group, Inc. and a lease-purchase agreement to allow County departments to lease computer equipment; and adopted Resolution 2004-131, which delegates to the County Administrative Officer the authority to sign lease schedules. (Information Systems)

(See Resolution Book No. 45)

Approved and authorized the Chairman to sign an agreement with Tax Sale Services of California in an amount not to exceed \$21,800 to provide "party of interest" information to the Treasurer-Tax Collector on a maximum of 109 parcels that may be sold at tax auction on February 25, 2005. (Treasurer-Tax Collector)

Approved and authorized the Chairman to sign an agreement with Becker & Bell, Inc. in an amount not to exceed \$68,000 to provide IHSS Public Authority labor relations/contract negotiator services for the period October 1, 2004 through September 30, 2006. (In Home Supportive Services (IHSS) Public Authority)

Approved and authorized the Chairman to sign an agreement with the California Department of Mental Health establishing Shasta County Mental Health as the community mental health services provider to the citizens of Shasta County for Fiscal Year 2003-04. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Crestwood Behavioral Health, Inc. in an amount not to exceed \$1,124,200 annually to provide crisis residential services for the period August 5, 2004 through June 30, 2005, with two one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign traffic safety agreements for the period October 1, 2004 through August 31, 2005 with Cottonwood Citizens' Patrol as fiscal agent for 3D-Don't Drop Dead-Youth Group in the amount of \$10,661, with Northern California Educational Television Association, Inc., dba KIXE-TV in the amount of \$10,690, with Shasta County Chemical People, Inc. as fiscal agent for Shasta Lake Community Action Partnership in the amount of \$10,575, and with True North, Inc. in the amount of \$6,200. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Family Services Agency to authorize provision of additional therapeutic services (no General Fund impact). (District Attorney)

Approved and authorized the Chairman to sign contracts with the County of El Dorado and with the County of San Benito in the amount of \$85 per day per minor placed at Crystal Creek Juvenile Detention Facility from the date of signing through September 27, 2005. (Probation)

Approved and authorized the Chairman to sign a contract with Gerry Blasingame, MFCC in an amount not to exceed \$6,000 to provide juvenile sex offender treatment services from the date of signing through June 30, 2005. (Probation)

For Whispering Woods Tract 1785 Permanent Road Division in the Old Shasta area, received the petition for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for November 23, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

For Whispering Woods Tract 1809 Permanent Road Division in the Old Shasta area, received the petition for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for November 23, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

Approved and authorized the Chairman to sign Fall River Mills Airport hangar lease agreements in the total amount of \$840 per month for the period October 1, 2004 through September 30, 2005 with Aeroheads - Jim Stagg, Robert Swarm, Dick Nemanic, James Reed, Grainger Hunt, Ronald Taylor, 77M Partnership, Fred Wilson, and Mike Glasson. (Public Works)

Awarded to the low bidder, UPDATE Construction, Inc., on a unit-cost basis, the contract for construction on various Permanent Road Divisions in the amount of \$51,870 (no General Fund impact). (Public Works)

Authorized the Director of Public Works to sign a Notice of Completion for the Public Safety Building Roof Replacement and record it within 10 days of completion. (Public Works)

Authorized the Director of Public Works to sign a Notice of Completion for the Shasta County Corporation Yard Overlay Project and record it within 10 days of completion. (Public Works)

Approved and authorized the Chairman to sign an agreement with Sara Seeger, M.D. in an amount not to exceed \$1,000 to provide psychiatric evaluation services for the period September 28, 2004 through June 30, 2005. (Support Services)

PUBLIC COMMENT PERIOD - OPEN TIME

Barbara Hoff, representing the United Domestic Workers of America, introduced Gary Tewes, informed the Board of Supervisors that his wife receives minimum wage for 64 hours a month to care for him; without the program, she would be forced to work outside the home, which in turn would require someone to be hired to care for him while she is gone. Donna detailed the duties she performs when she takes care of clients.

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: MENTAL ILLNESS AWARENESS WEEK

At the recommendation of Mental Health Director Dr. Don Kingdon and Mental Health Advisory Board Member Faye Director and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 3-9, 2004 as Mental Illness Awareness Week in Shasta County.

PROCLAMATION: DOMESTIC VIOLENCE AWARENESS MONTH

At the recommendation of Shasta County Women's Refuge Executive Director Susie Evans and RESPECT Coordinator Linda Cadd and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2004 as Domestic Violence Awareness Month in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, including Assembly Bill 824 (Matthews), which was recently vetoed by Governor Schwarzenegger and would increase wages of in-home supportive services workers. The governor did approve Assembly Bill 2420 (LaMalfa), which allows removal of trees creating a fire hazard without filing a timber harvesting plan, and Senate Bill 1369 (Kuehl), which increases residential firebreaks from 30 to 100 feet.

Supervisor Fust was unable to attend the recent Regional Council of Rural Counties (RCRC) annual meeting, but he has requested a report from one of the attendees, and he will distribute it when he receives it.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

ADOPTION: FISCAL YEAR 2004-05 FINAL BUDGET RESOLUTION NO. 2004-132 SALARY RESOLUTION NO. 1257

At the recommendation of CAO Doug Latimer and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-132, which approves the Fiscal Year 2004-05 Final Budget; adopted Salary Resolution No. 1257, which reflects the position allocations approved in the Fiscal Year 2004-05 Final Budget effective October 3, 2004; and increased the number of vehicles in the County fleet by five for a new total of 395.

(See Resolution Book No. 45)
(See Salary Resolution Book)

CLERK OF THE BOARD

APPROVAL OF MINUTES: SEPTEMBER 14, 2004

Chairman Hawes requested that the minutes be changed to reflect the fact that Vice Chairman Kehoe called the meeting to order. By motion made, seconded (Kehoe/Clarke), and carried, the Board of Supervisors approved the minutes of the meeting held on September 14, 2004, as amended. Chairman Hawes and Supervisor Fust abstained as they were absent from the meeting.

COUNTY CLERK-ELECTIONS

GRANT AGREEMENT: CALIFORNIA SECRETARY OF STATE VOTER EDUCATION AND POLLWORKER TRAINING ASSISTANCE BUDGET AMENDMENT

County Clerk Cathy Darling presented the staff report and recommended approval. In response to a question from Supervisor Clarke, she explained how the new requirement for a verified paper trail will be accomplished, and noted that they are awaiting certification of the printers by the State before ordering the attachment to the electronic voting machine.

Supervisor Kehoe expressed his concern over relying on County employees as pollworkers and suggested the County, along with the League of Women Voters and other organizations, conduct an aggressive outreach program to recruit community members

Supervisor Fust agreed but also noted that County employees assist in the transition to the newer voting machines and the training of the pollworkers.

League of Women Voters representative Janet Terrell commended Ms. Darling and retired County Clerk Ann Reed for a smooth transition in the County Clerk's Office and for their work with pollworkers.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with the California Secretary of State in the amount of \$85,000 on a reimbursement basis to grant Shasta County funds to be used for voter education and pollworker training in accordance with the Help America Vote Act of 2002 (HAVA) for the period September 2, 2004 through December 31, 2004; and approved a budget amendment increasing appropriations and revenue by \$85,000.

SCHEDULED HEARINGS

LAW AND JUSTICE

SHERIFF

SUPPLEMENTAL LOCAL LAW ENFORCEMENT CITIZENS OPTION FOR PUBLIC SAFETY

This was the time set to conduct a public hearing and consider taking action regarding the Supplemental Local Law Enforcement Citizens Option for Public Safety (COPS) Program. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the request, and the public hearing was closed.

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors took the following action regarding the Supplemental Local Law Enforcement Citizens Option for Public Safety (COPS) Program: approved a request from the Sheriff for front-line law enforcement services in the amount of \$100,282 and for the Main Jail in the amount of \$50,068.

OMNIBUS APPROPRIATIONS ACT OF 2004 LOCAL LAW ENFORCEMENT BLOCK GRANT FUNDS

This was the time set to conduct a public hearing and consider the use of payment under the Omnibus Appropriations Act of 2004 for the Bureau of Justice Assistance Local Law Enforcement Block Grant. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the public hearing was closed.

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors authorized the use of \$24,852 in Local Law Enforcement Block Grant Funds from the Bureau of Justice Assistance and \$2,761 in required matching funds from the Sheriff's asset forfeiture account; accepted the recommendation of the Local Law Enforcement Block Grant Advisory Board to utilize subject funds for radio infrastructure; authorized the County Administrative Officer to sign the pending award document and Special Conditions; and authorized solicitation of competitive bidding for the upgrade of vehicle mobile radios with analog/digital communications capability, and award the bid to the lowest responsible bidder.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its negotiator to discuss price and terms of payment to the Administrative Office of the Courts for property located at 1500 Court Street, Redding, pursuant to Government Code section 54954.2.

10:16 a.m.: The Board of Supervisors recessed to Closed Session.

11:11 a.m.: The Board of Supervisors recessed from Closed Session.

11:16 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, and Hawes, and Deputy Clerks of the Board Linda Mekelburg and Tazina Otis present.

REPORT OF CLOSED SESSION ACTIONS

Chairman Hawes reported that the Board of Supervisors met in Closed Session to discuss real estate negotiations; however, no reportable action was taken.

11:17 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 5, 2004

REGULAR MEETING

9:03 a.m.: Chairman Hawes 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 Fust
 District No. 3 - Supervisor Hawes
 District No. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Absent

County Administrative Officer - Doug Latimer
 County Counsel - Karen Jahr
 Deputy Clerk of the Board - Tazina Otis
 Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Pastor David Stark, Grace Presbyterian Church.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for clarification the item regarding claims list resolution and amended Administrative Policy 2-201 authorizing County Administrative Officer (CAO) Doug Latimer or his designee to approve claims for services in the amount of \$200 or less per occurrence without an approved personal services agreement.

In response to a question from Supervisor Kehoe regarding how the \$200 approval amount was determined, CAO Latimer explained that, in meeting with the Auditor-Controller's office, it was determined that the \$200 amount would cover most items on the list. If it is noticed that certain vendors are being utilized more consistently, the CAO will suggest a personal services agreement be obtained.

CONSENT CALENDAR

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

Adopted Policy Resolution No. 2004-5, which amends Administrative Policy 2-201, *Authorizing the County Auditor to Approve Certain Claims*; and adopted Resolution No. 2004-133, which authorizes the reimbursement of specialty items and services through the issuance of vouchers and authorizes the Auditor-Controller to process payment for such purposes. (Administrative Office)

(See Resolution Book No. 45)

Authorized the issuance of checks totaling \$12,977.13 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on September 21, 2004, as submitted. (Clerk of the Board)

Acted on behalf of County Service Area (CSA) No. 2 - Sugarloaf Water, enacted Ordinance No. 630, which repeals Resolution No. 2001-191 and increases the basic bi-monthly water rate for CSA No. 2 - Sugarloaf Water from \$40 to \$58 effective November 1, 2004, as introduced September 21, 2004. (Clerk of the Board)

(See General Ordinance Book)

Authorized the Director of Housing and Community Action Programs to sign and submit a grant application and any subsequent amendments to the California Department of Corporations in the amount of \$3,000 to provide funding through the Retired and Senior Volunteer Program to administer the Seniors Against Investment Fraud Program in Shasta County. (Housing and Community Action Programs)

For Laverne Lane Permanent Road Division in the Happy Valley area, received the petitions for formation and activation, affidavit verifying petition information, improvement and maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for November 23, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

For Crowley Creek Ranchettes Permanent Road Division in the west Cottonwood area, received the petitions for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for November 23, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

Authorized the Director of Public Works to sign a Notice of Completion for the 2004 Slurry Seal Project and record it within 10 days of completion. (Public Works)

Acted on behalf of County Service Area (CSA) No. 17 - Cottonwood Sewer, adopted Resolution No. 2004-134, which requests initiation of LAFCO proceedings to annex three parcels into the CSA. (Public Works)

(See Resolution Book No. 45)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: U.S. FOREST SERVICE UPDATE ON BEAR FIRE RECOVERY EFFORTS

U.S. Forest Service Shasta Lake District Ranger Kristy Cottini gave an update regarding operations on the Bear Fire recovery efforts. The Bear Fire burned 10,484 acres of which 3,515 acres were on Shasta-Trinity National Forest and 6,969 acres were on private land. The Burned Area Emergency Response (BAER) Program addresses emergency situations through its key goals of protecting life, property, and critical natural and cultural resources, with a one-year

duration. The treatments include culvert cleaning and replacement, drainage control structures, fencing in the Clikapudi meadow, noxious weed control on dozer lines, storm patrol, hazard signs, and monitoring.

The Bear Fire Recovery Plan will identify and prescribe restoration treatments and activities which will address public safety, developed sites and trails, visuals, high use recreation areas, resource protection, timber values, and fuels reduction with a one- to five-year duration. The treatment components are hazard tree removal, commercial salvage, fuel reduction, vegetation restoration, recreation facility restoration, boundary line restoration, environmental education, area closures, archeological inventory, and monitoring.

Mike Hupp, District Ranger for Mt. Shasta and McCloud, proposed that moving forward with a 250-acre harvest under a categorical exemption would be the fastest way to recover timber value.

BOARD MATTERS

PROCLAMATION: NATIONAL 4-H WEEK

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation designating October 3-9, 2004 as National 4-H Week in Shasta County.

REAPPOINT CSAC REPRESENTATIVE

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors reappointed Supervisor Hawes as the Board representative to the California State Association of Counties (CSAC) and Supervisor Clarke as the alternate.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, explaining that Governor Schwarzenegger vetoed several bills that would have cost taxpayers more money.

Supervisors reported on issues of countywide interest.

