

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 8, 2008

REGULAR MEETING

9:03 a.m.: Chairman Cibula 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Heather Hennessey, First Christian Church.

PLEDGE OF ALLEGIANCE

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

ELECTION OF 2007 CHAIRMAN

Deputy Clerk of the Board of Supervisors Valerie Ibarra called for nominations for the position of Chairman of the Board of Supervisors for the year 2008. By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors elected Supervisor Hartman to the position of 2008 Chairman of the Board of Supervisors.

ELECTION OF 2007 VICE CHAIRMAN

Deputy Clerk of the Board of Supervisors Valerie Ibarra called for nominations for the position of Vice Chairman of the Board of the Board of Supervisors for the year 2008. By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors elected Supervisor Hawes to the position of 2008 Vice Chairman of the Board of Supervisors.

9:08 a.m.: The Board of Supervisors recessed.

9:10 a.m.: The Board of Supervisors reconvened.

PRESENTATION OF PLAQUE TO 2007 CHAIRMAN

Chairman Hartman presented a plaque to Supervisor Cibula in recognition of his dedicated service to Shasta County as Chairman of the Board of Supervisors during 2007.

INTRODUCTIONS

Introductions of the Members of the Board, County staff, elected officials, and County department heads were made.

9:18 a.m.: The Board of Supervisors recessed.

9:19 a.m.: The Board of Supervisors reconvened.

BOARD MATTERS

2007 EMPLOYEE OF THE YEAR
CLERK/ELECTIONS SPECIALIST II KAYE McSHANE
RESOLUTION NO. 2008-1

At the recommendation of County Clerk/Registrar of Voters Cathy Darling and by motion made, seconded (Cibula/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-1, which recognizes Clerk/Elections Specialist II Kaye McShane as Shasta County's 2007 Employee of the Year.

(See Resolution Book No. 49)

STATE OF THE COUNTY 2007 EVENT

Supervisor Cibula acknowledged the hard work of the County staff and public members of the State of the County Planning Committee and presented a plaque in recognition and appreciation to Chief Deputy Clerk of the Board Glenda Tracy as coordinator of the 2007 State of the County event.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced the agreement with Victor Community Support Services was pulled at the request of the department. Supervisor Cibula asked that the department provide more information regarding the Request for Proposal process when the item returns to the Board of Supervisors for consideration, and also that it be placed on the Regular Agenda.

Supervisor Baugh pulled for discussion the agreement with California Department of Alcohol and Drug Programs.

In response to a question by Supervisor Cibula regarding the appointment to the Mountain Gate Community Services District Board of Directors, County Counsel Karen Jahr confirmed State law authorizes a lottery process in determining a tie vote of an election.

CONSENT CALENDAR

By motion made, seconded (Hawes/Baugh), 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 or his/her designee to sign the County Claims list when Board of Supervisors meetings are canceled during the year 2008. (Board of Supervisors)

Gave the annual authorization to the Registrar of Voters to conduct election duties during the year 2008. (Board of Supervisors)

Adopted the Resolution No. 2008-002, which authorizes the execution of the Fiscal Year 2008-09 California Arts Council Grant State/Local Partnership Programs. (Board of Supervisors)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign the Certification Statement for the State Department of Education which appoints and reappoints members to the Shasta County Local Child Care Planning Council for the period January 1, 2008 through December 31, 2008.

(Administrative Office)

Approved the minutes of the meeting held on December 18, 2007, as submitted. (Clerk of the Board)

Amended Page 183 of the July 17, 2007 minutes to correctly reflect action taken by the Board of Supervisors to continue formation of the Mt. Lassen Woods Permanent Road Division. (Clerk of the Board)

Reappointed Chad Arseneau, Walter Caldwell, and Matt Magnuson to the Burney Basin Mosquito Abatement District Board of Directors for two-year terms to January 2010. (Clerk of the Board)

Appointed Laura Hatch and reappointed Ami Robertson and Rich Hall to the Fall River Mills Cemetery District Board of Directors for four-year terms to November 2011. (Clerk of the Board)

Appointed Lyle Turner to the Mountain Gate Community Services District Board of Directors for a four-year term to December 2011. (Clerk of the Board)

Reappointed Dan Gover to the Sacramento River Conservation Area Forum for a two-year term to January 2010. (Clerk of the Board)

Adopted Resolution No. 2008-003, repeals Resolution Nos. 2000-92 and 2004-57 and designates Director of Support Services Michelle Schafer as Board Member and Human Resources Analyst Jonathan Hill as Alternate Director to the California State Association of Counties-Excess Insurance Authority. (Support Services)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign an amendment to the agreement with Victor Treatment Centers, Inc. increasing compensation by \$47,056 (for a total not to exceed \$317,106) to provide additional youth mental health services and retaining the original term of July 1, 2005 through June 30, 2006, with two optional one-year renewals. (Mental Health)

For Parcel Map No. 06-071, Chuck (Burney area), approved and authorized the Chairman to sign an agreement with Mitch Chuck for completion of improvements within one year; and accepted securities for performance in the amount of \$20,643 and for labor and materials in the amount of \$10,321.50. (Public Works)

Approved a budget amendment increasing appropriations in the amount of \$100,000 offset by the use of fund balance to the Solid Waste budget for the Redding Regional Septage Pond Expansion Project. (Public Works)

Adopted Resolution No. 2008-004, which authorizes Resource Management to accept the Used Oil Recycling Block Grant - Thirteenth Cycle in the amount of \$28,361 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake for Fiscal Year 2007-08, appoints the Director of Resource Management as the agent for Shasta County for the purpose of the grant, certifies that program expenditures have been included in the Fiscal Year 2007-08 budget adopted by the Board of Supervisors, and authorizes the Auditor-Controller to pay claims for program expenditures. (Resource Management-Community Education Section)

(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM THE CONSENT CALENDAR

AGREEMENT: CALIFORNIA DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS SUBSTANCE ABUSE AND VIOLENCE PREVENTION SERVICES

In response to questions by Supervisors Baugh and Kehoe, Deputy Director of Mental Health David Reiten stated a Request for Proposal will be issued to identify a community partner to collaborate with Shasta County to create the program, and the aim of the program is to reduce the amount of alcohol and drug abuse in foster children.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Alcohol and Drug Program Administrator and Accountant-Auditor to sign a grant agreement with the California Department of Alcohol and Drug Programs in the amount of \$1,120,708 to continue to provide substance abuse and violence prevention services to students under the California Safe and Drug Free Schools and Communities Grant Program for the period October 1, 2007 through September 30, 2012. (Mental Health)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: "WALK THE TALK"

Director of Public Health Donnell Ewert discussed Shasta County's plan to support the "Walk the Talk" efforts of the Healthy Shasta Collaborative to address childhood obesity, including a community collaborative to promote healthy eating and physical activity for Shasta County employees and residents.

Mr. Ewert stated each supervisor is supporting the program, Supervisor Kehoe by being an active participant in the Healthy Shasta movement through motivation, Supervisor Cibula by partnering with the YMCA and the City of Redding to promote swimming and water safety, Supervisor Hawes by promoting fresh fruit and vegetable consumption and supporting local farmers and farmers' markets, Supervisor Hartman by supporting physical activity that encourages families to reduce television viewing time and to be physically active together, and Supervisor Baugh by serving as a role model for a ten-week voluntary "Healthy Weight for Life" campaign for county employees.