PUBLIC WORKS

BUDGET AMENDMENT

At the recommendation of Deputy Public Works Director Dan Kovacich and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved a budget amendment in the amount of \$30,000 increasing appropriations and revenues in Budget Unit 00207, Solid Waste Administration, and Budget Unit 17300, Miscellaneous General, to recover costs associated with the Bear and French Fires clean-up efforts.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT - PLANNING DIVISION

GENERAL PLAN AMENDMENT NO. 03-006/ZONE AMENDMENT NO. 03-020
CHERYL TAPPAN, COTTONWOOD AREA
GENERAL PLAN AMENDMENT NO. 03-009/ZONE AMENDMENT NO. 03-026
HUGH STEPHENS, COTTONWOOD AREA
GENERAL PLAN AMENDMENT NO. 03-010/ZONE AMENDMENT NO. 03-027
CARYL LYNN WESTLUND, HAT CREEK AREA
GENERAL PLAN AMENDMENT NO. 04-006/ZONE AMENDMENT NO. 04-008
KENNETH ELWOOD AND ELIZABETH ELWOOD PONCE, IGO AREA
RESOLUTION NO. 2004-135

This was the time set to conduct a public hearing and consider taking action on the following general plan amendments and zone amendments:

1. General Plan Amendment No. 03-006 and Zone Amendment No. 03-020, Cheryl Tappan (Cottonwood area), which would amend the Planned Development (PD) District as enacted in Ordinance No. 378-1704;
2. General Plan Amendment No. 03-009 and Zone Amendment No. 03-026, Hugh Stephens, which would rezone approximately five acres in the Cottonwood area from a Community Commercial District combined with a Design Review (C-2-DR) District to a One-Family Residential District combined with a Building Site Minimum per Recorded Map (R-1-BSM) District;
3. General Plan Amendment No. 03-010 and Zone Amendment No. 03-027, Caryl Lynn Westlund, which would rezone approximately 84 acres in the Hat Creek area from an Unclassified (U) District to a Limited Agriculture District combined with a Building Site Minimum per Recorded Map (A-1-BSM) District; and
4. General Plan Amendment No. 04-006 and Zone Amendment No. 04-008, Kenneth Elwood and Elizabeth Elwood Ponce, which would rezone approximately 320 acres in the Igo area from an Unclassified (U) District and Limited Agricultural combined with a Mobile Home and Building Acreage Minimum of 40 Acres (A-1-T-BA-40) District to an Exclusive Agricultural combined with an Agricultural Preserve (EA-AP) District.

Assistant Director of Resource Management Rick Barnum presented the staff report and recommended approval of the projects. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the project, and the public hearing was closed.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors took the following actions:

1. Adopted the California Environmental Quality Act (CEQA) determination of a negative declaration with a de minimis finding of significance for General Plan Amendment No. 03-006/Zone Amendment No. 03-020 (Cheryl Tappan) and General Plan Amendment No. 03-010/Zone Amendment No. 03-027 (Caryl Lynn Westlund), with the findings as specifically set forth in Planning Commission Resolutions No. 04-013, 04-014, and 04-076;
2. Adopted the CEQA determination of a mitigated negative declaration with a non-de minimis finding of significance for General Plan Amendment No. 03-009/Zone

- Amendment No. 03-026 (Hugh Stephens), with the findings as specifically set forth in Planning Commission Resolution No. 04-078;
3. Found General Plan Amendment No. 04-006/Zone Amendment No. 04-008 (Kenneth Elwood and Elizabeth Elwood Ponce) categorically exempt in conformance with CEQA, with the findings as specifically set forth in Planning Commission Resolutions No. 04-103 and 04-104;
 4. Adopted Resolution No. 2004-135, which approves the following General Plan Land Use Element map changes as recommended by the Planning Commission;
 - a. General Plan Amendment No. 03-006: From Urban Residential - 8 units per acre (UR-8) to Commercial (C) land use designation;
 - b. General Plan Amendment No. 03-009: From Commercial (C) to Suburban Residential, 3 units per acre (SR-3) land use designation;
 - c. General Plan amendment No. 03-010: From Full-Time Agricultural Cropland to Part-Time Agricultural, 10-Acre Minimum Parcel Size (A-cg-10) land use designation; and
 - d. General Plan Amendment No. 04-006 (Elwood): From Rural Residential "B" (RB) to Agricultural-Grazing (A-G) land use designation;
 5. Adopted the rezoning findings as specifically set forth in the various Planning Commission Resolutions;
 6. Introduced and waived the reading of four ordinances which approve Zone Amendment No. 03-020, Zone Amendment No. 03-026, Zone Amendment No. 03-027, and Zone Amendment No. 04-008.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to Closed Session to discuss real estate negotiations pursuant to Government Code Section 54954.2.

Chairman Hawes also announced that the In-Home Supportive Services (IHSS) Public Authority Governing Board would convene in Closed Session to confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss United Domestic Workers of America, pursuant to Government Code Section 54957.6.

9:52 a.m.: The Board of Supervisors recessed to Closed Session.

11:15 a.m.: The Board of Supervisors recessed from Closed Session, and the IHSS Public Authority Governing Board convened in Closed Session.

11:45 a.m.: The IHSS Public Authority Governing Board recessed from Closed Session.

1:30 p.m.: The IHSS Public Authority Governing Board reconvened in Open Session with Supervisors Kehoe, Fust, Hawes, and Clarke, Assistant County Counsel Mike Ralston, and Administrative Board Clerks Linda Mekelburg and Tazina Otis present.

AFTERNOON CALENDAR

REPORT OF IN-HOME SUPPORTIVE SERVICES (IHSS) PUBLIC

AUTHORITY GOVERNING BOARD CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the In-Home Supportive Services (IHSS) Public Authority Governing Board met in Closed Session to discuss labor negotiations; however, no reportable action was taken. He noted that for purposes of correcting the record, the labor negotiators for the IHSS Public Authority Governing Board were Gene Bell and Ken Field.

1:31 p.m.: The IHSS Public Authority Governing Board adjourned, and the Board of Supervisors reconvened.

REPORT OF BOARD OF SUPERVISORS CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss real estate negotiations; however, no reportable action was taken.

SCHEDULED WORKSHOP

COURTS/ADMINISTRATIVE OFFICE

SENATE BILL 1732 COURT FACILITIES TRANSFER PROGRAM (TRIAL COURT FACILITIES ACT OF 2002)

CAO Latimer explained that the local courts requested the Board of Supervisors receive a presentation on the Court Facilities Transfer Program. Presiding Judge Monica Marlowe introduced consultant Dan Feldman of Colliers Seeley International and legal advisor Pamela J. Privett of Weston Benshoof. She also introduced Assistant Presiding Judge William Gallagher, Judge Stephen Baker, Court Executive Officer Susan Null, and Assistant Court Executive Officer Melissa Fowler-Bradley.

Ms. Privett and Mr. Feldman explained that Senate Bill 1732 (Escutia) provides for the transfer of responsibility for funding and operation of trial court facilities from counties to the State during the period July 1, 2004 through June 30, 2007.

Shasta County's courthouse contains approximately 79,973 square feet. Currently, the County occupies approximately 35,445 square feet, and the Court occupies approximately 44,528 square feet. Under Senate Bill 1732, the courthouse is considered a shared-use building. Transfer of responsibility may occur without transfer of title, and the County may charge the State "reasonable rent" for additional space occupied by the Court.

The Courts currently have plans to construct a new courthouse, and the proposed site is on the three parcels south of the current courthouse and west of the Jail. Should the County desire to have exclusive ownership and use of the current courthouse after the Courts relocate to the new courthouse, the Courts' equity rights in the current courthouse would need to be valued and purchased by the County.

The Courts proposed the following transition plan:

1. The Courts would occupy the basement and first floor of the courthouse when the County relocates to the Administration Center, with the Law Library remaining in the Courthouse.
2. The County and Courts would complete the transfer of responsibility for any offsite County-leased space.
3. Offsite County- and Court-leased space would be consolidated into the courthouse.
4. County, Courts, and Administrative Office of the Courts (AOC) would enter into an interim agreement to set occupancy percentages at current levels.
5. Transfer of responsibility (but not title) would be as follows:
 - a. County would retain title
 - b. Transfer would relate only to current Courts space (second and third floors)
 - c. Courts would lease basement and first floor.
6. The Courts lease of basement and first floor would be a full-service gross lease.
7. The value of the Courts' equity rights in the courthouse would be determined and set at the current amount; that value would then be amortized into monthly payments over the anticipated lease term for the basement and first floor.
8. Under Government Code section 70342(a), the County could charge "reasonable rent" to the Courts.
9. No out-of-pocket payments would be made; accounting would offset the monthly rent installments against the monthly equity payments until all equity is paid.
10. Once the transfer is made, the State would become responsible for funding and operation of the Courts space transferred and the pro-rate portion of common areas and shared building components of the courthouse.
11. Once the Courts relocate to the newly constructed courthouse, exclusive possession and use of the current courthouse would revert to the County, provided the County purchases the fair market value of the Courts' equity rights in the courthouse.

Ms. Privett explained that in order to accomplish the above plan, the County and AOC need to:

1. Work together to determine the seismic rating of the courthouse and resolve any issues.
2. Measure the courthouse to determine County and Courts occupancies.
3. Determine valuation of the Courts' equity rights on the second and third floors.
4. Conduct standard real estate due diligence on title and environmental issues.
5. Determine which County-occupied space, other than Law Library, would remain in the courthouse.
6. Confirm Court and County financial obligations for offsite leased space and determine which leases can be terminated.
7. Enter into an interim agreement to set square footage allocations for courthouse space between the County and Courts.

Mr. Feldman informed the Board of Supervisors that if no course of action is taken, the process of transfer of responsibility from the County to the State will continue to progress under SB 1732 guidelines. Once the new courthouse is built, the Courts will vacate the current courthouse. If the County does not want the courthouse back, the State will inventory it and determine other possible uses for the facility.

Presiding Judge Marlowe expressed her hope that the Courts will be able to continue using the Board of Supervisors Chambers as a small claims courtroom 1½ days per week and requested that consideration be given to keeping jurors and court reporters as close as possible to the courthouse. She also explained that the Countywide Court Facilities Master Plan, which has been approved by the Judicial Council, recommends a new courthouse with 16 courtrooms be built (with future expansion to 25 courtrooms). In response to a question from Supervisor Fust, Presiding Judge Marlowe explained that, according to a judicial-needs study, Shasta County should have 16 judges instead of 9. Therefore, building a new four-story courthouse is planned, preferably on the three parcels to the south of the current courthouse and east of the jail. Supervisor Fust pointed out that the additional judges will also require additional District Attorney, Public Defender, Probation, and Sheriff's Office staff. Presiding Judge Marlowe noted this has been included in the master plan, and the first choice for the site is at the corner of Placer and Court Streets. The plan, however, does not address the cost to the County for the additional staff required to balance the additional judges. She stressed the importance of discussing these issues at this point in time to resolve them.

Supervisor Hawes pointed out that the County does not currently have the resources to purchase the two parcels not owned by the County. Presiding Judge Marlowe confirmed that the current proposal is to have the County purchase the two parcels and gift them to the State. If this is not acceptable, the Courts will focus elsewhere.

Assistant Presiding Judge William Gallagher added that not all the judge positions will immediately affect the County; the positions will be allocated to such areas as civil and family law court and will be created over several fiscal years. He also noted that Shasta County has been underserved in the judicial area for many years.

Supervisor Fust explained that the Board of Supervisors looks at the total picture and is worried about creating an imbalance in the number of County attorneys and the number of judges. Judge Gallagher agreed that there always seems to be an imbalance but observed that the Courts believe they should push forward in attempts to obtain more judgeships.

By consensus, the Board of Supervisors directed that staff continue negotiations.

2:38 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 12, 2004

REGULAR MEETING

9:01 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Tazina Otis
Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Pastor Chad Putnam, Little Country Church.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Clarke pulled for correction the minutes from September 21, 2004, and requested the last paragraph on page 243 be changed to reflect that the speakers in the courthouse hallway were checked and working both prior to and several times during the Air Pollution Control Board Meeting.

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the item regarding an amendment to an agreement with Eugene and Mary Ravizza.

In response to a question from Supervisor Kehoe, Public Health Director Marta McKenzie explained that relocating the Breastfeeding Support Unit from 1616 Market Street to 1600 Market Street would increase square footage from 1,350 (\$0.61/sf) to 2,192 (\$0.38/sf) and retain the monthly rental cost of \$825 effective from the date of signing through December 31, 2004, with two additional one-year options. The landlord will also reimburse the County up to \$1,000 in moving expenses. Staff was directed to negotiate for an additional \$500 in moving expenses and to return in two weeks with a re-negotiated amendment.

December 31, 2004, with two additional one-year options. The landlord will also reimburse the County up to \$1,000 in moving expenses. Staff was directed to negotiate for an additional \$500 in moving expenses and to return in two weeks with a re-negotiated amendment.

CONSENT CALENDAR

By motion made, seconded (Fust/Clarke), and carried, the Board of Supervisors took the following actions, which were listed on the consent Calendar (Supervisor Kehoe voted no on the Bear Fire Emergency Protection amendment as he opposed the non-competitive nature of the bid):

Authorized the issuance of checks totaling \$10,339.31. (Auditor-Controller)

Approved the minutes of the meeting held on September 28, 2004, as amended. (Clerk of the Board)

Authorized the Director of Housing and Community Action Programs to sign and submit a grant application and any subsequent amendments in the amount of \$7,500 to the United Parcel Service (UPS) Foundation to provide funding for Retired and Senior Volunteer Program (RSVP) community volunteer assignments that promote education and outreach to senior volunteers participating in intergenerational projects. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign a grant agreement with the California Department of Health Services in the amount of \$585,237 to fund bioterrorism preparedness and response activities for the period July 1, 2004 through August 30, 2005; adopted Resolution No. 2004-136, which authorizes the Public Health Director to sign subsequent amendments, related documents, and future budget adjustments to the Fiscal Year 2004-05 agreement that do not exceed five percent of the grant agreement amount; and approved and authorized the Chairman to sign a "Certification Against Supplanting" to allow for bioterrorism funding. (Public Health)

(See Resolution Book No. 45)

Adopted Salary Resolution No. 1258, which deletes one lieutenant position from and adds one sergeant position to Budget Unit 24600, Detention Annex/Work Release; and adds one lieutenant position to and deletes one sergeant position from Budget Unit 23537, CAL-MMET. (Sheriff)

(See Salary Resolution Book)

Approved a budget amendment adjusting appropriations by \$15,110 in the CAL-MMET Budget Unit to allow for the purchase of surveillance equipment. (Sheriff)

Approved and authorized the Chairman to sign right-of-way contracts with Crawford Trust and the Villareal family for the Wildcat Road at North Fork of Battle Creek Bridge Replacement project. (Public Works)

For the Jordan Manor Permanent Road Division (west Cottonwood area), received the petition for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for December 7, 2004 at 9 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

For Parcel Map No. 01-016, Kamisky (Cottonwood area), approved and authorized the Chairman to sign an agreement with Steven Kamisky for completion of improvements within one year and accepted securities for faithful performance in the amount of \$6,800 and for labor and materials in the amount of \$3,400. (Public Works)

Approved and authorized the Chairman to sign an agreement with Far Western Anthropological Research Group in the amount of \$66,629.06 to provide archaeological surveys of the Buzzards Roost Road at Cedar Creek Bridge Replacement project from the date of signing through December 31, 2006. (Public Works)

Authorized the Public Works Director to sign an amendment to the cooperative agreement with the U.S. Department of Agriculture-Natural Resources Conservation Service increasing the estimated amount of the Bear Fire Emergency Watershed Protection plan by \$40,200 (for a total of \$264,700) to fund additional emergency watershed protection measures in the Jones Valley area; and approved and authorized the Chairman to sign an amendment to the agreement with the Western Shasta Resource Conservation District increasing compensation by \$32,468 (for a total of \$235,411.59) to provide additional erosion control services. (Public Works)

REGULAR CALENDAR

BOARD MATTERS

OCTOBER 2004 EMPLOYEE OF THE MONTH
HUMAN RESOURCE ASSISTANT ELIZABETH CHATMAN
RESOLUTION NO. 2004-137

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-137, which recognizes Human Resource Assistant Elizabeth Chatman as Shasta County's October 2004 Employee of the Month.

(See Resolution Book No. 45)

PRESENTATIONS

PRESENTATION: RESOURCE ADVISORY
COMMITTEE REPORT

Resource Advisory Committee (RAC) Coordinator Michael Odle presented an overview and update on the RAC processes and accomplishments. The current make-up of the RAC consist of nine re-appointed members, three newly appointed members, three vacant positions (one voting member and two replacement members), and Designated Federal Official Kristy Cottini.

The changes in Fiscal Year 04 include the RAC Coordinator Position, process/funding flow, educating proponents, and assistance in managing grants. In Fiscal Year 2004, seven projects were approved under grants or agreements with the Shasta-Trinity National Forest and one project under a grant with the Lassen National Forest. In Fiscal Year 2005, all projects were approved in two days, six of nine projects have accounts set up or paperwork complete, and the other three projects are ready for pre-work meetings between the proponent and the Agreements Coordinator.

Shasta RAC has been awarded over \$1.7 million since 2001, leveraging \$2.2 million for a total impact of \$3.9 million.

Mr. Odle described the various methods of community outreach, including *RACtivity Newsletter*, fieldtrips, the National RAC Convention, RAC website, Rotary presentations; information postcards, and news releases.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer informed the Board of Supervisors that County Lobbyist Don Peterson rescheduled to attend another meeting.

Supervisors reported on countywide issues.

LAW AND JUSTICE

**GRANT AND AGREEMENT: CALIFORNIA DEPARTMENT
OF ALCOHOLIC BEVERAGE CONTROL
MINOR DECOY PROGRAM**

At the recommendation of Undersheriff Larry Schaller, and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Sheriff to accept a grant and the Chairman to sign an agreement with the California Department of Alcoholic Beverage Control in the amount of \$16,844 to implement the Minor Decoy Program for the period September 1, 2004 through February 28, 2006; approved a budget amendment increasing appropriations and revenues in the amount of \$16,844 to cover the program costs; and authorized the Auditor-Controller to pay claims for expenses related to this project.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

**ZONE AMENDMENT NO. 04-006
HANS MONVIK
SHASTA LAKE AREA**

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 04-006, Hans Monvik, which would rezone approximately 37.5 acres in the Shasta Lake area from a Mineral Resource (MR) district to a Timberland (T) district. Associate Planner Nancy Polk presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 04-006, Hans Monvik, Shasta Lake area:

1. Adopted the California Environmental Quality Act (CEQA) determination of a negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 04-090;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-090; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 04-006 as requested.

10:21 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY WATER AGENCY

BUDGET AMENDMENT

At the recommendation of Deputy Public Works Director Scott Wahl and by motion made, seconded (Clarke/Fust), and unanimously carried, the Shasta County Water Agency approved a budget amendment increasing expenditures by \$264,700 and revenues by \$248,157 in the Water Agency Budget Unit to fund emergency erosion control measures in the Jones Valley area.

10:25 a.m.: The Shasta County Water Agency adjourned and reconvened as the Board of Supervisors.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to discuss the following items confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, 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.

10:25 a.m.: The Board of Supervisors recessed to Closed Session.

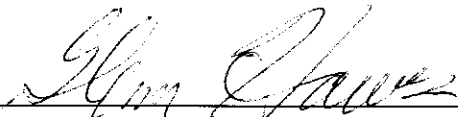
11:04 a.m.: The Board of Supervisors recessed from Closed Session.

11:09 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Kehoe, and Fust, Clarke, and Deputy Clerk of the Board Tazina Otis and Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Supervisor Hawes reported that the Board of Supervisors met in Closed Session to discuss labor negotiations; however, no reportable action was taken.


11:10 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 19, 2004

REGULAR MEETING

9:03 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Tazina Otis

INVOCATION

Invocation was given by Chaplain Jim Harkabus, Shasta County Law Enforcement Chaplaincy.

PLEDGE OF ALLEGIANCE

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

CONSENT CALENDAR

By motion made, seconded (Fust/Kehoe), 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 a renewal agreement with the Local Agency Formation Commission (LAFCO) to provide ongoing administrative services to the agency at cost for the period July 1, 2004 to June 30, 2005. (Administrative Office)

Authorized the issuance of checks totaling \$10,003.61 requiring special board action. (Auditor-Controller)

Appointed Betty Jackman to the Burney Cemetery District Board of Directors to fill an unexpired term to March 2006. (Clerk of the Board)

Adopted resolutions which notify the Public Employees Retirement System of changes in the 2005 monthly group health contributions for the following bargaining units:

No. 2004-138 - Unrepresented Confidential Employees

No. 2004-139 - United Public Employees of California (UPEC)-General Unit (Shasta County General Unit)

No. 2004-140 - UPEC-Professional Unit
 No. 2004-141 - Shasta County Mid-Management Association
 No. 2004-142 - Unrepresented Managers (Management Council)
 No. 2004-143 - Sheriffs Administrative Association
 No. 2004-144 - Shasta County Employees Association (Supervisory Unit)
 No. 2004-145 - Professional Peace Officers Association
 No. 2004-146 - Deputy Sheriffs Association (DSA)
 No. 2004-147 - DSA-Correctional Officers
 (Support Services-Human Resources Division)
 (See Resolution Book No. 45)

Authorized the Director of Housing and Community Action Programs to sign and submit a federal assistance application and subsequent amendments to the Corporation for National Service in the amount of \$189,312 (includes a combination of private in-kind match and non-General Fund match that totals \$56,694) to provide continuation funding of the Retired and Senior Volunteer Program (RSVP) for the period January 1, 2005 to December 31, 2005; and adopted Resolution No. 2004-148 which authorizes the purchase of specialty items and services to be approved by the Director of Housing and Community Actions Programs allowable under certain funding allocations in an amount not to exceed \$35,000 during 2005. (Housing and Community Action Programs)

(See Resolution Book No. 45)

Authorized the Director of Housing and Community Action Programs to sign and submit a grant application and any subsequent amendments to the Janus Foundation in the amount of \$12,000 to provide start-up funding for an RSVP Volunteer-to-Volunteer Mentoring Program. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign a renewal agreement with Hayslett Analytical Services in an amount not to exceed \$200,000 to provide criminal intelligence analyst services for the Cal-MMET North State Initiative for the period November 1, 2004 through June 30, 2007. (Sheriff)

Authorized the Director of Public Works to sign a Notice of Completion for the Redding Regional Septage Impoundments 2004 Cleanout project and record it within 10 days of completion. (Public Works)

For Conditional Certificate of Compliance No. 02-01, Lakmann (Bella Vista area), adopted Resolution No. 2004-149, which grants an extension of time to the developer for completion of improvements by October 7, 2005; and approved and authorized the Chairman to sign an amendment to the agreement with Don Lakmann extending the time of completion. (Public Works)

(See Resolution Book No.45)

Approved and authorized the Chairman to sign an Assistance Agreement with the U.S. Department of the Interior-Bureau of Land Management (BLM) to undertake cooperative projects to maintain and upgrade existing County roads through BLM lands from the date of signing through September 30, 2008; designated the Director of Public Works as the County's agent to sign a Task Order and related documents with BLM in the amount of \$99,000 to construct the Coram Road at Cottonwood Creek Bridge; and designated the Director of Public Works as the County's agent to sign Task Orders and related documents with BLM in an amount not to exceed \$25,000 each to construct improvements on County Roads. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

**PRESENTATION: SHASTA COUNTY
CONSTRUCTION PROJECTS**

Director of Public Works Pat Minturn presented a report on the status of various Public Works road projects, bridge projects, and building construction projects.

BOARD MATTERS

PROCLAMATION: RED RIBBON WEEK

At the recommendation of Alcohol and Drug Programs Administrator David Reiten and Betty Cunningham of Chemical People, Inc., and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 23-31, 2004 as Red Ribbon Week in Shasta County promoting a drug-free lifestyle.

**PROCLAMATION: THINK PINK DAY
BREAST CANCER AWARENESS MONTH**

At the recommendation of Melody Christensen of NorCal Think Pink and by motion made, and seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 21, 2004 as Think Pink Day and October 2004 as Breast Cancer Awareness Month in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County including information on the California Performance Review Report.

Supervisors reported on issues of countywide interest.

AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS AND MEASURES

**AGREEMENT: CALIFORNIA DEPARTMENT OF FOOD & AGRICULTURE
SUDDEN DEATH STATEWIDE EMERGENCY RESPONSE PROGRAM
BUDGET AMENDMENT**

At the recommendation of Deputy Agriculture Commissioner/Sealer Paul Kjos and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a contract with the California Department of Food and Agriculture in an amount not to exceed \$66,687 to perform activities supporting the Sudden Oak Death Statewide Emergency Response Program for the period March 1, 2004 through February 28, 2005; and approved a budget amendment that recognizes unanticipated revenue in the amount of \$22,000 and appropriations in the amount of \$8,800.

PURCHASE OF COMMODITIES FOR NOXIOUS WEED ERADICATION PROGRAM
BUDGET AMENDMENT
RESOLUTION NO. 2004-150

9:38 a.m.: Supervisor Kehoe recused himself with a conflict due to his association with the U.S. Forest Service and left the room.

At the recommendation of Deputy Agriculture Commissioner/Sealer Paul Kjos and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved a budget amendment that recognizes unanticipated revenue and authorizes appropriations in the amount of \$13,900; and adopted Resolution No. 2004-150, which authorizes the Auditor-Controller to pay for purchase of commodities and equipment for the California Department of Forestry and Fire Protection (CDF) in an amount equivalent to the value of work performed by inmate crews in an amount not to exceed \$6,000 to combat the spread of noxious weeds along certain rights of way in Shasta County.

(See Resolution Book No. 45)

9:40 a.m.: Supervisor Kehoe returned to the room.

CLERK OF THE BOARD

APPROVAL OF MINUTES: OCTOBER 5, 2004

By motion made, seconded (Fust/Clarke), and carried, the Board of Supervisors approved the minutes of the meeting held on October 5, 2004, as submitted. Supervisor Wilson abstained as she was absent from that meeting.

HEALTH AND WELFARE

PUBLIC HEALTH

LEASE AMENDMENT: EUGENE & MARY RAVIZZA
OFFICE SPACE, 1600 MARKET STREET, REDDING

At the recommendation of Public Health Director Marta McKenzie, and by motion made, seconded (Clarke/Fust) and carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the lease with Eugene and Mary Ravizza to relocate the Breastfeeding Support Unit from 1616 Market Street to 1600 Market Street, increasing square footage from 1,350 (\$0.61/square foot) to 2,192 (\$0.38/square foot) and retaining the monthly rental cost of \$825 effective from the date of signing through December 31, 2004, with two optional one-year renewals, and reimbursing up to \$1,500 for moving expenses incurred by the County. Supervisor Kehoe voted no as he opposes the third-year rental amount not being negotiated for a lower amount.

RESOURCE MANAGEMENT

PLANNING DIVISION

**AGREEMENT AMENDMENT: CITY OF REDDING
ANNEXATION OF UNINCORPORATED AREAS**

9:44 a.m.: Chairman Hawes recused himself as he owns property adjacent to Knighton Road and left the room. Vice-Chairman Kehoe presided.

Resource Management Director Russ Mull presented the staff report and recommended approval of the amended agreement with the City of Redding regarding the Stillwater Business Park and Knighton Road Interchange. In 1999, Shasta County and the City of Redding negotiated an agreement to provide for the annexation of certain lands in the unincorporated area of Shasta County in exchange for the provision of sewer service to the Knighton Road/Interchange. This agreement was amended in 2000 at the request of the City to include the Tarmac/Abernathy Sportsplex (Big League Dreams) area.

The City of Redding and the County now wish to modify the agreement to include the Stillwater Business Park area, a portion of which currently is located in the County. The modification also includes a provision to adjust the boundaries of the proposed Knighton Road County Service Area up to 15 acres and limit the sewage flow to 0.3 million gallons per day.

Executive Director of the Shasta Builder's Exchange Kent Dagg informed the Board of Supervisors that the Shasta Builder's Exchange, the Redding Chamber of Commerce, and the Economic Development Corporation met with City staff on June 8, 2004 and with County staff on June 11, 2004. The signed agreements were reviewed on September 7, 1999 and March 7, 2000 between the City of Redding and County to facilitate details of the previously approved agreement.

Supervisor Clarke expressed her concerns with communication between the City of Redding and the County regarding the tax exchange wording of the terms of the agreement and reminded those present that agreements approved by the present Board of Supervisors are not binding on future Boards of Supervisors.