Supervisor Baugh publicly challenged Sheriff Tom Bosenko and the Sheriff's Office to a friendly "Healthy Weight for Life" competition.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including the possibility that the Governor may declare a fiscal emergency affecting each County and the services they provide; however, there is no anticipated impact to current agreements between the County and vendors.

Supervisors reported on issues of countywide interest.

PUBLIC WORKS

**APPOINTMENTS TO COUNTY SERVICE AREAS
COMMUNITY ADVISORY BOARDS**

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Kehoe/Baugh), the Board of Supervisors, acting as the Board of Directors of various County Service Areas (CSAs), appointed the following property owners to one-year and two-year terms on the Community Advisory Boards within their respective CSAs:

CSA No. 2 – Sugarloaf

Two-year terms:

Tom Kisling
Diane Monthei
Les Monthei
Mardi Kisling (alternate)

CSA No. 3 – Castella

Two-year terms:

Edward Hines
Martin Hines

CSA No. 6 – Jones Valley

Two-year terms:

Marti Palmer
Mel Fisher
Larry Olkowski
Nancy Wallen

CSA No. 13 – Alpine Meadows

Two-year terms:

Barry DeWalt
Linda Gow
Ronald Getty

CSA No. 13 – Alpine Meadows

One-year terms:

David Travis
Andy Anderson

SCHEDULED HEARINGS**PUBLIC WORKS**

9:50 a.m.: Supervisors Hawes and Cibula recused due to real property holdings and a professional relationship, respectively, and both left the Chambers.

SHASTA METRO ENTERPRISE ZONE

This was the time set to conduct a public hearing to consider adopting a resolution which certifies and approves the Shasta Metro Enterprise Zone project. Chief Public Works Planner Dan Little presented the staff report. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

In response to a question by Supervisor Baugh, County Counsel Karen Jahr directed Supervisor Baugh to recuse until she can review his property holdings to determine if a conflict of interest exists.

9:56 a.m.: Supervisor Baugh recused based on real property holdings and left the Chambers.

At the recommendation of County Counsel Jahr and due to a lack of a quorum, the Board of Supervisors continued the matter for one week to allow County Counsel time to review the real property holdings of each supervisor and to determine if any conflict of interest exists.

9:59 a.m.: Supervisors Hawes, Cibula, and Baugh returned to the Chambers.

CLEAR CREEK ROAD EASEMENT ABANDONMENT
SOUTH REDDING AREA
RESOLUTION NO. 2008-005

This was the time set to conduct a public hearing to consider abandoning a public easement along Clear Creek Road, South Redding area. Public Works Director Pat Minturn presented the staff report and recommended approval of the project. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

In response to questions by Supervisors, Mr. Minturn agreed to include all names of property owners in future staff reports, and he confirmed that there are no anticipated difficulties with traffic due to possible future construction.

In response to a question by Supervisor Cibula, Mr. Minturn explained that although the current request is for an 80-foot easement, an easement of 84-feet is also acceptable.

The public hearing was opened, at which time property owner Steve Hoke supported the abandonment as there is a need to erect a fence due to vandalism, theft, and drag racing on Clear Creek Road. No one else spoke for or against the project, and the public hearing was closed.

In response to a question by Supervisor Kehoe, Mr. Minturn stated the City of Redding was not contacted in regards to this project, and the proposed project does not compromise development in any way.

By motion made, seconded (Cibula/Hawes), and carried, the Board of Supervisors adopted Resolution No. 2008-005, which abandons a portion of the public easement sufficient to maintain and easement 84-feet wide along Clear Creek Road (South Redding area). Supervisor Kehoe voted no due to a lack of coordination with the City of Redding.

(See Resolution Book No. 49)

10:39 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 15, 2008

REGULAR MEETING

9:01a.m.: Chairman Hartman 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 Cibula
 District No. 3 - Supervisor Hawes
 District No. 4 - Supervisor Hartman
 District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
 County Counsel - Karen Jahr
 Chief Deputy Clerk of the Board - Glenda Tracy
 Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Dan Eckley, Anderson/Cottonwood Neighborhood Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Elin Klaseen stated the reentry facility proposal is due on March 18, 2008. Department of Corrections and Rehabilitation will be present at public forums on January 23 and 24, 2008. Of ten north-state counties, only Shasta County signed the cooperative agreement to consider pursuing a reentry facility. Architects have stated that the facility needs to have access to public transportation and low-income housing for the sake of parolees.

BOARD MATTERS

JANUARY 2008 EMPLOYEE OF THE MONTH
DEPUTY SHERIFF BRIAN JACKSON
RESOLUTION NO. 2008-006

At the recommendation of (Sheriff Tom Bosenko) and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-006, which recognizes Deputy Sheriff Brian Jackson as Shasta County's January 2008 Employee of the Month.

(See Resolution Book No. 49)

PROCLAMATION: NATIONAL MENTORING MONTH

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates January 2008 as National Mentoring Month in Shasta County. PlusONE Program Director Cara Sabalow stated PlusONE currently has 105 mentor/mentee matches and have 60 young men and women waiting for mentors. She expressed appreciation and urged the members of the community to consider becoming a volunteer mentor.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Baugh pulled for discussion the item regarding the annual report of petty cash shortage reimbursements, and Supervisor Kehoe pulled for discussion the item regarding the proposed agreement with Hill Country Community Clinic and the proposed construction of the Clair Engle Park Band Shell.

CONSENT CALENDAR

By motion made, seconded (Baugh/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 the County Claims List totaling \$73.71 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on January 8, 2008, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1971, which approves Zone Amendment No. 07-019, Zachow (Cottonwood area), as introduced October 23, 2007. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1972, which approves Zone Amendment No. 07-012, Hartgraves (Cottonwood area), as introduced December 18, 2007. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1973, which approves Zone Amendment No. 07-026, Jacobsen (Glenburn area), as introduced December 18, 2007. (Clerk of the Board)
(See Zoning Ordinance Book)

Reappointed James T. Hull to the Assessment Appeals Board for a three-year term to September 2010. (Clerk of the Board)

Reappointed Sam Major and Chris Kutras and appointed Jean Littleton, Jim McDilda, and Patrick Wallner to the Economic Development Corporation for two-year terms to January 2010. (Clerk of the Board)

Reappointed Social Services Deputy Director Barbara Howell to the Shasta Children and Families First Commission for a one-year term to January 2009. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with Abbott & Kinderman, LLP increasing hourly fees to provide land use law representation. (County Counsel)

Reappointed Neal Pereira (as recommended by the Shasta County Public Law Library Board of Trustees) and William L. Meek (as recommended by Chairman Hartman) to the Law Library Board of Trustees for one-year terms to January 2009. (Law Library)