Mary Ocasion, Phyllis Solberg, Victor Ogrey, Julie Buick, and Cynthia Ogrey opposed the agreement with the City of Redding because they all live in the Churn Creek Bottom area and do not want to see any commercial development of the Knighton Road area.

Jay Gibson, Chairman of the Board of the Redding Chamber of Commerce, supported the agreement.

Randy Bachman, representing the City of Redding, agreed that the Stillwater Annexation agreements are unenforceable on future boards and suggested that the City of Redding would prefer to wait until after the supervisorial elections to address the Stillwater Annexation agreement. He also requested that the City of Redding and the County meet to discuss the matter.

Supervisor Kehoe suggested that the agreement represents a Declaration of Intent rather than an agreement. Supervisor Kehoe moved that Shasta County extend an invitation to the City of Redding to meet in open dialogue to discuss the matter; however, the motion died for lack of a second.

Supervisor Fust moved acceptance of staff recommendation, and Supervisor Wilson seconded the motion. The motion failed by the following vote:

AYES: Supervisors Fust and Wilson
NOES: Supervisors Clarke and Kehoe

Supervisor Clarke indicated she would support the amended agreement if it were changed to include the same property tax provisions as are negotiated with other incorporated areas in Shasta County.

By motion made, seconded (Fust/Clarke), and carried, the Board of Supervisors approved and authorized the Chairman to sign an amended agreement with the City of Redding regarding sewer service to the Knighton Road/Interstate 5 Interchange and annexation including the Stillwater Business Park area, with Section II.B of the agreement being amended to read, "The City and the County agree that the distribution of sales and Transient Occupancy Taxes generated in any of the annexation areas will be discussed at the time of an annexation proposal." Supervisor Kehoe voted no.

11:02 a.m.: The Board of Supervisors recessed.

11:04 a.m.: The Board of Supervisors reconvened with all Supervisors present.

By motion made, seconded (Kehoe/Clarke), and carried, the Board of Supervisors approved inviting the Redding City Council and the City Manager to a public meeting to discuss the Knighton Road Sewer agreement. Supervisor Hawes abstained due to the conflict as previously stated.

11:10 a.m.: The Board of Supervisors recessed and convened as the Shasta County Housing Authority.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY HOUSING AUTHORITY

PUBLIC HOUSING AUTHORITY ADMINISTRATIVE PLAN HOUSING RESOLUTION NO. 2004-3

At the recommendation of Housing and Community Action Programs Director Larry Lees and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Housing Resolution No. 2004-3, which approves the request to update policies and procedures in the Public Housing Authority Administrative Plan to align with the Department of Housing and Urban Development directives.

(See Housing Resolution Book)

11:15 a.m.: The Shasta County Housing Authority adjourned and reconvened as the Board of Supervisors.

SCHEDULED HEARINGS

PUBLIC WORKS

ABANDONMENT: LONG LEAFLANE & LOBLOLLY LANE BURNEY MEADOWS SUBDIVISION, TRACT NO. 1682, PHASE 1 BURNEY AREA RESOLUTION NO. 2004-151

This was the time set to consider the request of Public Works Director Pat Minturn to abandon two undeveloped public easements dedicated as Long Leaf Lane and Loblolly Lane in the Burney Meadows Subdivision, Tract No. 1682, Phase 1, in the town of Burney. Mr. Minturn presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the matter, and the public hearing was closed.

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-151, which authorizes the abandonment of two undeveloped public easements in the town of Burney.

(See Resolution Book No. 45)

RESOURCE MANAGEMENT - PLANNING DIVISION

ZONE AMENDMENT NO. 03-025

ROSALIE ALMAN

MILLVILLE AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 03-025, Rosalie Alman (Millville area), which would rezone approximately 69 acres from an Unclassified (U) District to a Limited Residential (R-L) District. Senior Planner Bill Walker presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 03-025, Rosalie Alman, Millville area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with a de minimis finding of significance, with the findings as specifically set forth by Planning Commission Resolution No. 04-097;
2. Made the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-097; and
3. Introduced and waived the reading of an ordinance which approves Zone Amendment No. 03-025 as requested.

ZONE AMENDMENT NO. 03-028

MONTGOMERY DEVELOPMENT

WEST REDDING AREA

This was the time set aside to conduct a public hearing and consider approving the following actions regarding Zone Amendment No. 03-028, Montgomery Development (West Redding area), which would rezone approximately 461 acres from a Rural Residential District combined with a Specific Plan (R-R-SP) District and Rural Residential District combined with a Specific Plan District, Mineral Resource Buffer (R-R-SP-MRB) District to a Planned Development (PD) District. Senior Planner Bill Walker presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 03-028, Montgomery Development, West Redding area:

1. Adopted a CEQA determination of a mitigated negative declaration with a de minimis finding of significance, with the findings as specifically set forth by Planning Commission Resolution No. 04-095;
2. Made the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-095; and
3. Introduced and waived the reading of an ordinance which approves Zone Amendment No. 03-028 as requested.

ZONE AMENDMENT NO. 04-007

JACOB C. SMITH

BELLA VISTA AREA

Took the following actions regarding Zone Amendment No. 04-007, Smith (Bella Vista area), which would rezone approximately 7.8 acres from a Rural Residential combined with a Mobile Home (R-R-T) District to a Mixed Use (MU) District. Associate Planner Nancy Polk presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 03-025, Jacob C. Smith, Bella Vista area:

1. Adopted a CEQA determination of a negative declaration with a de minimis finding of significance, with the findings as specifically set forth by Planning Commission Resolution No. 04-093;
2. Made the rezoning findings as specifically set forth in Planning Commission Resolution No. 04-093; and
3. Introduced and waived the reading of an ordinance which approves Zone Amendment No. 04-007 as requested.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Sutherland v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss one case of anticipated litigation pursuant to Government Code Section 54956.9, subdivision (c).

11:25 a.m.: The Board of Supervisors recessed to Closed Session.

12:15 p.m.: The Board of Supervisors recessed from Closed Session.

12:20 p.m.: The Board of Supervisors reconvened to Open Session with Supervisors Hawes, Kehoe, Fust, County Counsel Karen Jahr, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as anticipated litigation. The Board of Supervisors, on a unanimous vote, authorized the filing of an eminent domain action against Pacific Gas & Electric Corporation to acquire approximately 78 acres of land in the Fall River Mills area for the Fall River Mills Airport Expansion project; no other reportable action was taken.

12:21 p.m.: The Board of Supervisors recessed to reconvene at 9 a.m. Monday, October 25, 2004 to participate in a field trip conducted by the U.S. Forest Service to tour the Hat Creek area.

FIELD TRIP

Monday, October 25, 2004

9:05 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Fust, and Clarke, Assistant County Counsel Michael Ralston, and Deputy Clerk of the Board Linda Mekelburg present.

FIELD TRIP: HAT CREEK RANGER DISTRICT

The Board of Supervisors participated in a field trip to review timber and fuel programs at Hat Creek Ranger District, which was directed by the U.S. Forest Service. Included were presentations made by Sharon Heywood, Kristy Cottini, Mike Hupp, Deb Romberger, John Stofra, Deb Mayer, Greg Mayer, and Rich Cokely of the U.S. Forest Service and by Paul Warner of Warner Enterprises, Inc.

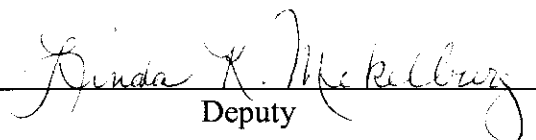
3:41 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 26, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Tazina Otis

INVOCATION

Invocation was given by County Administrative Officer Doug Latimer.

PLEDGE OF ALLEGIANCE

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

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**DEFERRED COMPENSATION PROGRAM
FOR EXTRA HELP EMPLOYEES IN LIEU
OF SOCIAL SECURITY
RESOLUTION NO. 2004-152**

Supervisor Kehoe pulled for clarification the Support Services request to adopt a resolution initiating a deferred compensation program for extra-help employees in lieu of Social Security.

Director of Support Services Joann Davis explained to the Board of Supervisors that federal law allows employers to establish an alternate retirement program instead of Social Security for extra-help employees.

By motion made, seconded (Fust/Wilson), and carried, the Board of Supervisors adopted Resolution No. 2004-152, which initiates the process to establish an alternate retirement program in lieu of Social Security for extra-help employees effective January 1, 2005, or as soon thereafter as all the necessary paperwork is completed, and delegates authority to the Auditor-Controller, or assigned designee to serve as the County's Plan Administrator and to sign all documents required to implement the program. Supervisor Kehoe voted no as he did not believe it would be in the best interests of the affected employees. (Support Services-Human Resources Division)

(See Resolution Book No. 45)

LEASE AGREEMENT
LUELLA COOPER
36911 MAIN STREET, BURNEY

Supervisor Kehoe pulled for discussion the item to approve a lease with Luella Cooper for office space located at 36911 Main Street, Burney. Supervisor Kehoe questioned whether the building is American with Disability Act (ADA) compliant.

Social Services Director Sher Huss stated that the building is not completely ADA compliant at this point in time. County Administrative Officer (CAO) Doug Latimer explained that the lessor has agreed to make ADA changes over time as the budget allows.

Supervisor Clarke advised that it would be in the best interest of the community to keep providing services in the Intermountain area while ADA repairs are being made.

By motion made, seconded, (Fust/Wilson), and carried, the Board of Supervisors approved and authorized the Chairman to sign a lease with Luella Cooper for approximately 3,040 square feet of office space at 36911 Main Street, Burney at \$2,600 per month (\$0.86/square foot) for the period December 1, 2004 through November 30, 2009, with options for two additional two-year terms, with an annual rate increase not to exceed three percent per year. Supervisor Kehoe voted no as the building is not ADA compliant. (Social Services)

CONSENT CALENDAR

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

Adopted Salary Resolution No. 1259, which deletes one Agricultural and Standards Investigator position and adds one Agricultural and Standards Program Associate position; and approved job specifications for the new job classification. (Agricultural Commissioner)
 (See Salary Resolution Book)

Authorized the issuance of checks totaling \$9,933.00 requiring special board action. (Auditor-Controller)

Approved and authorized the Chairman to sign a second amendment to the agreement for legal services with McDonough, Holland & Allen to represent the County in an eminent domain action against Pacific Gas and Electric for the Fall River Mills Airport Expansion Project. (County Counsel)

Approved and authorized the Treasurer-Tax Collector to sell up to 104 tax-defaulted properties at public auction to the highest bidder on February 25, 2005 and re-offer at a lower minimum bid amount any parcel that does not sell. (Treasurer-Tax Collector-Public Administrator)

Approved and authorized the Chairman to sign a renewal agreement with Attorney's Diversified Services in an amount not to exceed \$100,000 to provide process service for the period November 5, 2004 through November 4, 2005, with an option to renew for one additional year. (Child Support Services)

Authorized the Public Works Director to sign a Notice of Completion for the Happy Valley Safe Routes to School Project and record it within 10 days of completion. (Public Works)

Authorized the Public Works Director to sign a Notice of Completion for the McArthur Road at Fall River Bridge Project and record it within 10 days of completion. (Public Works)

Authorized the Public Works Director to release security guaranteeing the street maintenance of Ark Way and Granola Way for Tract No. 1839(A) in the amount of \$23,000. (Public Works)

For Tract No. 1886, Palo Cedro Park Estates (Palo Cedro area), approved the final map for filing; accepted on behalf of the public offers of dedication for public roads, public utility easements, and dedicated access rights; adopted Resolution No. 2004-153, which consents to but does not accept offers of dedication for private roads or for any other public use; and approved and authorized the Chairman to sign an agreement with Lon Tatom for completion of improvements, and accepted a performance security in the amount of \$72,750 and a payment security in the amount of \$36,375. (Public Works)

(See Resolution Book No. 45)

For Parcel Map No. 03-047, Donahue (Shingletown area), approved and authorized the Chairman to sign an agreement with John Donahue for completion of improvements within one year; and accepted securities for faithful performance in the amount of \$36,000 and for labor and materials in the amount of \$18,000. (Public Works)

Enacted Ordinance No. 378-1886, which approves Zone Amendment No. 04-006, Monvik (Shasta Lake area), as introduced on October 12, 2004. (Clerk of the Board)

(See Zoning Ordinance Book)

REGULAR CALENDAR

PRESENTATIONS

AWARD: OUTSTANDING CONTRACTOR OF THE YEAR

U.S. Forest Service (U.S.F.S) representative Theadoris Broussard presented a National Award for Outstanding Contractor of the Year to the Shasta County Opportunity Center for the outstanding work their employees have performed for the U.S.F.S.

BOARD MATTERS

UPDATE ON QUINCY LIBRARY GROUP

U.S.F.S. Pacific Southwest Regional Forester Jack Blackwell gave an update regarding Quincy Library Group (QLG) progress. Due to appeals and court actions, the QLG plan has not been fully implemented.

Supervisor Hawes complimented the U.S.F.S. on the quick harvesting, restoration, and reforestation after the recent fires.

U.S.F.S. District Supervisor Sharon Heywood provided an update on Bear Fire efforts.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer Doug Latimer had no report.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

APPROVAL OF MINUTES: OCTOBER 12, 2004

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved the minutes of the meeting held on October 12, 2004, as submitted. Supervisor Wilson abstained as she was absent from that meeting.

LIBRARY

GRANT: CALIFORNIA STATE LIBRARY
LIBRARY MATERIALS IN NON-ENGLISH LANGUAGES
BUDGET AMENDMENT

At the recommendation of Library Director Carolyn Chambers and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors accepted a grant from the California State Library in the amount of \$3,000 to purchase and promote library materials in non-English languages; and approved a budget amendment which increases revenue and appropriations in the amount of \$3,000 to reflect the allocations and allow spending.

SHASTA LIBRARY FOUNDATION
SELF-CHECK SYSTEM

At the recommendation of Library Director Carolyn Chambers and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors accepted a Self-Check System valued at \$27,870 from the Shasta Library Foundation.