Adopted Resolution No. 2008-007, which approves and authorizes the Chairman to sign and submit a Community Services Block Grant (CSBG) agreement with the California Department of Community Services and Development in the amount of \$32,337 and any subsequent amendments for the period January 1, 2008 through December 31, 2009 to provide services to persons living in poverty; and approves and authorizes the Director of Housing and Community Action Programs to sign the CSBG certifications and reports. (Housing and Community Action Programs)

(See Resolution Book No. 49)

For the Redding Veterans Hall Restroom Project, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after February 28, 2008 at 11:00 a.m. (Public Works)

Approved a budget amendment which transfers \$35,000 between line items within the Roads budget for relocation of the Soils Lab. (Public Works)

Adopted Resolution No. 2008-008, which approves and authorizes the Chairman to sign a grant agreement with California Department of Forestry and Fire Protection, Volunteer Fire Assistance Program in the amount of \$9,990 from the date of signing through August 31, 2008 to provide 20 handi-talkies for volunteer fire companies. (County Fire)

(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

ANNUAL REPORT OF PETTY CASH SHORTAGE FISCAL YEAR 2006-07

In response to questions by Supervisor Baugh, Auditor-Controller Connie Regnell stated that the annual report regarding any shortages is required by law. No fraud or negligence was found; it was an error in reporting past transactions. Recommendations were given to the departments involved to endeavor to have error-proof reporting in the future. District Attorney Jerry Benito stated that the errors discovered had been brought to his attention by his staff and had occurred before he took office. By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors accepted the annual report of petty cash shortage reimbursements in the amount of \$405.75 for Fiscal Year 2006-07. (Auditor-Controller)

HILL COUNTRY COMMUNITY CLINIC MENTAL HEALTH WELLNESS AND RECOVERY SERVICES

In response to questions by Supervisor Kehoe, Director of Mental Health Dr. Mark Montgomery advised program services will be available to any Shasta County resident at any of the wellness clinics. By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Hill Country Community Clinic in the amount of \$235,854 to provide mental health wellness and recovery services from the date of signing through June 30, 2009. (Mental Health)

CLAIR ENGLE PARK BAND SHELL PROJECT RESOLUTION NO. 2008-009

In response to questions by Supervisor Kehoe, Director of Public Works Pat Minturn stated that Shasta County received \$616,000 from a park bond passed in 2000. Funds were allocated to various projects throughout the County, including the construction of a band shell in

the City of Shasta Lake. Approximately \$100,000 was used to assist small communities to care for parks to be done by non-profit groups.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-009, which authorizes the use of California Per Capita Grant Program funds to construct the Clair Engle Park Band Shell; approved and authorized the Chairman to sign an agreement with the City of Shasta Lake in an amount not to exceed \$78,000 to construct the band shell and maintain land tenure rights from the date of signing through March 1, 2018, with ten optional one-year renewals; found the project categorically exempt with the California Environmental Quality Act (CEQA); approved plans and specifications and direct the Public Works Director to advertise for bids, pending final approval of the project application by the California Department of Parks and Recreation; and authorized the opening of bids on or after February 21, 2008 at 11:00 a.m. (Public Works)

(See Resolution Book No. 49)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no report.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

**SHASTA METRO ENTERPRISE ZONE
BOUNDARY MODIFICATIONS
RESOLUTION NOS. 2008-010 AND 2008-011**

Administrative Analyst Angela Richardson requested County Counsel Karen Jahr to explain the Political Reform Act in reference to the two agenda items before the Board of Supervisors that concern the Shasta Metro Enterprise Zone (Zone). Ms. Jahr stated that all members of the Board of Supervisors have indicated that they have one or more financial interests within the Zone. Ordinarily, each member with a financial interest would need to recuse; however, the two matters on the agenda that affect the Zone could not be considered by the Board of Supervisors if three or more members recused. The Political Reform Act allows a member who has an interest to vote if the "public generally exception" applies. If a member's interests are affected in the same manner as a specified number of members of the general public, then that member may vote. The Fair Political Practices Commission (FPPC) requires that a statistical analysis be conducted to determine if the exception applies. The three types of financial interests which Board members appear to have within the Zone are a source of income, an interest in a business entity, and an interest in real property.

In the matter of sources of income, the exception applies if there are over 5,000 residents in the Zone. The City of Redding has advised that there are over 14,000 residents; therefore, the exception applies, and members of the Board of Supervisors may vote on the two agenda items.

With regard to a business entity, the exception applies if there are 2,000 businesses within the Zone or 25 percent of all businesses entities are within the zone. County staff has advised that over 50 percent of all business entities in Shasta County are in the Zone; therefore, if a

member of the Board of Supervisors has an interest in a business in the Zone, the exception applies, and the member may vote.

If a member of the Board of Supervisors owns real property within the Zone itself, or within 500 feet of the Zone, the exception applies if 10 percent or more of all property owners in the County or 5,000 property owners are within the Zone. Ms. Jahr noted that the County's Global Information System (GIS) indicates that there over 11,000 parcels within the Zone, but does not specify the number of individual property owners. Therefore, there is insufficient data to determine if the "public generally exception" would apply.

Ms. Jahr advised that if the members of the Board of Supervisors chose to request a written letter of advice from the FPPC regarding the application of the exception, the matters to be heard regarding the Zone would need to be put over for two months. This would allow time for the FPPC to provide an analysis; the FPPC's conclusion that the exception applies would protect the members of the Board of Supervisors from prosecution.

As the information provided regarding property interests is not specific enough to invoke, the public generally exception, Ms. Jahr warned against relying on that exception to preserve a quorum. She said that another exception, called the "legally required participation rule," allows government to take action on matters that would otherwise be impossible to consider because of the recusals of a quorum or more of the Board. A random selection process may be used to determine three members to remain in the room to vote on the matter.

Ms. Jahr explained that under the rule, each member of the Board of Supervisors must disclose all of his or her financial interests located within the Zone, including addresses of any businesses or real property owned, excluding home addresses. All five members of the Board of Supervisors would then "draw straws." Two members would leave the room, three would remain and consider the two matters regarding the Zone, and then the two recused members would return to the room.

Each Supervisor declared his or her interest of real property and other financial interests within the Zone.

Supervisor Mark Cibula stated that he owns a business at 1743 Tehama Street, Redding and a number of parcels of real property at Court and Shasta Streets, (one of which is 1300 Court Street).

Supervisor Hawes stated that he owns property in Section 25, Range 3W, Township 31N, which is one mile of the western border of the Zone.

Chairman Hartman stated that she owns a business and residence at 13570 Lake Boulevard, Shasta Lake.

Supervisor Baugh stated he owns property at 1871 North Street, Anderson; serves as President of the nonprofit Anderson Community, Inc. at 3005 West Center Street, Anderson; co-owns a small shopping center at 1556 Hartnell, Redding; co-owns a business at 1556C Hartnell Avenue, Redding; and co-owns a warehouse and business at 1655 Hartnell Avenue, Redding.

Supervisor Kehoe stated that he owns a personal residence on Orange Avenue in Redding.

Chief Deputy Clerk of the Board Glenda Tracy presented slips of paper for each supervisor to draw, two of which had the word "recuse" printed on them. Each supervisor drew a slip.

9:30 a.m.: Supervisors Baugh and Hawes drew the slips that read "RECUSE" and left the room.