SUPPORT SERVICES-FLEET MANAGEMENT DIVISION

BUDGET TRANSFERS

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors approved budget transfers recognizing a total of \$176,368 in replacement funds and insurance proceeds to New Fixed Asset accounts to purchase 11 replacement vehicles; recognized revenue in an amount not to exceed \$42,882 from the Sheriff's Office, Probation, and Resource Management in New Fixed Asset accounts to complete the purchase of the replacement vehicles; and established a designated retained earnings account for underground fuel storage tank depreciation.

SUPPORT SERVICES-RISK MANAGEMENT DIVISION

RECLASSIFICATION OF REVENUE
RESOLUTION NO. 2004-154

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-154, which reclasses \$1,863,998.74 of Risk Management revenues from Fiscal Years 1996-97 through 2003-04 from liability to workers' compensation.

(See Resolution Book No. 45)

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

QUARTERLY REPORTS OF INVESTMENTS

At the recommendation of Treasurer-Tax Collector-Public Administrator Lori Scott and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors accepted the Quarterly Report of Investments for the quarter ending September 30, 2004.

OTHER DEPARTMENTS

COUNTY FIRE

**AGREEMENT: U.S. FOREST SERVICE
LASSEN AND SHASTA-TRINITY NATIONAL FORESTS
PERSONNEL/EQUIPMENT REIMBURSEMENT**

10:14 a.m.: Supervisor Kehoe recused himself due to his association with the U.S. Forest Service and left the room.

At the recommendation of Deputy Fire Warden Scott Holmquist and by motion made, seconded (Fust/Wilson), and unanimously carried (4-0), the Board of Supervisors approved and authorized the Chairman to sign an agreement with U.S. Forest Service, Lassen National Forest and Shasta-Trinity National Forest to establish negotiated reimbursement rates for personnel and equipment used in providing fire protection resources within the boundaries of the Lassen and Shasta-Trinity National Forests for the period of five years from the date of signing.

**GRANT: CALIFORNIA DEPARTMENT OF FORESTRY
AND FIRE PROTECTION
VOLUNTEER FIRE ASSISTANCE PROGRAM
BUDGET AMENDMENT
RESOLUTION NO. 2004-155**

At the recommendation of County Fire Deputy Chief Marc Romero and by motion made, seconded (Clarke/Fust), and unanimously carried (4-0), the Board of Supervisors adopted Resolution No. 2004-155, which authorizes acceptance of grant funding from the California Department of Forestry and Fire Protection (CDF) and authorizes County Fire Warden Ken McLean to sign a Volunteer Fire Assistance Program Agreement with CDF for Fiscal Year 2004-05 in the amount of \$11,000 to obtain funds to purchase replacement radios; and approved a budget amendment increasing revenues and expenditures by \$11,000 to purchase replacement radios.

(See Resolution Book No. 45)

10:20 a.m.: Supervisor Kehoe returned to the chambers.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Santos v. Sheriff of Shasta County, pursuant to Government Code section 54956.9, subdivision (a).
2. Confer with its counsel to discuss one case of anticipated litigation entitled County of Shasta v. Hill, pursuant to Government Code section 54956.9, subdivision (c).
3. Confer with its real estate negotiators to negotiate price and terms of payment to the Administrative Office of the Courts regarding property at 1500 Court Street, Redding pursuant to Government Code section 54954.2.

10:24 a.m.: The Board of Supervisors recessed to Closed Session.

11:29 a.m.: The Board of Supervisors recessed from Closed Session.

11:34 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Fust, and Hawes, Assistant County Counsel Mike Ralston, and Deputy Clerk of the Board Tazina Otis.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation, as well as real estate negotiations. On a unanimous vote, the Board of Supervisors referred the defense of the County in the matter of Santos v. Sheriff of Shasta County to the Law Office of Gary Brickwood. Also on a unanimous vote, in the matter of County of Shasta v. Hill, the Board authorized and instructed County Counsel to undertake the prosecution of the action to recover monies due the County. No other reportable action was taken.

11:40 p.m.: The Board of Supervisors recessed to reconvene at 1:30 p.m. to attend the Ribbon Cutting Ceremony at the Shasta County Administration Center, 1450 Court Street, Redding.

RIBBON CUTTING CEREMONY

1:30 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, County Administrative Officer Doug Latimer, County Counsel Karen Jahr, and Chief Deputy Clerk of the Board Glenda Tracy present.

RIBBON CUTTING CEREMONY

The Board of Supervisors participated in the Shasta County Administration Center Ribbon Cutting Ceremony at 1450 Court Street.

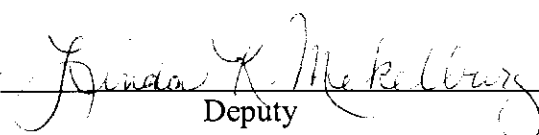
2:30 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, November 2, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Tazina Otis

INVOCATION

Invocation was given by Pastor Robert Wheatley, Hope Baptist Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

U.S. Department of Agriculture Assistant Public Affairs Officer Mike Odle read a letter of appreciation from Shasta-Trinity National Forest Supervisor Sharon Heywood to the attendees of a field trip to Hat Creek Ranger District. A picture taken during the field trip was presented to each in attendance.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Fust pulled for correction the minutes of October 19, 2004. He suggested the following changes:

1. Page 268, fifth paragraph: Reflect that Jay Gibson did not oppose the agreement, but supported it and noted that Mr. Gibson is the Chairman of the Board of the Redding Chamber of Commerce. Correct the last sentence to read, . . . "because they all live in the *Churn Creek Bottom* area and do not want to see any *commercial* development of the Knighton Road area."
2. Page 269, sixth paragraph, first sentence should be corrected to read, "Randy Bachman, *representing the City of Redding. . . .*"

Supervisor Kehoe requested the final vote on the agreement be changed to reflect the fact that he voted no.

CONSENT CALENDAR

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

Authorized the issuance of checks totaling \$1,264.75 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on October 19, 2004, as amended. (Clerk of the Board)

Appointed Virginia Webster to the PSA Area 2 Agency on Aging - Advisory Council to fill an unexpired term to July 2008. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with the law firm of Somach, Simmons & Dunn to provide legal services. (County Counsel)

Adopted Resolution No. 2004-156, which adds Chapter 39, Casual Remote Access to Electronic Communication Tools, to the Personnel Rules. (Support Services-Human Resources Division)

(See Resolution Book No. 45)

Adopted Salary Resolution No. 1260, which decreases the salary range of the Inter-Mountain Fair Manager (who will be maintained at his current salary until his retirement). (Support Services-Human Resources Division)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign an amendment to the agreement with St. Helena Hospital DBA California Specialty Hospital increasing the annual maximum compensation by \$560,000 (for an annual maximum of \$600,000) to provide additional inpatient psychiatric services from the date of signing through June 30, 2006. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the Partnership for the Public's Health extending the term through December 31, 2004 to complete "Mobilizing for Action through Planning and Partnerships" (MAPP) activities; and approved and authorized the Chairman to sign an amendment to the agreement with the Health Improvement Partnership extending the term through November 30, 2004 to complete MAPP activities. (Public Health)

Approved and authorized the Chairman to sign an agreement with the California Department of Health Services in the amount of \$60,000 for the County to provide a Children's Dental Disease Prevention Program for the period July 1, 2004 through June 30, 2007. (Public Health)

Adopted Resolution No. 2004-157, which authorizes the Public Works Director to apply for, accept, and sign a grant agreement with CalTrans for Fall River Mills Airport design of various improvements; and approved and authorized the Chairman to sign an amendment to the agreement with Mead and Hunt, Inc. in the amount of \$300,000 to design various improvements to the Fall River Mills Airport. (Public Works)

(See Resolution Book No. 45)

9:09 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

SHASTA COUNTY WATER AGENCY

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Directors of the Shasta County Water Agency took the following action, which was listed on the Shasta County Water Agency Consent Calendar:

Approved and authorized the Chairman to sign an amendment to the agreement with the law firm of Somach, Simmons & Dunn to provide legal services.

9:10 a.m.: The Shasta County Water Agency adjourned and reconvened as the Board of Supervisors.

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: ADOPTION AWARENESS MONTH

At the recommendation of Social Services Director Sher Huss and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates November 2004 as Adoption Awareness Month in Shasta County.

Adoptive Parent Liaison Mickie Harris from Lilliput Adoption Agency presented Steve and Linda Martin with the Adoptive Family of the Year award.

PRESENTATIONS

PRESENTATION: HEALTHY SHASTA COUNTY 2010

Public Health Director Marta McKenzie presented the Public Health *Healthy Shasta County 2010* plan, which was recently adopted by the Public Health Advisory Board (PHAB). The strategies in the plan are relevant to every health focus: prevention, regional approach, cultural sensitivity, youth developmental assets, social conditions and environment, and community partnerships.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer had no report.

Supervisors reported on issues of countywide interest.

RESOURCE MANAGEMENT

BUILDING AND PLANNING DIVISIONS

VARIOUS POSITIONS
BUDGET AMENDMENT
SALARY RESOLUTION NO. 1261

At the recommendation of Resource Management Director Russ Mull and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1261, which adds one Building Inspector III, one Building Inspector I/II, and one Staff Services Manager position in the Building Division and deletes one Agency Staff Services Analyst I/II position in the Planning Division; and approved a budget amendment increasing appropriations and expenditures by \$85,862 in Budget Unit 28200.

(See Salary Resolution Book)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled *Leavitt v. Shasta County Board of Supervisors*, pursuant to Government Code section 54956.9, subdivision (a).
2. Confer with its counsel to discuss anticipated litigation entitled *Shasta County v. Shasta County Superior Court*, pursuant to Government Code section 54956.9, subdivision (a).

10:14 a.m.: The Board of Supervisors recessed to Closed Session.

10:20 a.m.: The Board of Supervisors recessed from Closed Session.

10:49 a.m.: Board of Supervisors reconvened to Open Session with Supervisors Hawes, Kehoe, and Fust; Assistant County Counsel Mike Ralston; and Administrative Board Clerk Tazina Otis present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation, and anticipated litigation. On a unanimous vote, the Board of Supervisors referred the defense of the County in the matter of *Leavitt v. Shasta County Board of Supervisors* to the firm of Remy, Thomas, Moose and Manley. Also by unanimous vote, the Board of Supervisors authorized Stewart, Humphery, Burchett & Molin, LLP to handle the filing and serving of a complaint in the matter of *Shasta County v. Shasta County Superior Court*.

No other reportable action was taken.

10:55 a.m.: The Board of Supervisors recessed to the Turtle Bay Exploration Park.


FIELD TRIP

12:01 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Fust, Kehoe, and Clarke; County Counsel Karen Jahr; and Chief Deputy Clerk of the Board Glenda Tracy present.

FIELD TRIP: TURTLE BAY EXPLORATION PARK

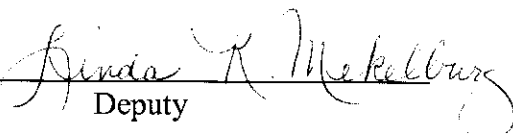
The Board of Supervisors participated in a field trip to review the Turtle Bay Exploration Park, which was directed by the Turtle Bay President/CEO John Peterson. Included was input from Board of Trustees Chairman Steve Gaston and Board of Trustees Member Don Chapman. Discussion included the existing park and plans for future improvements.

1:30 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, November 9, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Pastor Paul Shrum, Grace Fellowship Foursquare Gospel.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Auditor-Controller Richard Graham acknowledged the issuance of the Award for Achieving Excellence in Financial Reporting for the year 2003.

Frieda Kiefer stated that in honor of Veterans Day, a "penny crusade" is taking place to raise funds for the Veterans' Cemetery. She advised that six fire stations in Shasta County are accepting rolls of pennies.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Fust pulled for clarification the item regarding the ordinance which amends section 2.04.010 of the Shasta County Code, questioning the language stating "each Tuesday," as the Board does not meet on holidays that fall on Tuesdays. County Counsel Karen Jahr advised that the Board of Supervisors selects which meetings will be canceled each year.

Supervisor Kehoe pulled for discussion the item regarding the approval of County claims as some of the items listed should have required a contract. County Administrative Officer (CAO) Doug Latimer requested Undersheriff Larry Schaller to return to the Board of Supervisors at the next meeting with information as to the purchase of T-shirts at the cost of

\$1,865.46. It was agreed that the claims would be paid so that all vendors listed would not have to wait for payments.

Supervisor Hawes noted that the minutes of the meetings held on October 26 and November 2, 2004 were pulled at the request of the department.

CONSENT CALENDAR

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

Adopted Resolution No. 2004-158, which approves a short-term loan in the amount of \$200,000 to the Mayers Memorial Hospital District from the County General reserve. (Administrative Office)

(See Resolution Book No. 45)

Authorized the issuance of warrants totaling \$3,897.35 requiring special board action. (Auditor-Controller)

Canceled the December 28, 2004 meeting of the Board of Supervisors. (Clerk of the Board)

Appointed Dale Kroschel to the Pine Grove Mosquito Abatement District to fill an unexpired term to January 2005. (Clerk of the Board)

Introduced and waived the reading of an ordinance which amends section 2.04.010 of the Shasta County Code to change the location of meetings of the Board of Supervisors from the County Courthouse to the County Administration Center. (County Counsel)

Approved the appointment of Max F. Ruffcorn at Step "E" of the Senior Deputy Public Defender classification. (Public Defender)

Approved and authorized the Chairman to sign a contract with Valley Clinical and Consulting Services in an amount not to exceed \$25,000 to continue to administer psychological tests for the Sheriff's Office from the date of signing through October 31, 2005, with an option for two additional one-year terms. (Sheriff-Coroner)

9:15 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY WATER AGENCY

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Directors of the Shasta County Water Agency took the following action, which was listed on the Consent Calendar:

Approved and authorized the Chairman to sign an agreement with the law firm of Somach, Simmons & Dunn to provide legal services.

9:16 a.m.: The Shasta County Water Agency adjourned and reconvened as the Board of Supervisors.

REGULAR CALENDAR**BOARD MATTERS****NOVEMBER 2004 EMPLOYEE OF THE MONTH**
ACCOUNT CLERK II CAROLINA HUTSON
RESOLUTION NO. 2004-159

At the recommendation of Shasta County Mental Health Director Dr. Donald Kingdon and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-159, which recognizes Account Clerk II Carolina Hutson as Shasta County's November 2004 Employee of the Month.