Administrative Analyst Angela Richardson presented the staff report, advising that the final approval of a new Shasta Metro Enterprise Zone, with slight boundary amendments, together with a Targeted Employment Area designation, will provide incentives for businesses for investment and job creation. Similar actions are scheduled to be taken at meetings of the City Councils of Redding, Anderson, and Shasta Lake.

By motion made, seconded (Kehoe/Cibula), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-010, which approves a modification of the boundaries of the Shasta Metro Enterprise Zone; and adopted Resolution No. 2008-011, which approves the boundaries of the Targeted Employment Area as the application for the Shasta Metro Enterprise Zone.

(See Resolution Book No. 49)

SCHEDULED HEARINGS

PUBLIC WORKS

SHASTA METRO ENTERPRISE ZONE ENVIRONMENTAL IMPACT REPORT RESOLUTION NO. 2008-012

This was the time set to conduct a public hearing and consider the Environmental Impact Report (EIR) for the Shasta Metro Enterprise Zone. Chief Public Works Planner Dan Little presented the board report and advised that there was no public comment received following the circulation of the EIR. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

In response to questions by Supervisor Cibula, Mr. Little stated that this is the least controversial EIR he has ever worked on, yet the issues to be considered were any impact that would occur because of possible business growth which might entail traffic and congestion impacts and air quality impacts. There were no findings of mitigated impacts.

Supervisor Kehoe asked what the concept "smart growth," as listed under Project Objectives, entails.

In response to questions by Supervisor Kehoe, Mr. Little stated that in the context of CEQA, under the Farmland Protection Policy Act, the zoning of the property is considered. If the farmland has suitable soils, it would continue to be used as farmland.

Economic Development Corporation President Greg O'Sullivan stated if agriculture was to be included in the Enterprise Zone, assurance of conforming boundaries and uninterrupted farmland usage is necessary. He advised the definition of "smart growth" is good land use practices and business development in a fashionable way that is environmentally acceptable.

In response to questions by Supervisor Kehoe, Ms. Richardson stated that the boundaries specifically include the bottomland and the intersection that had previously been discussed for an auto mall and a portion of the land is zoned Agriculture.

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 (Cibula/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-012, which certifies and approves the Environmental Impact Report (EIR) for the Shasta Metro Enterprise Zone; and directed staff to submit the document to the California Department of Housing and Community Development, Division of Community Affairs as required for final approval of the Shasta Metro Enterprise Zone Project.

(See Resolution Book No. 49)

10:13 a.m.: Supervisors Baugh and Hawes returned to the Chambers.

TRACT MAP NO. 1921
HONEYBEE ACRES, PHASE I
SOUTH REDDING
RESOLUTION NOS. 2008-013 AND 2008-014

This was the time set to conduct a public hearing regarding Tract Map No. 1921, Honeybee Acres, Phase 1 subdivision (south Redding area) for the proposed Honeybee Acres, Phase 1 Permanent Road Division. Supervising Engineer Al Cathey 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 matter, and the public hearing was closed.

Mr. Cathey requested the Clerk to tabulate the ballots and announce the results of the vote on the formation of the permanent road division as required by Proposition 218; the vote was as follows:

FOR:	1
AGAINST:	0
BLANK BALLOTS:	0

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Tract Map No. 1921, Honeybee Acres, Phase 1 subdivision (south Redding area):

1. For the proposed Honeybee Acres, Phase 1 Permanent Road Division:
 - a. Adopted Resolution No. 2008-013, which forms the Division;
 - b. Adopted Resolution No. 2008-014, which confirms the annual parcel charge report for Fiscal Year 2008-09;
 - c. Received the annual parcel charge report; and
2. For the final map:
 - a. Approved the final map for filing;
 - b. Accepted on behalf of the public offers of dedication for public road rights of way and public utility easements; and
 - c. Approved and authorized the Chairman to sign an agreement with Donald Lamb guaranteeing workmanship on Lamb Lane accepting security for maintenance in the amount of \$23,800.

(See Resolution Book No. 49)

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Joann Davis, and Labor Consultant Becker and Bell, 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.

10:15 a.m.: The Board of Supervisors recessed to Closed Session.

11:15 a.m.: The Board of Supervisors recessed from Closed Session.

AFTERNOON CALENDAR

1:32 p.m.: The Board of Supervisors reconvened in Open Session with all supervisors, County Administrative Officer Larry Lees, Assistant County Counsel Mike Ralston, Chief Deputy Clerk of the Board Glenda Tracy, and Deputy Clerk of the Board Diane Colson present.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston 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

WOODFILL DEVELOPMENT, INC.
IGO RURAL COMMUNITY CENTER AREA
ZONE AMENDMENT NO. 06-041
TRACT MAP NO. 1955

This was the time set to conduct a public hearing regarding the appeal of Zone Amendment No. 06-041 and Tract Map No. 1955, Woodfill Development, Inc. (Igo Rural Community Center area) by Ursula A. Guderian. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Supervisor Cibula disclosed that he had had a telephone conversation with appellant Ursula Guderian and discussion involved the material that is public record.

Senior Planner Lisa Lozier presented the staff report and recommended denial of the appeal of Zone Amendment No. 06-041 and Tract Map No. 1955, Woodfill Development, Inc. (Igo Rural Community Center area). She stated that the requested zone amendment was for an eight-parcel land division, resulting in parcels with a minimum of five acres each. The Planning Commission approved Tract Map No. 1955 on December 13, 2007, and recommended the Board of Supervisors approve Zone Amendment No. 06-041. The appeal identified issues concerning availability of water. A hydrogeologic analysis performed in March 2007 concluded that project wells would not interfere with neighboring wells. The analysis was accepted since below-normal annual rainfall at the time of the tests would show a worst-case analysis.

In reply to questions by Supervisor Baugh, Environmental Health Division Manager Jim Smith stated that in the past the well logs for the community have been reviewed. Policy will be revised to have testing done in the dry months of August, September, and October.

A March 2007 test showed that there was no affect on another well on the same parcel; therefore, water taken out of the ground on that parcel would not affect anyone on a surrounding parcel.

The public hearing was opened, at which time appellant Ursula Guderian stated that the test results are considered incomplete and unsatisfactory and she is requesting further testing. There is not a sufficient amount of water for personal use of residents in summer to late fall months; therefore, she is requesting testing done in those months. There are also water and septic concerns.

Don Schroeder provided written statements of homeowners in the vicinity asserting their wells produce insufficient water.

Thomas Nihart stated that the General Plan sets guidelines for development and specifies that water supply is a critical factor. He stated that a groundwater study should be done in the driest part of the year.

Emily Hylton opposed the matter at the Planning Commission meeting, and stated the California Environmental Quality Act (CEQA) process was not followed because speakers' concerns were not addressed. She stated enough concerns were presented to warrant an Environmental Impact Report (EIR). She showed some of the pages of the Initial Study for Zone Amendment No. 06-041 and Tract Map No. 1955 where different ratings were suggested in many areas, including mandatory findings of significance.

Thomas Nihart stated that the well logs show a very minimal amount of water. He addressed the granite formations in the area causing poor water access. Mr. Nihart stated the report must be complete with no errors. He described the error of the testing taking place in a wet month, the distinction over which specific well was used for the test, and page 5 was missing from the report. Lawrence & Associates provided a copy of the missing page, which has important information regarding the wells' locations and log numbers.

Bob Hylton provided copies of letters from three families requesting the project be denied.

Emily Hylton stated that the project would have a potentially significant impact on the substantial depletion of groundwater supplies because the water travels through cracked granite.

Dave Woodfill presented a letter from a neighbor stating they have adequate water and have never had any difficulty with their well. His property does not have the granite rock formations, which often cause concern over water availability.

Lawrence & Associates Principal Hydrologist Bonnie Lampley stated research was done on eight lots by reviewing the well logs and conducting a test on a site well on the western part of the site. Tests performed show that the pumping of project wells will not interfere with neighboring wells. Due to the fractured-rock setting, low-yielding wells generally cannot be pumped at a rate high enough and/or for long enough to influence water levels beyond a small radius around the well. There is sufficient recharge on the site for each residence proposed. The depth of wells range from 40 feet to 300 feet. She stated that it is important to do the test in the winter and hydraulic conductivity can be calculated no matter what time of year. In her professional opinion, the drilling of additional wells will not exacerbate the wells of neighboring properties. In this case, the same results would have been obtained if tested in the dry times of the year.

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

In response to questions by Supervisor Kehoe, Director of Resource Management Russ Mull said that because of the fractured rock in Shasta County there are many issues regarding concerns with wells and water delivery, which can vary throughout the year because of the weather. The Building Code requires adequate water; however, determination as to "adequate" water depends on the type of home, number in family, and their needs.

Environmental Health Division Manager Jim Smith stated that when the hydrological report was received, page 5 was missing. The information on that page is repeated throughout the report. He provided a copy of page 5 for the record.

In response to questions from supervisors, Mr. Mull stated that when a person purchases property, they do have the right to drill a well. A property owner must be able to demonstrate that their well can produce water before a building permit can be issued.

A motion was made by Supervisor Cibula to grant the appeal and to not make a determination of a negative mitigated declaration, but refer the matter back to the Planning Commission for them to further address the issue of the adequacy of the water and the impact on the neighborhood to determine the appropriate density. The motion died for lack of a second.

By motion made, and seconded (Kehoe/Hawes), and carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-041, Tract No. 1955, Woodfill Development, Inc., Igo Rural Center area:

1. Adopted Resolution No. 2008-015, which denies the appeal and upholds the Planning Commission's approval of Tract Map No. 1955 as specifically set forth in Planning Commission Resolution No. 2007-148;
2. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the findings as specifically set forth by the Planning Commission Resolution No. 2007-147;
3. Adopted rezoning findings as specifically set forth in Planning Commission Resolution No. 2007-147; and
4. Introduced and waived the reading of an ordinance which approves Zone Amendment No. 06-041.

Supervisor Cibula voted no.

(See Resolution Book No. 49)

3:40 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 22, 2008

REGULAR MEETING

9:02 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Sandra Soley Keep, Unity in Redding.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Russ Wade spoke regarding Governor Schwarzenegger's visit to Redding, the U.S. military, and the federal government.

Sheriff Tom Bosenko recently attended the National Marijuana Initiative Conference in Washington, D.C., at which he spoke regarding Operation Alesia. He also announced a public meeting for the site plan studies for the proposed jail, animal control, juvenile hall, and reentry facilities to be held on January 23 and 24, 2008.

BOARD MATTERS**NOMINATION: JOHN WILSON
PLANNING COMMISSIONER, DISTRICT 2**

At the recommendation of Supervisor Cibula and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors accepted the nomination of John Wilson to fill the District 2 vacancy on the Shasta County Planning Commission. Action on the appointment will take place at the February 5, 2008 Board of Supervisors meeting.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Cibula pulled for discussion the proposed appointments to the Shasta Children and Families First Commission.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign the County Claims List totaling \$320.00 requiring special board action. (Auditor-Controller)

Reappointed Stephen Martin to the Area II Developmental Disabilities Board for a term to December 2009. (Clerk of the Board)

Reappointed Janet Tyrrel and Mana Davis to the Commission on Aging for two-year terms to January 2010. (Clerk of the Board)

Reappointed Steve Foster, Bryan Gartner, and Robert McCullough to the Well Standards Advisory Board for two-year terms to January 2010. (Clerk of the Board)

Adopted Resolution No. 2008-016, which accepts from the State of California rights of way for six Shasta County roads adjacent to State Highways 89 and 299 upon relinquishment by the State, and waives the 90-day notice period. (Public Works)

(See Resolution Book No. 49)

Approved a budget amendment in the amount of \$60,000 transferring funds within the Roads budget to facilitate the purchase of two new snowplows/dump trucks. (Public Works)

For Tract Map No. 1952, Pair (Happy Valley area): For the proposed Aegean Way Permanent Road Division: adopted Resolution No. 2008-017, which forms the Division; adopted Resolution No. 2008-018, which confirms the annual parcel charge report for Fiscal Year 2008-09; and received the annual parcel charge report; and for the final map: approved the final map for filing; accepted on behalf of the public offers of dedication for public road rights of way and public utility easements; and approved and authorized the Chairman to sign an agreement with Michael Pair guaranteeing maintenance of improvements on Aegean Way for one year, and accepted security for maintenance in the amount of \$23,100. (Public Works)

(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

SHASTA CHILDREN AND FAMILIES FIRST COMMISSION

In response to questions by Supervisors Cibula and Kehoe, Chief Deputy Clerk of the Board Glenda Tracy confirmed that Judie Englesby-Smith has retired from the position of Director of Shasta Head Start; however, she continues to serve with Head Start on a state level, which allows her to meet the membership requirements.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors reappointed Dr. Andrew Deckert, Barbara Lapp, Judie Englesby-Smith, Maxine Wayda, and Dr. Jennifer Moranda to the Shasta Children and Families First Commission for one-year terms to January 2009. (Clerk of the Board)

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

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including impact of the fiscal emergency declared by the Governor.

Supervisors reported on issues of countywide interest.

HEALTH AND HUMAN SERVICES**MENTAL HEALTH****AGREEMENT: NORTHERN VALLEY CATHOLIC SOCIAL SERVICE
NON-RESIDENTIAL MENTAL HEALTH WELLNESS AND RECOVERY SERVICES**

Director of Mental Health Dr. Mark Montgomery presented the staff report and recommended approval of the agreement. In response to questions by Supervisors, Dr. Montgomery explained that services will be provided for all Shasta County residents, clients will be referred to private and public mental health providers, and the success of the program will determine if the agreement will be renewed in the future.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Northern Valley Catholic Social Service in an amount not to exceed \$533,318 to provide non-residential mental health wellness and recovery services for the period January 22, 2008 through June 30, 2009.

LAW AND JUSTICE**CHILD SUPPORT SERVICES****CHILD SUPPORT SERVICES FINAL BUDGET
BUDGET AMENDMENT**

At the recommendation of Director of Child Support Services Terri Love, and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved a budget amendment decreasing appropriations in the amount of \$25,565 and reducing revenues in the amount of \$518,806 in the Child Support Services budget unit, offset by \$493,241 in fund balance to reconcile the department's final budget with actual state and federal allocations.