(See Resolution Book No. 45)

PROCLAMATION: CELEBRATING NONPROFITS DAY

At the recommendation of Association of Nonprofit Professionals President James Montgomery and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates November 19, 2004 as Celebrating Nonprofits Day in Shasta County.

GENERAL GOVERNMENT**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Doug Latimer had no report.

Supervisors reported on issues of countywide interest.

SCHEDULED HEARINGS**LAW AND JUSTICE****DISTRICT ATTORNEY****MISDEMEANOR PRE-COMPLAINT DIVERSION PROGRAM**
RESOLUTION NO. 2004-160

This was the time set to consider the request of the District Attorney to introduce and waive the reading of an ordinance which establishes a fee for the District Attorney's Office for services and administration associated with implementation of a misdemeanor pre-complaint diversion program, and to adopt a resolution which authorizes the designation of funds received for the program in the Public Safety Fund to be used for a probation officer to supervise and monitor misdemeanor offenders. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

District Attorney Gerald Benito described the proposed misdemeanor pre-complaint diversion program that would be used by offenders. A \$300 fee would be paid by the individual who committed the crime, possibly to be paid on a sliding scale. Western Corrections will monitor participation of the individuals in the assigned program. Half the fee collected would go to Western Corrections, and the other half would go to the Shasta County Public Safety's special fund to pay for a probation officer. Offenders may only participate once in the program.

The public hearing was opened, at which time Shasta County Undersheriff Larry Schaller, Anderson Police Chief Neil Purcell, Redding Police Captain Peter Hansen, Shasta County Public Defender Neal Periera, Shasta County Deputy Chief Probation Officer Brian Richart, and Western Corrections President/CEO Jeff Scott spoke in support of the program.

In response to a question from Supervisor Fust, Mr. Scott outlined the misdemeanor pre-complaint diversion program, advising that the teaching concepts, such as principals of honor and how to handle peer pressure, are completed by correspondence.

In response to a question from Supervisor Kehoe regarding the sliding scale charge, Mr. Scott advised that a full or partial fee waiver is available for income-eligible participants, and payments over time are accepted.

Gracious Palmer inquired as to how the program was reinforced with the offenders. District Attorney Gerald Benito stated that when the program was completed, their office would send a letter of congratulations, stating they did not expect to see them again.

In response to a question from Supervisor Fust regarding language in the proposed ordinance, Senior Deputy County Counsel John Loomis stated he would modify the language in Section 3 to add, "The fee charged to participants shall be reduced for those participants unable to pay the full fee. The fee charged to participants shall be waived for those participants unable to pay any fee." Additionally, an Automatic Repealer section will be added to state, "This Ordinance shall remain in effect only until December 31, 2006, and as of that date is repealed, unless another ordinance deletes or extends that date."

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

By motion made, seconded (Clarke/Fust) and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which establishes a fee for the District Attorney's Office for services and administration associated with implementation of a misdemeanor pre-complaint diversion program; and adopted Resolution No. 2004-160, which authorized the designation of funds received for the program in the Public Safety Fund to be used for a probation officer to supervise and monitor misdemeanor offenders.

(See Resolution Book No. 45)

PUBLIC WORKS

AGREEMENT: CALTRANS

TRAFFIC SIGNAL ON STATE ROUTE 299 AT DESCHUTES ROAD

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a cooperative agreement with CalTrans to construct a traffic signal on State Route 299 at Deschutes Road.

RESOURCE MANAGEMENT**COMMUNITY EDUCATION SECTION****MEMORANDUM OF UNDERSTANDING**
WASTE TIRE AMNESTY DAY GRANT
RESOLUTION NO. 2004-161

At the recommendation of Resource Management Staff Services Manager Ronni Harman and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-161, which authorizes the Director of Resource Management to apply for a Waste Tire Amnesty Day grant for Fiscal Year 2004-05 in an amount not to exceed \$75,000 on behalf of Shasta County and the Cities of Anderson and Shasta Lake; and authorized the Chairman to sign memoranda of understanding with the Cities of Anderson and Shasta Lake authorizing the County to apply for and administer the grant on their behalf.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Balma v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).

10:25 a.m.: The Board of Supervisors recessed to Closed Session.


10:55 a.m.: The Board of Supervisors recessed from Closed Session.

11:04 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Hawes, and Fust, Assistant County Counsel Mike Ralston, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation; however, no reportable action was taken.


11:05 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, November 23, 2004

REGULAR MEETING

9:00 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Tori Monthei

INVOCATION

Invocation was given by Pastor Dan Iles, Shasta Bible College.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Public Defender Neal Pereira introduced Assistant Public Defender Tim Pappas.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Clarke pulled for discussion the item regarding a revised cooperative agreement with the U.S. Department of Agriculture (USDA), Animal and Plant Health Inspection Services, Wildlife Services (APHIS, WS) to provide professional wildlife management services. Agricultural Commissioner/Sealer of Weights and Measures Mary Pfeiffer advised that the USDA funding will be for predatory animal control and will also assist airports by keeping animals and birds off the runway.

Supervisor Clarke pulled for discussion the item regarding the proposed calendar for the Board of Supervisors' meetings for 2005. Corrections were made to leave the November 15, 2005 and the December 20, 2005 as open meetings.

Supervisor Kehoe pulled for discussion the item regarding the request for delegation to the County Administrative Officer for the selection of the recipient of the scholarship from the 2004 Regional Council of Rural Counties and the Rural Alliance, Inc. Rural Scholarship

Program. CAO Analyst Julie Hope noted that because the first two meetings in February 2005 were canceled due to the move to the Shasta County Administration Center, this matter needed to be discussed prior to the close of the year 2004.

Supervisor Kehoe pulled for discussion the request for approval of County claims, as the Sheriff's Office had been requested to come before the Board of Supervisors with an explanation of a payment. Sheriff's Office Fiscal Officer Margie Stolz advised that a retired officer had inadvertently placed the order for the T-shirts for the DARE program. Supervisor Kehoe also inquired as to the payment requested by Public Health for the senior fitness flyers with a purchase order. Public Health Director Marta McKenzie advised that five senior fitness flyers were inadvertently ordered without purchase orders.

CONSENT CALENDAR

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

Adopted Resolution No. 2004-164, which delegates to the County Administrative Officer the selection of the recipient of the scholarship from the 2004 Regional Council of Rural Counties and the Rural Alliance, Inc. Rural Scholarship Program. (Administrative Office)
(See Resolution Book No. 45)

Approved and authorized the Chairman to sign a revised cooperative agreement with the U.S. Department of Agriculture, Animal and Plant Health Inspection Services, Wildlife Services (APHIS, WS) to provide professional wildlife management services for the period January 1, 2005 through December 31, 2009; and the APHIS, WS Annual Work and Budget Plan in the amount of \$36,228 for the period January 1, 2005 through June 30, 2005. (Agricultural Commissioner/Sealer of Weights and Measures)

Authorized the issuance of warrants totaling \$6,299.54 for County requiring special board action. (Auditor-Controller)

Approved the minutes of the meetings held on October 26, November 2, and November 9, 2004, as submitted. (Clerk of the Board)

Approved the proposed calendar for the Board of Supervisors' meetings for 2005, as amended. (Clerk of the Board)

Enacted Ordinance No. 378-1887, which approves Zone Amendment No. 03-020, Tappan (Cottonwood area), as introduced on October 5, 2004. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 631, which establishes a fee for the District Attorney's Office for services and administration associated with implementation of a misdemeanor pre-complaint diversion program, as introduced on November 9, 2004. (Clerk of the Board)
(See General Ordinance Book)

Enacted Ordinance No. S.C.C. 2004-1, which amends section 2.04.010 of the Shasta County Code to change the location of meetings of the Board of Supervisors from the County Courthouse to the County Administration Center, as introduced on November 9, 2004. (Clerk of the Board)

(See County Code Ordinance Book)

Approved the award of Bid No. 426 to Nortrax West in the amount of \$63,236.39 for the purchase of one hydraulic detachable gooseneck trailer with a 40-ton capacity for the Department of Public Works. (Support Services-Purchasing Division)

Approved the award of Bid No. 427 to Riverview International Trucks in the amount of \$647,158 for the purchase of four dump trucks for the Department of Public Works. (Support Services-Purchasing Division)

Approved the award of Bid No. 428 to Riverview International Trucks in the amount of \$127,800 for the purchase of one heavy-duty truck with a hydraulic crane, and approved a budget amendment which transfers funds in the amount of \$47,800 from two fixed asset accounts to the 1 Flat Bed Truck with Crane account in the Roads budget unit. (Support Services-Purchasing Division)

Approved the award of Bid No. 429 to Peterson Tractor Company in the amount of \$243,637.85 for the purchase of one motor grader with a front snowplow attachment for the Department of Public Works. (Support Services-Purchasing Division)

Approved the appointment of Ricardo Murillo at Step "E" of the Public Defender Investigator classification. (Support Services/Public Defender)

Authorized the Director of Housing and Community Action Programs to sign and submit a grant application in the amount of \$5,000, and any subsequent amendments, to the California Story Fund grant program to provide funding of the Retired and Senior Volunteer Program (RSVP) Veteran's History Project. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign a renewal agreement with Loren K. Cronk, M.F.T. in an amount not to exceed \$20,000 annually to provide mental health services to Medi-Cal beneficiaries from the date of signing through June 30, 2005, with two one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Far Northern Regional Center to pay Shasta County an amount not to exceed \$112,842 for Mental Health to provide collaborative assistance from the date of signing through June 30, 2005. (Mental Health)

Approved and authorized the Chairman to sign amendments to the agreements with BHC Sierra Vista Hospital and BHC Heritage Oaks Hospital increasing the maximum annual compensation for each agreement by \$500,000 (for a total of \$600,000 each) to provide inpatient psychiatric services from the date of signing through June 30, 2005. (Mental Health)

Approved and authorized the Chairman to sign the application for the community grants component of the Healthy Eating, Active Communities initiative offered by The California Endowment for an obesity-prevention effort in southern Shasta County. (Public Health)

Approved a budget amendment, previously approved in Fiscal Year 2003-04, increasing appropriations by \$9,846 in the Wildlife Control budget unit for the Redding Rotary Club's Canyon Creek Fishway Project. (Public Works)

Authorized the Public Works Director to sign a Notice of Completion for the Deschutes Road Improvements in Palo Cedro Project and record it within 10 days of actual completion of the work. (Public Works)

Took the following actions regarding the Wildcat Road at North Fork Battle Creek Bridge Replacement Project: approved and authorized the Chairman to sign a right-of-way contract with The Nature Conservancy; accepted a corporation grant deed conveying one parcel of project right of way; and adopted Resolution No. 2004-163, which adopts a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with a de minimis finding of significance. (Public Works)

Approved and authorized the Chairman to sign a Land Conservation (Williamson Act) Contract with Kenneth J. Elwood (Igo area) limiting the use of 1,029 acres to agricultural and compatible uses for a period of not less than 10 years from the date of signing. (Resource Management/Planning Division)

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County including possible funding of the PILT program.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

**RENEWAL LEASE: 1600 COURT STREET/1815 YUBA STREET
PUBLIC DEFENDER AND ALCOHOL AND DRUG PROGRAMS**

Supervisor Kehoe questioned CAO Doug Latimer as to the proposed rates for the 1600 Court Street/1815 Yuba Street building compared with the current rate structure. CAO Latimer advised that the property owner will pay the property taxes and the County will pay for the insurance. The building repairs to assure the building complies with American with Disabilities Act (ADA) requirements will be shared equally between the County and the owner. By motion made, seconded (Clarke/Wilson), and carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal lease with Robert and Dorothy Nutto in the amount of \$12,364.46 per month (\$1.13/square foot) with 2.5 percent annual rent increases to provide the Public Defender and Alcohol and Drug Programs office space at 1600 Court Street/1815 Yuba Street for the period February 1, 2005 through January 31, 2010, with one optional five-year renewal. Supervisor Kehoe voted no.

PUBLIC WORKS

SHASTA COUNTY LIBRARY - REDDING MAIN PROJECT

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors approved plans and specifications for the Shasta County Library - Redding Main Project to abate lead and asbestos and to demolish buildings on the construction site, and directed the Public Works Director to advertise for bids; and authorized the opening of bids on or after December 16, 2004 at 11 a.m.

9:45 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY WATER AGENCY

AGREEMENT: CH2M HILL ENVIRONMENTAL IMPACT STATEMENT FOR THE WATER RESOURCES MASTER PLAN

At the recommendation of Public Works Associate Engineer Eric Wedemeyer and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Directors of the Shasta County Water Agency approved and authorized the Chairman to sign an agreement with CH2M Hill in the amount of \$283,464 to prepare an Environmental Impact Statement for the Water Resources Master Plan for the period of one year from the date of signing; and approved a budget amendment increasing appropriations by \$33,464 and revenues by \$25,700 in the Water Agency budget unit.

9:50 a.m.: The Shasta County Water Agency adjourned and reconvened as the Board of Supervisors.

SCHEDULED HEARINGS

PUBLIC WORKS

**FALL RIVER MILLS AIRPORT EXPANSION
PACIFIC GAS & ELECTRIC
RESOLUTION NO. 2004-164**

This was the time set to conduct a public hearing and consider adopting a resolution of necessity to acquire property from Pacific Gas & Electric Corporation (PG&E) by eminent domain for the Fall River Mills Airport Expansion. Public Works Director Pat Minturn presented the staff report and recommended the Board of Supervisors issue eminent domain proceedings. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Supervisor Kehoe inquired as to the standing of PG&E on the acquisition of the property. County Counsel Karen Jahr stated that because of the recent bankruptcy of PG&E, the time limits to purchase the property would not allow the purchase to take place prior to the County's grant for this project. PG&E has consented to the eminent domain action due to the time line issue.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-164, to acquire property from Pacific Gas & Electric Corporation by eminent domain for the Fall River Mills Airport Expansion.