SCHEDULED HEARINGS

PUBLIC WORKS

TRACT MAP NO. 1943
SANTA BARBARA ESTATES PERMANENT ROAD DIVISION
REDDING AREA

This was the time set to conduct a public hearing regarding the formation of the proposed Tract Map No. 1943, Santa Barbara Estates Permanent Road Division and Street Lighting Zone in the north Redding area. Supervising Engineer Al Cathey presented the staff report and recommended approval of the project. 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 formation, and the public hearing was closed.

Mr. Cathey delivered the ballot to the Clerk of the Board for tabulation. The Clerk opened the ballot; the vote was as follows:

FOR:	2
AGAINST:	0
BLANK BALLOTS:	0

By consensus, the Board of Supervisors directed that the matter be continued to a future Board of Supervisors meeting to consider formation of the proposed Santa Barbara Estates Permanent Road Division and Street Lighting Zone.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to discuss the public employee appointment of the County Counsel.

9:53 a.m.: The Board of Supervisors recessed to Closed Session.

10:58 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Karen Jahr, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

REPORT OF CLOSED SESSION ACTIONS

County Administrative Officer Larry Lees reported that the Board of Supervisors met in Closed Session to discuss a public employee appointment, and by consensus, the Board of Supervisors directed the County Administrative Office to proceed in the application process to fill the position of the retiring County Counsel. No other reportable action was taken.

10:59 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 5, 2008

REGULAR MEETING

9:01 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Ron Mellor, Palo Cedro Seventh-Day Adventist Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Parkview Neighborhood Association Chair Elin Klaseen presented a resolution of the Parkview Neighborhood Association, including Parkview, Wyndham, and Cerro Vista neighborhoods, opposing the proposed state re-entry facility within the City of Redding.

C. Doug Laird, Richard Johnson, and George Passidakis spoke in opposition to the proposed state re-entry facility due to the inadequate funding and adverse affects it will have on Shasta County.

Robert Pearce stated the Shasta-Tehama County Watermaster District Steering Committee has failed to provide information to water-rights holders and requested the Watermaster Board be comprised of land owners and water-rights holders.

BOARD MATTERS

FEBRUARY 2008 EMPLOYEE OF THE MONTH
LEGAL SECRETARY EVE KETCHUM
RESOLUTION NO. 2008-019

At the recommendation of Chief Probation Officer Brian Richart, and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-019, which recognizes Legal Secretary Eve Ketchum as Shasta County's February 2008 Employee of the Month.

(See Resolution Book No. 49)

PLAQUE OF RECOGNITION
PROBATION DIVISION DIRECTOR PAUL BURDETT

In recognition of more than 32 years of service to Shasta County, the Board of Supervisors presented Probation Division Director Paul Burdett with a plaque of recognition upon his retirement.

PROCLAMATION: WEAR RED DAY FOR WOMEN

At the recommendation of Mercy Medical Center Marketing Director Carolyn Helfenstein and by motion made, seconded, and unanimously carried, the Board of Supervisors adopted a proclamation which designates February 1, 2008 as Wear Red Day for Women in Shasta County.

CHAIRMAN'S 2008 APPOINTMENTS

By motion made, seconded (Kehoe/Cibula), and unanimously carried, the Board of Supervisors approved the Chairman's appointments, other Board of Supervisors appointments, and liaison assignments for the year 2008, as follows:

Supervisor Kehoe, District 1

County Functional Area - Health and Human Services
 CSAC Committee - Health and Human Services
 Superior California Economic Development District
 Redding Area Bus Authority
 Mental Health Board
 Local Agency Formation Commission (LAFCO)
 Community Action Board
 Northern Rural Training and Employment Consortium Governing Board (NoRTEC), Alternate
 Indian Gaming Local Community Benefit Committee
 Emergency Food and Shelter Program

Supervisor Cibula, District 2

County Functional Area - General Government
 CSAC Committee - Housing, Land Use, and Transportation
 Regional Transportation Planning Agency, Alternate
 Regional Council of Rural Counties
 Northern California Supervisors Association
 Solid Waste Hearing Panel
 California State Association of Counties (CSAC), Alternate
 Airport Land Use Commission (ALUC), Alternate
 Sacramento River Conservation Area Forum, Alternate
 Northern Rural Training and Employment Consortium Governing Board (NoRTEC)
 Redding Area Water Council's Policy Water Resources Master Plan

Northern California Water Association (NCWA)
Turtle Bay Advisory Committee

Supervisor Hawes, District 3

County Functional Area - Land Use
CSAC Committee - Agriculture and Natural Resources
Regional Transportation Planning Agency
Regional Council of Rural Counties, Alternate
Sacramento Valley Basinwide Air Pollution Control Council
California State Association of Counties (CSAC)
Sacramento River Conservation Area Forum
Fire Department Qualifications Review Commission
Indian Gaming Local Community Benefit Committee

Supervisor Hartman, District 4

County Functional Area - Administration of Justice and Veterans Affairs
CSAC Committee - Administration of Justice
Regional Transportation Planning Agency
Northern California Supervisors Association, Alternate
Superior California Economic Development District, Alternate
Redding Area Bus Authority, Alternate
Area Agency on Aging, PSA II Executive Board, Alternate
Shasta County Children and Families First Commission
Local Agency Formation Commission (LAFCO), Alternate
Airport Land Use Commission (ALUC)
Remote Access Network Board

Supervisor Baugh, District 5

County Functional Area - Land Use
CSAC Committee - Government Finance and Operations
Regional Transportation Planning Agency
Area Agency on Aging, PSA II, Executive Board
Sacramento Valley Basinwide Air Pollution Control Council, Alternate
Mental Health Board, Alternate
Local Agency Formation Commission (LAFCO)
Airport Land Use Commission (ALUC)
Indian Gaming Local Community Benefit Committee, Alternate

PLANNING COMMISSION NOMINATION

Supervisor Cibula announced the appointment of a Planning Commissioner has been deferred to the next meeting.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced the appointment to the Shasta Community Services District Board of Directors was pulled at the request of the department.

Supervisor Kehoe pulled for discussion the California Department of Agriculture and the Wright Education Services agreements.

Supervisor Baugh pulled for discussion the agreement with the State of California Environmental Protection Agency.