(See Resolution Book No. 45)

**BURNEY DISPOSAL, INC.
INCREASE OF RATES
RESOLUTION NO. 2004-165**

This was the time set to conduct a public hearing and consider adopting a resolution which adjust rates for Burney Disposal, Inc. and Anderson-Cottonwood Disposal Services effective December 1, 2004; to approve and authorize the Chairman to sign a contract

amendment with Anderson-Cottonwood Disposal Services to increase compensation for diesel fuel prices by \$0.50 per gallon (for a total of \$2.10 per gallon); and to receive a report on potential Sunday landfill services.

Deputy Public Works Director Dan Kovacich advised that Anderson-Cottonwood Disposal Services (Anderson-Cottonwood) has requested that the rate increase associated with a request to for a fuel surcharge be pulled due to some incorrect data Anderson-Cottonwood had provided to the County, and the failure to receive the contract amendment.

Mr. Kovacich presented the remainder of the staff report to adjust the fuel charge adjustment for Burney Garbage Disposal and to provide a report on Sunday landfill services. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Mr. Kovacich explained that after Anderson-Cottonwood provides accurate information, the hearing will be continued to an unspecified date in the future. Mr. Kovacich stated that research was done regarding the cost to open a landfill on Sunday. The West Central Landfill would cost approximately \$180,000 per year and the Anderson Landfill would cost approximately \$110,000 per year. Due to the costs that would be expended, it is not recommended to open the landfills on Sunday.

Supervisor Clarke inquired if signs had been posted to advise that the landfill is not open on Sunday. Mr. Kovacich advised that he would investigate.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-165, which adjusts rates for Burney Disposal, Inc. effective December 1, 2004; and continued the rates for Anderson-Cottonwood Landfill to an unspecified date.

(See Resolution Book No. 45)

WHISPERING WOODS TRACT NO. 1809
PERMANENT ROAD DIVISION
SHASTA AREA

This was the time set to conduct a public hearing and consider various actions regarding the formation of Whispering Woods Tract No. 1809 Permanent Road Division in the Shasta area.

Deputy Public Works Director Scott Wahl presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Mr. Wahl advised that the item before the Board is a proposed 25-lot subdivision. The public hearing had been scheduled because the developers had requested that the road be maintained by Permanent Road Division. However, there is question as to the life of the tentative map, scheduled to expire on November 28, 2004. Mr. Wahl stated that because the public hearing was scheduled, he requests that the hearing take place and the ballot(s) will be opened by the Clerk of the Board for tabulation, and the matter be continued until the final map issue is resolved.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

The ballots were given to the Clerk of the Board for tabulation. There was one ballot, marked: Yes/Approve.

By consensus, the Board of Supervisors continued the matter to a future date to consider formation of the Permanent Road Division.

WHISPERING WOODS TRACT NO. 1785
PERMANENT ROAD DIVISION
SHASTA AREA

This was the time set to conduct a public hearing and consider various actions regarding the formation of Whispering Woods Tract No. 1785 Permanent Road Division in the Shasta area. Deputy Public Works Director Scott Wahl presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Mr. Wahl advised that the item before the Board is a proposed 24-lot subdivision. The public hearing had been scheduled because the developers had requested that the road be maintained by the permanent road division. However, there is question as to the life of the tentative map, scheduled to expire on November 28, 2004. Mr. Wahl stated that because the public hearing was scheduled, he requests that the hearing take place and the ballot(s) will be opened by the Clerk of the Board for tabulation, and the matter be continued until the final map issue is resolved.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

Mr. Wahl noted that in accordance with Proposition 218, the property owners must approve the requested parcel charge, and he delivered the ballot to the Clerk of the Board for tabulation. There were two ballots, marked: Yes/Approve.

By consensus, the Board of Supervisors continued the matter to a future date to consider formation of the Permanent Road Division.

CROWLEY CREEK RANCHETTES
PERMANENT ROAD DIVISION
WEST COTTONWOOD
RESOLUTION NO. 2004-166 AND RESOLUTION NO. 2004-167

This was the time set to conduct a public hearing and consider taking various actions regarding the formation of Crowley Creek Ranchettes Permanent Road Division in the west Cottonwood area. Deputy Director of Public Works Scott Wahl presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

Mr. Wahl noted that in accordance with Proposition 218, the property owners must approve the requested parcel charge, and he delivered the ballot to the Clerk of the Board for tabulation. There was one ballot, marked: Yes/Approve.

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors took the following actions on the formation of Crowley Creek Ranchettes Permanent Road Division:

1. Adopted Resolution No. 2004-166, which forms the district;
2. Adopted Resolution No. 2004-167, which confirms the annual parcel charge report for Fiscal Year 2005-06; and
3. Received the annual parcel charge report.

(See Resolution Book No. 45)

LAVERNE LANE PERMANENT ROAD DIVISION
HAPPY VALLEY AREA

This was the time set to conduct a public hearing and consider taking various actions regarding the formation of Laverne Lane Permanent Road Division in the Happy Valley area. Deputy Director of Public Works Scott Wahl presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time Mr. Fairburn spoke in favor of the proposal. No one else spoke for or against the proposal, and the hearing was closed.

Mr. Wahl noted that in accordance with Proposition 218, the property owners must approve the parcel charge, and he delivered the ballots to the Clerk of the Board for tabulation.

By consensus, the Board of Supervisors directed the Clerk of the Board to tabulate the results of the vote regarding the parcel charge as required by Proposition 218 on Tuesday, November 30, 2004 at 9 a.m. in the Clerk of the Board's Office; and continued the matter until December 7, 2004 at 9 a.m., or as soon thereafter as may be heard, at which time the results of the vote will be announced.

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 03-006
MATTHEW RUSSELL
PALO CEDRO AREA
GENERAL PLAN AMENDMENT NO. 04-001
ZONE AMENDMENT NO. 04-001
SDK AGRIBUSINESS, INC.
FALL RIVER MILLS AREA
RESOLUTION NO. 2004-168

This was the time set to conduct a public hearing and consider Taking action on the following general plan amendments and zone amendments:

1. General Plan Amendment No. 03-002 and Zone Amendment No. 03-006, Matthew Russell, which would rezone two acres in the Palo Cedro area from a Community Commercial (C-2) and One-Family Residential combined with Building Acreage Minimum-One (R-1 BA-1) District to a Planned Development (PD) District; and
2. General Plan Amendment No. 04-001 and Zone Amendment No. 04-001, SDK Agribusiness, Inc., which would rezone 15 acres in the Fall River Mills area from a Community Commercial (C-2) and Rural Residential (RR) District to a Planned Development (PD) District.

Associate Planner Nancy Polk presented the staff report and recommended approval of the projects. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Kehoe/Clarke), and unanimously carried, the Board of Supervisors took the following actions:

1. Adopted the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration for General Plan Amendment No. 03-002/Zone Amendment No. 03-006 (Matthew Russell), with the findings as specifically set forth in Planning Commission Resolutions No. 04-111 and 04-112;
2. Adopted the CEQA determination of a mitigated negative declaration with a de minimis finding of significance for General Plan Amendment No. 04-001/ Zone Amendment No. 04-001, with the findings as specifically set forth in Planning Commission Resolution No. 04-099;
3. Adopted Resolution No. 2004-168, which approves the following General Plan Land Use Element map changes as recommended by the Planning Commission:
 - a. General Plan Amendment No. 03-002: From Commercial (C) to Suburban Residential (SR) land use designation; and
 - b. General Plan Amendment No. 04-001: From Rural Residential (RA) to Commercial (C) land use designation;
4. Adopted the rezoning findings as specifically set forth in Planning Commission Resolutions No. 04-099, 04-111, and 04-112; and
5. Introduced and waived the reading of two ordinances which approve Zone Amendment No. 03-006 and Zone Amendment No. 04-001.

(See Resolution Book No. 45)

ZONE AMENDMENT NO. 04-012
RICKERT AGRICULTURAL SERVICES, INC.
SOUTHEAST ANDERSON

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 04-012, Rickert Agricultural Services, Inc., which would rezone approximately 2,241 acres in the Southeast Anderson area from an Unclassified (U) District, an Unclassified combined with a Restrictive Flood (U F-2) District, and an Unclassified combined with an Interim Mineral Resource and a Restrictive Flood (U IMR F-2) District to an Exclusive Agricultural with Agricultural Preserve (EA-AP) District. Associate Planner Nancy Polk presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board

The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 04-012, Rickert Agricultural Services, Inc., Southeast Anderson area:

1. Found the project categorically exempt from the California Environmental Quality Act (CEQA) as specifically set forth in Planning Commission Resolution No. 2004-119;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2004-119;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 04-012 as requested; and
4. Approved and authorized the Chairman to sign a Land Conservation (Williamson Act) Contract with Rickert Agricultural Services, Inc. limiting the use of 2,241 acres to

agricultural and compatible uses for a period of not less than 10 years from the date of signing.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Hinton v. Homem, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its real estate negotiators to negotiate price and terms of payment to Union Pacific Railroad regarding property known as Union Pacific Property, Oregon Street, Redding pursuant to Government Code section 54954.2.

10:40 a.m.: The Board of Supervisors recessed to Closed Session.

11:15 a.m.: The Board of Supervisors recessed from Closed Session.

11:20 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Kehoe, and Fust, Assistant County Counsel Mike Ralston, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as real estate negotiations. By unanimous vote, defense of the Hinton v. Homem matter was referred to the law firm of Gary Brickwood. No other reportable action was taken.


11:22 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, December 7, 2004

REGULAR MEETING

9:00: a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson

District No. 5 - Supervisor Clarke - Absent

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Deputy Clerk of the Board - Tazina Otis

INVOCATION

Invocation was given by Pastor Don Wood, Lassen View Community Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Construction Industry Forest Account Council Regional Field Representative Sally Riley presented outgoing Supervisors Wilson and Fust with an award for their outstanding service on the Board of Supervisors of Shasta County.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$2,004.32 requiring special board action. (Auditor-Controller)

Adopted Resolution No. 2004-169, which relieves the County of accountability for various fixed assets that are no longer in the possession of Shasta County. (Auditor-Controller)
(See Resolution Book No. 45)

Appointed William Gutzman and Robert Kwake to the Buckeye Fire Protection District Board of Directors for a four-year term in lieu of election to December 2008 and to fill an unexpired term to December 2005, respectively. (Clerk of the Board)

Reappointed Alan Gugin, Russell Tollefson, Clarence Finmand, and Kenneth R. Kramer (alternate) to the Board of Employee Appeals for two-year terms to January 2007. (Clerk of the Board)

Adopted Resolution No. 2004-170, which accepts the County Clerk's Canvass of the November 2, 2004 Presidential Consolidated General Election. (County Clerk-Elections)
(See Resolution Book No. 45)

Adopted Resolution No. 2004-171, which relieves the County of accountability for various Information Technology fixed assets that are no longer in the possession of Shasta County. (Information Technology)
(See Resolution Book No. 45)

Adopted Resolution No. 2004-172, which relieves the County of accountability for various fixed assets that are no longer in the possession of Shasta County. (Support Services-Purchasing Division)
(See Resolution Book No. 45)

Approved award of Bid No. 430 to Peterson Tractor in the amount of \$76,233.30 for the purchase of two double-drum vibratory patch rollers for the Department of Public Works. (Support Services-Purchasing Division)

Approved award of Bid No. 431 to Jim Wilson Motors in the amount of \$152,222.21 for the purchase of three 4-wheel drive trucks with snowplow attachments for the Department of Public Works. (Support Services-Purchasing Division)

Approved award of Bid No. 432 to Coalinga Motors in the amount of \$110,591.91 for the purchase of three one-ton 4-wheel drive pickup trucks with service body and front snowplow attachments for the Department of Public Works. (Support Services-Purchasing Division)

Approved the award of Bid No. 433 to Jim Wilson Motors in the amount of \$85,260.00 for the purchase of one 4-wheel drive truck with service body and crane for the Department of Public Works. (Support Services-Purchasing Division)

Appointed Michele Dugar to the Alcohol and Drug Advisory Board to fill an unexpired term to March 2006, and appointed Melanie Dunn, Shane Idland, Lonna Smith, and Sandy Walker to the Alcohol and Drug Advisory Board to fill unexpired terms to March 2005. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign a contract amendment with the Shasta County Office of Education reducing compensation by \$150,000 (for a new maximum of \$1,627,251) to provide CalWORKs Stage I Child Care Services for the period July 1, 2004 through June 30, 2005. (Social Services)

Adopted Salary Resolution No. 1262, which adds one Information Systems Coordinator I/II position and deletes one Agency Staff Services Analyst I/II position. (District Attorney)
(See Salary Resolution Book)

Approved and authorized the Chairman to sign a contract with the County of Amador in the amount of \$85 per day for one space-available bed to place children at Crystal Creek Juvenile Detention Facility from the date of signing through December 6, 2007. (Probation)

Approved and authorized the Chairman to sign an agreement with Kitt Murrison, Ph.D. in an annual amount not to exceed \$10,000 to provide pre-employment psychological evaluations from the date of signing through June 30, 2005, with two additional one-year renewals. (Probation)

Adopted Salary Resolution No. 1263, which adds two Deputy Public Defender I/II/III positions. (Public Defender)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign renewal agreements with Anderson Union High School District, Gateway Unified School District, and Fall River Joint Unified School District in the amount of \$62,596 each for the Sheriff's Office to provide a Deputy Sheriff on school campuses for the period August 16, 2004 through June 10, 2005. (Sheriff)

Approved and authorized the Chairman to sign a letter to the Secretary of the Interior urging immediate approval of Sacramento River settlement contracts and Central Valley Project water service contracts. (Public Works)

Accepted a grant deed conveying a parcel of land from the City of Redding for the Shasta County Library-Redding Main Project. (Public Works)

For the Whitmore Transfer Station property, adopted Resolution No. 2004-173, which declares a portion of County-owned property to be surplus to the needs of the County; approved and authorized the Chairman to sign a quitclaim deed; and accepted an easement deed conveying a parcel of road right of way. (Public Works)

(See Resolution Book No. 45)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: SHASTA COUNTY VETERAN'S AFFILIATED COUNCIL

Shasta County Veterans Service Officer David Lanford, Shasta County Veteran's Affiliated Council (SCVAC) President Bob Kassis, and SCVAC Representative Glenn Miller presented an award of appreciation to the members of the Board of Supervisors and County Administrative Officer Doug Latimer for their hard work and generous support for veteran's issues.