CONSENT CALENDAR

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Baugh abstained from the ordinance approving Zone Amendment No. 04-016, Burns, as he was not in office when the ordinance was first introduced.):

Approved and authorized the Chairman to sign the County Claims List totaling \$123.07 requiring special board action. (Auditor-Controller)

Approved the minutes of the meetings held on January 15 and 22, 2008, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1974, which approves Zone Amendment No. 04-016, Burns (northeast Redding area), as introduced January 4, 2005. (Clerk of the Board)
(See Zoning Ordinance Book)

Appointed Allen Albaugh to the McArthur Fire Protection District Board of Directors to a two-year term to December 2009. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with the Shasta Family Young Men's Christian Association (YMCA) to pay the County \$61,000 to fund a project manager position to oversee the planning of the Healthy Student Initiative for the period December 15, 2007 through September 30, 2008. (Public Health)

Approved and authorized the Chairman to sign an agreement with Catholic Social Services of Southern Illinois, Diocese of Belleville in an amount not to exceed \$17,008 to provide case management and services for two Juvenile Court dependents currently placed in Illinois for the period August 13, 2007 through April 30, 2008, with one optional one-year renewal. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with Wright Education Services, Thomas R. Wright, L.C.S.W. increasing compensation by \$20,880 (for a new total not to exceed \$75,880) to provide additional violence/anger management training and counseling for minors and retaining the term of July 1, 2007 through June 30, 2008. (Probation)

Released the security guaranteeing maintenance of public improvements in the amount of \$75,000 for Tract Map No. 1874, Palo Cedro Oaks subdivision (Palo Cedro area). (Public Works)

Approved the requested culvert, paving, and bridge projects at an estimated total cost of \$4,380,000 to be funded by Proposition 1B revenue. (Public Works)

Adopted Resolution No. 2008-020, which approves and authorizes the Director of Resource Management to sign and submit an application to the California Integrated Waste Management Board on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake for a Waste Tire Amnesty Event grant for Fiscal Year 2007-08; and approved and authorized the Director of Resource Management to sign all necessary grant-related documents, including the grant agreement and payment requests. (Community Education Section)
(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**AGREEMENT: CALIFORNIA DEPARTMENT OF AGRICULTURE
LIGHT BROWN APPLE MOTH DETECTION PROGRAM REIMBURSEMENT**

In response to a question by Supervisor Kehoe, Agricultural Commissioner/Sealer of Weights and Measures Mary Pfeiffer confirmed no light brown apple moths were found in Shasta County.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with the California Department of Agriculture in the amount of \$6,557.14 to reimburse Shasta County for Light Brown Apple Moth Detection Program work for the period March 1, 2007 through June 30, 2007. (Agricultural Commissioner/Sealer of Weights and Measures)

**AGREEMENT: L. ROSS CLARK, M.D.
PSYCHIATRIC SERVICES**

In response to a question by Supervisor Kehoe, Director of Mental Health Dr. Mark Montgomery stated L. Ross Clark, M.D. will have client contact and will provide training of staff. He anticipates the advanced clinic access system will be implemented in approximately four months.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with L. Ross Clark, M.D. increasing compensation by \$50,000 per fiscal year (for a total not to exceed \$100,000 per fiscal year) to provide additional psychiatric services and extending the original term to June 30, 2009. (Mental Health)

**AGREEMENT: STATE OF CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
ABOVEGROUND PETROLEUM STORAGE ACT IMPLEMENTATION
RESOLUTION NO. 2008-021
BUDGET AMENDMENT**

In response to a question by Supervisor Baugh, Environmental Health Division Manager Jim Smith explained the Aboveground Petroleum Storage Act outlines the correct storage of petroleum containers and spill containment.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-021, which approves and authorizes the Director of Resource Management to sign an agreement and any subsequent amendments with the State of California Environmental Protection Agency to implement the Aboveground Petroleum Storage Act, authorizes program expenditures, and authorizes the Auditor-Controller to pay claims associated with the program; and approved a budget amendment increasing revenues in the amount of \$83,508 in the Environment Health budget to provide 80 percent advance funding for the program. (Environmental Health)

(See Resolution Book No. 49)

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

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including concern over the California State budget deficit, estimated at \$20 billion, which will affect State allocations to counties. All County departments have been asked to supply a mid-year budget status report that will be presented to the Board of Supervisors later this year.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE**AGREEMENTS: VARIOUS COMMUNITY GROUPS****DEED OF GIFT: CALIFORNIA STATE PARKS MUSEUM COLLECTION****GRANT AGREEMENT: SHASTA UNION HIGH SCHOOL DISTRICT****GRANT AGREEMENT: CITY OF REDDING****ANTIQUES, COMPUTERS, SURPLUS FURNITURE**

In response to a question by Supervisor Kehoe, County Administrative Staff Services Analyst Megan Dorney confirmed that the antique furniture will be preserved.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the following documents in accordance with Government Code section 25365: Lease agreements with the Shasta County Public Law Library; Siskiyou County Library; Shasta Historical Society; The Eaton Gift, Inc.; Whitmore Community Library; Youth Violence Prevention Council; Oak Run Community Library; Help, Inc.; and Shasta Cascade Rail Preservation Society, Inc. at no cost to lease various library surplus furniture and equipment from the date of signing through July 31, 2027; a Deed of Gift to the California State Parks Museum Collection transferring ownership of library surplus furniture for use at the Old Shasta Museum; a grant agreement with the Shasta Union High School District for six chairs; and a grant agreement with the City of Redding for several antiques, computers, and other surplus items.

CLERK OF THE BOARD**PINE GROVE MOSQUITO ABATEMENT DISTRICT
BIENNIAL AUDIT**

Chief Deputy Clerk of the Board Glenda Tracy presented the board report and introduced Pine Grove Mosquito Abatement District President Dennis Jacobsen. In response to questions by Supervisor Cibula, Mr. Jacobsen stated the justification of a biennial audit is the anticipated savings of \$200 every two years. In response to questions by Supervisor Kehoe, Mr. Jacobsen confirmed the District's budget for Fiscal Year 2006-2007 was \$75,412.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved the request of the Pine Grove Mosquito Abatement District to replace the annual audit with a biennial audit in accordance with Government Code section 26909(f).

SUPPORT SERVICES - HUMAN RESOURCES**PRACTICES AND PROCEDURES REORGANIZATION**
POLICY RESOLUTION NO. 2008-01

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted Policy Resolution No. 2008-01, which repeals Policy Resolution Nos. 98-1 and 98-5; and adopts a revised policy establishing and clarifying the practices and procedures for reorganizations, reclassifications, and salary and benefit changes.

(See Policy Resolution Book)

PERSONNEL RULES
RESOLUTION NO. 2008-022

Director of Support Services Michelle Schafer presented the board report and recommended approval of the revisions and updates. In response to questions by Supervisor Kehoe, Ms. Schafer and County Counsel Karen Jahr explained County employees have the right to accept outside employment as long as the outside employment does not conflict with Shasta County business or their position with Shasta County.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-022, which repeals Resolution No. 2007-152 and revises and updates the Personnel Rules.

(See Resolution Book No. 49)

HEALTH AND HUMAN SERVICES**MENTAL HEALTH****AGREEMENT: CALIFORNIA DEPARTMENT OF MENTAL HEALTH**
MENTAL HEALTH SERVICES

Director of Mental Health Dr. Mark Montgomery presented the board report and recommended approval of the agreement. In response to questions by Supervisors, Dr. Montgomery explained the reserve requested is for monies allocated to Shasta County and will not affect future grant monies issued. State funding rules currently require documentation of monies paid under the Mental Health Services Act. The reserve will increase annually due to interest generated, and the interest can only be utilized for the same program.