BOARD MATTERS

PROCLAMATION: PEARL HARBOR REMEMBRANCE DAY

By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates December 7, 2004 as Pearl Harbor Remembrance Day in Shasta County.

PRESENTATION: RETIREMENT PLAQUE TYPIST CLERK III BARBARA MICELI

In recognition of more than 25 years of service to Shasta County, the Board of Supervisors presented Typist Clerk III Barbara Miceli with a plaque of appreciation on the occasion of her retirement.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer informed the Board of Supervisors that County lobbyist Don Peterson advised that new legislators have been sworn in.

Supervisors reported on countywide issues.

LAW AND JUSTICE

PROBATION

**GRANT: U.S. DEPARTMENT OF JUSTICE
STAFF TRAINING PROGRAM
BUDGET AMENDMENT**

At the recommendation of Deputy Chief Probation Officer Brian Richart and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors approved accepting a grant from the U.S. Department of Justice, Office of Community Oriented Policing Services to develop a staff training program; approved a budget adjustment which increases appropriations and revenue by \$35,000 in the Standards in Training and Corrections (STC) sub-budget; and increased appropriations and revenue by \$36,000 in the STC sub-budget.

PUBLIC WORKS

**LAVERNE LANE PERMANENT ROAD DIVISION FORMATION
RESOLUTION NOS. 2004-174 AND 2004-175**

Chairman Hawes requested the clerk announce the results of the ballot tabulation on the formation of Laverne Lane Permanent Road Division as required by Proposition 218; the vote was as follows:

IN FAVOR: 20
OPPOSED: 4

At the recommendation of Deputy Public Works Director Scott Wahl and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors received the County Surveyor's report on the correct boundary description; adopted Resolution No. 2004-174, which forms the permanent road division, and adopted Resolution No. 2004-175, which overrules ballot protests and confirms the parcel charge report for Fiscal Year 2005-2006; authorized the use of \$376,580 as a loan from the Dust Mitigation Fund for road improvements; and directed the Public Works Director to improve the road to County standards and perform maintenance as needed.

(See Resolution Book No. 45)

OTHER DEPARTMENTS

COUNTY FIRE

**AGREEMENT: CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION
LOAN OF FEDERAL EXCESS PERSONAL PROPERTY (VEHICLES AND EQUIPMENT)
RESOLUTION NO. 2004-176**

At the recommendation of Assistant Fire Warden Mark Romero and by motion made, seconded (Fust/Wilson) and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-176, which authorizes the Assistant Fire Warden to sign an agreement with the California Department of Forestry and Fire Protection (CDF) for the loan of federal excess personal property (vehicles and equipment) to County Service Area No. 1 - Fire Protection for five years from the date of signing.

(See Resolution Book No. 45)

**AGREEMENT: ADVANCED DATA PROCESSING
BILLING SERVICES FOR EMERGENCY MEDICAL SERVICES**

At the recommendation of Shasta County Fire Administrative Officer Kelly Dreesmann and by motion made, seconded (Fust/Wilson) and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Advanced Data Processing in the amount of \$2.75 for each activity report and 12.5 percent of the net medical billing collection to provide billing services for emergency medical services provided by the Shasta County Fire Department for one year from the date of signing, with two automatic one-year renewals.

9:42 a.m.: The Board of Supervisors recessed to attend the Pearl Harbor Survivors Memorial Service.

10:24 a.m.: The Board of Supervisors reconvened to open session with Supervisor Wilson absent.

SCHEDULED HEARINGS

PUBLIC WORKS

**TRACT 1882 JORDAN MANOR PERMANENT ROAD DIVISION
COTTONWOOD AREA
RESOLUTION NOS. 2004-177 AND 2004-178**

This was the time set to conduct a public hearing and consider taking action regarding the formation of Tract 1882 Jordan Manor Permanent Road Division (west Cottonwood area). Deputy Public Works Director Scott Wahl presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing 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. Mr. Wahl noted that in accordance with Proposition 218, the property owners must approve the requested parcel charge, and he delivered the ballot to the Clerk of the Board for tabulation. The clerk opened the ballot; the vote was as follows.

FOR: 1
AGAINST: 0

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Tract 1882 Jordan Manor Permanent Road Division (west Cottonwood area):

1. Adopted Resolution No. 2004-177, which forms the permanent road division;
2. Adopted Resolution No. 2004-178, which confirms the parcel charge report for Fiscal Year 2005-06; and
3. Received the annual parcel charge report.

(See Resolution Book No. 45)

RESOURCE MANAGEMENT

ROAD RENAMING NO. 2004-04
MCARTHUR AREA
RESOLUTION NO. 2004-179

This was the time set to conduct a public hearing and consider the request to rename a portion of Pittville-Totten Road to Cable Road. Assistant Resource Management Director Rick Barnum presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

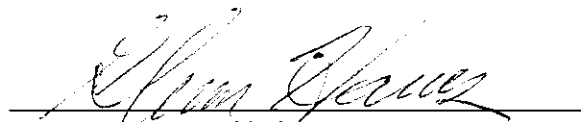
The public hearing was opened, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors took the following actions regarding Road Renaming No. 2004-04, McArthur area:

1. Made road renaming findings; and
2. Adopted Resolution No. 2004-179, which renames Pittville-Totten Road in the McArthur area to Cable Road.

(See Resolution Book No. 45)


10:46 a.m.: The Board of Supervisors adjourned.



 Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

 Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, December 14, 2004

REGULAR MEETING

9:02 a.m.: Chairman Hawes 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 Fust
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

Invocation was given by Pastor Richard McCoy, Faith Christian Fellowship.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Director of Housing and Community Action Programs Larry Lees spoke regarding the Adult Literacy Program transition. Shasta College will pick up the literacy program on a no-fee, no-credit basis and utilize Downtown Mall classrooms.

Vincent Diodato requested the Board of Supervisors withhold any decision regarding the closing of the mobile home park in Castella and alleged the owners are in violation of state laws regarding rezoning and relocating mobile home residents. County Counsel Karen Jahr advised that County Counsel is discussing the matter with the Planning Department.

Castella Craig River Resort resident David Josted stated the park residents were served a Termination of Tenancy notice in December 2003 and informed the Board of Supervisors that the resort closure will cause financial hardships for many of the park residents.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for clarification the items regarding the appointment of the Public Health Deputy Health Officer and the Victim Coordinator positions. Director of Support Services Joann Davis stated that the salary of the Deputy Health Officer position at Step "C" is approximately \$132,000 per year, and the salary of the Victim Coordinator position at Step "E" is approximately \$51,000 per year.

Supervisor Hawes advised that the minutes of the meeting held on November 23, 2004 had been pulled at the request of the department.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$13,540.33 for County operating funds and special districts, as submitted. (Auditor-Controller)

Reappointed John McAuliff and Henry Giacomini to the Grazing Advisory Board for three-year terms to expire January 2008. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement for legal services with Maire & Beasley in an amount not to exceed \$200 per hour to provide legal counsel to the Board of Employee Appeals for the period December 14, 2004 through June 30, 2005, with two automatic one-year renewals. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with David Nervo, DBA Legacy House in an annual amount not to exceed \$31,680 to provide adult residential board and care services from the date of signing through June 30, 2005, with two one-year renewals. (Mental Health)

Authorized the Alcohol and Drug Program Administrator to sign the following documents for the Comprehensive Drug Court Implementation Grant: An amendment to the Grant Award extending the expenditure period for project year 2003-04 funds to December 28, 2005; and the Notice of Grant Award with the State of California in the amount of \$61,555 to fund drug abuse treatment services to program participants for the period December 29, 2004 through December 28, 2005. (Mental Health-Alcohol and Drug Programs)

Appointed Lou Anne Cummings, M.D., M.P.H. as Deputy Health Officer effective October 7, 2004; and approved and authorized the Chairman to sign an employment agreement with Lou Anne Cummings, M.D., M.P.H. effective October 7, 2004. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Shasta Head Start Child Development, Inc. increasing compensation by \$26,107 (for a total of \$154,872) for continuation of a First 5 Shasta-funded Healthy Beginnings project to decrease rates of childhood anemia and obesity and extending the term to June 30, 2005. (Public Health)

Approved and authorized the Chairman to sign the AIDS Master Grant Agreement with the California Department of Health Services in the amount of \$523,542 for all HIV/AIDS activities for the period July 1, 2004 through June 30, 2007; and a Prevention Memorandum of Understanding (MOU) in the amount of \$204,042, an HIV Counseling and Testing MOU in the amount of \$259,500, and an HIV/AIDS Surveillance MOU in the amount of \$60,000. (Public Health)

Approved the appointment of Angela Fitzgerald at Step "E" of the Victim Coordinator classification. (District Attorney-Victim/Witness)

Authorized the Public Works Director to sign a Notice of Completion for the Justice Center Fire Alarm Upgrades and record it within 10 days of actual completion of the work. (Public Works)

For Parcel Map No. 04-021, Gill, (Palo Cedro area), approved and authorized the Chairman to sign an agreement with Allen S. Gill for completion of improvements within one year; and accepted securities for faithful performance in the amount of \$14,000. (Public Works)

Adopted Resolution No. 2004-180, which authorizes the County to recover its costs to abate nuisance conditions on one parcel in the Cottonwood area (Walker/Cushman) by means of a special assessment and lien. (Public Works)

(See Resolution Book No. 45)

GENERAL GOVERNMENT

PRESENTATIONS

PRESENTATION: NATIONAL UNIVERSITY

Associate Regional Dean of National University Bernell Hirling spoke regarding the Master's Degree in Public Administration (MPA) Program, noting that several County employees recently received their MPAs through the program.

BOARD MATTERS

DECEMBER 2004 EMPLOYEE OF THE MONTH DISTRICT ATTORNEY INVESTIGATOR TED STEC RESOLUTION NO. 2004-181

At the recommendation of District Attorney Jerry Benito and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors approved Resolution No. 2004-181, which recognizes District Attorney Investigator Ted Stec as Shasta County's December 2004 Employee of the Month.

(See Resolution Book No. 45)

PROCLAMATION: BILL OF RIGHTS DAY

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation which designates December 15, 2004 as Bill of Rights Day in Shasta County.

GENERAL GOVERNMENT**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Doug Latimer had no report.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE**AGREEMENT: JEFFREY L. JENS, ATTORNEY AT LAW
CONFLICT INDIGENT DEFENSE COUNSEL SERVICES**

At the recommendation of County Administrative Office Analyst Leanne Link and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Jeffrey L. Jens in an annual amount of \$1,200,000 to provide conflict indigent defense counsel services for the period January 1, 2005 through December 31, 2006.

AUDITOR-CONTROLLER**FINAL BUDGET: FISCAL YEAR 2003-04 ADJUSTMENTS**

At the recommendation of Auditor-Controller Rick Graham and by motion made, seconded (Kehoe/Wilson), and unanimously carried, the Board of Supervisors approved final adjustments to the Fiscal Year 2003-04 budget, increasing appropriations by a net of \$9,804,773, increasing total revenues by \$8,982,590, and using retained earnings by a net of \$822,183 for various budget units and special districts under the Board of Supervisors.

CLERK OF THE BOARD**ZONE AMENDMENT NO. 03-027
CARRYLLYNN WESTLUND, HAT CREEK AREA
ORDINANCE NO. 378-1888**

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors enacted Ordinance No. 378-1888, which approves Zone Amendment No. 03-027, Westlund (Hat Creek area), as introduced on October 5, 2004.

(See Zoning Ordinance Book)

LIBRARY

**AGREEMENT: ANDERSON UNION HIGH SCHOOL DISTRICT
COMMUNITY TECHNOLOGY CENTER**

At the recommendation of Library Director Carolyn Chambers and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved an agreement with Anderson Union High School District to create a Community Technology Center in the Anderson Library from the date of signing through June 30, 2005; accepted the donation of ten replacement computers, two new computers, and related software; and approved a budget amendment which increases revenue and appropriations in the amount of \$1,119.68 to reflect the allocation and allow spending.

LAW AND JUSTICE

PROBATION

**JUVENILE HALL AND CRYSTAL CREEK CAMP PURCHASES
RESOLUTION NO. 2004-182**

At the recommendation of Chief Probation Officer Jim Kuhn and by motion made, seconded (Wilson/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-182, which authorizes the Chief Probation Officer to make purchases to support programming, recreational equipment, and other special projects for minors in custody at the Juvenile Hall and Crystal Creek Camp.

(See Resolution Book No. 45)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled City of Fresno, et al. v. United States, and Weber v. Lockyer, pursuant to Government Code section 54956.9, subdivision (a).
2. Conduct employee performance evaluations pursuant to Government Code section 54957 for the County Administrative Officer and County Counsel.

Chairman Hawes announced that the Water Agency would recess to a Closed Session to take the following actions to confer with its counsel to discuss existing litigation entitled City of Fresno, et al. v. United States, pursuant to Government Code section 54956.9, subdivision (a).

10:30 a.m.: The Board of Supervisors recessed to Closed Session.

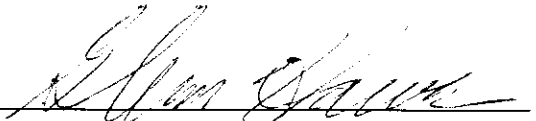
11:45 a.m.: The Board of Supervisors recessed from Closed Session.

11:55 a.m.: The Board of Supervisors reconvened in Open Session with Supervisors Hawes, Fust, and Kehoe, County Counsel Karen Jahr, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss existing litigation for the County of Shasta and the Water Agency. On a unanimous vote in the matter of City of Fresno, et al. v. United States, both the Board of Supervisors and the governing board of the Water Agency, authorized the settlement of the case on the terms and conditions set forth in the settlement agreement, including the calculation of the Municipal & Industrial fee. On a unanimous vote in the matter of Weber v. Lockyer, the Board of Supervisors authorized County Counsel to defend the case or to tender the defense to the California Attorney General.


11:58 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By 

Deputy