Supervisors discussed the advantages and disadvantages of allowing the CAO to sign amendments of up to 30 percent of the contract total versus having amendments approved by the Board of Supervisors. CAO Lees assured the Board of Supervisors his consideration and review of proposed contract amendments would be prudent.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with the California Department of Mental Health in the amount of \$5,547,085 to implement enhanced mental health services, authorize acquisitions, provide training, and make infrastructure improvements for the period July 1, 2006 through June 30, 2008; directed that contract amendments will be considered by the Board of Supervisors unless the Board of Supervisors at a later date invests the County Administrative Officer with the authority to approve amendments; and directed the Auditor-Controller to establish and maintain a prudent reserve within the Mental Health Services Act budget and direct up to \$569,757 into the reserve following State approval of the agreement and receipt of funds.

AGREEMENT: THOMAS R. SWANSON, M.D.
PSYCHIATRIC SERVICES

At the recommendation of Director of Mental Health Dr. Mark Montgomery and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Thomas R. Swanson, M.D. in an amount not to exceed \$130,000 per year to provide psychiatric services on an extra-help basis from the date of signing through February 4, 2009, with two automatic one-year renewals.

LAW AND JUSTICE

PROBATION

YOUTHFUL OFFENDER BLOCK GRANT
JUVENILE JUSTICE DEVELOPMENT PLAN FOR FISCAL YEAR 2007-08
RESOLUTION NO. 2008-023
MENTAL HEALTH CLINICIAN I/II
SALARY RESOLUTION NO. 1346

Chief Probation Officer Brian Richart presented the board report and recommended approval of the project. In response to questions by Supervisor Kehoe, Mr. Richart explained that a Mental Health Clinician position dedicated to the Probation Department would be preferable in order to avoid staffing conflicts with Mental Health.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors accepted the Youthful Offender Block Grant in the amount of \$90,595 from the California Department of Corrections and Rehabilitation, Corrections Standards Authority division to fund the County's Juvenile Justice Development Plan for Fiscal Year 2007-08; adopted Resolution No. 2008-023, which approves and authorizes the Chief Probation Officer to sign and submit the Plan, Youthful Offender Block Grant application, and related documents; adopted Salary Resolution No. 1346, which adds one Mental Health Clinician I/II in the Probation budget; and approved a budget amendment increasing appropriations and revenue in the amount of \$90,595 in the Probation budget.

(See Resolution Book No. 49)
 (See Salary Resolution Book)

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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. Blue Cross/Blue Shield and Nunnelley v. County of Shasta, pursuant to Government Code section 54956.9(a); and
2. Confer with its counsel to discuss anticipated litigation pursuant to Government Code section 54956.9(c).

10:56 a.m.: The Board of Supervisors recessed to Closed Session.

12:26 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, and Deputy Clerk of the Board Valerie Ibarra present.

REPORT OF CLOSED SESSION ACTIONS

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

12:27 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 19, 2008

REGULAR MEETING

9:02 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Linda Mekelburg

MOMENT OF SILENCE

A moment of silence was observed in remembrance of former District 2 Supervisor Bob Bosworth, who passed away February 13, 2008.

INVOCATION

Invocation was given by Pastor Barry McGee, Cow Creek Community Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

George Passidakis, Cheryl Goldspring, and John Dixon spoke in opposition to the proposed re-entry facility.

Robert Pearce spoke in opposition to Senate Bill 516 (Aanestad), which creates a Shasta-Tehama County Watermaster District, and requested an unbiased watermaster board be comprised of individuals from the State Department of Water Resources.

BOARD MATTERS

**APPOINTMENT: JOHN WILSON
PLANNING COMMISSIONER, DISTRICT 2**

By motion made, seconded (Cibula/Kehoe), and unanimously carried, the Board of Supervisors appointed John Wilson to the Shasta County Planning Commission to fill an unexpired term to January 2009.

ITEMS PULLED FROM CONSENT CALENDAR

Agenda items pulled for discussion were the County claims list; the request to dissolve the Solid Waste Hearing Panel and establish a Solid Waste Independent Hearing Officer, and the amendment to the agreement with Wilkins, Underwood and Johnson; the request to designate the Chief Probation Officer as the County Financial Evaluation Officer for certain responsibilities; the use of tax increment funds from the SHASTEK Redevelopment Project for the Airport Road at Sacramento River Bridge project; the recognition of additional Title III (timber receipts) revenue to fund various pieces of equipment; and various actions regarding the Mental Health Accessible Parking project.

CONSENT CALENDAR

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

Approved a budget transfer in the amount of \$4,000 from the Roads Budget unit to the Information Technology budget unit for the purchase of one computer. (Auditor-Controller)

Approved a budget transfer in the amount of \$3,825 from the Sheriff-Boating Safety budget unit to the Fleet Management budget unit for the necessary equipment for an emergency vehicle. (Auditor-Controller)

Approved the minutes of the meeting held on February 5, 2008, as submitted. (Clerk of the Board)

Reappointed Larry "Skip" Willmore to the Inter-Mountain Fair Board of Directors for a five-year term to January 2013. (Clerk of the Board)

Adopted Salary Resolution No. 1347, which changes the position allocation for the Library Clerk III position from 3/4 time to full time. (Public Law Library)
(See Salary Resolution Book)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

COUNTY CLAIMS LIST

In response to questions by Supervisor Baugh, Auditor-Controller Connie Regnell advised that a repair done by Technical Safety Service on APEX Premeirs for Public Health was performed after the extension period of the contract, yet funds were available. By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the County Claims List totaling \$7,219.08 requiring special board action. (Auditor-Controller)

SOLID WASTE HEARING PANEL
NUISANCE ABATEMENT HEARING OFFICER AGREEMENT

In response to questions by Supervisor Kehoe, Agency Staff Services Analyst Megan Dorney explained that the law firm of Wilkins, Underwood and Johnson provides Nuisance Abatement Hearing Officer legal services to the County. As the County has been unable to maintain a Solid Waste Hearing Panel, it is being proposed that the law firm provide the services as a Solid Waste Hearing Officer. The amendment to the contract to increase compensation by \$5,500 is for legal services as a Nuisance Abatement Hearing Officer.

Supervisor Kehoe expressed his concerns over the County changing from a volunteer hearing panel to acquiring paid legal services for this matter.

Director of Resource Management Russ Mull stated that in 1992, a Solid Waste Hearing Panel was established in accordance with state legislation. The County has never had an issue that requires a hearing before such a panel, and it has been difficult to maintain members to serve on the panel.

In response to questions by Supervisor Kehoe, Mr. Mull stated that the members of the Solid Waste Hearing Panel are required to complete forms and attend trainings.

Ms. Dorney advised that the funds for the Nuisance Abatement Hearing Officer legal fees is available in the budget.

By motion made, seconded (Baugh/Kehoe) and unanimously carried, the Board of Supervisors directed the two items be returned to the Board of Supervisors either separately or with further clarification. (Clerk of the Board)

COUNTY FINANCIAL EVALUATION OFFICER
RESOLUTION NO. 2008-024

In response to questions by Supervisors Kehoe and Baugh, Chief Probation Officer Brian Richart stated that cost recovery is handled by the Shasta County Superior Court collecting the various fees for the Probation Department. The Court determines if fees may be lessened or waived, often with direction from the Probation Department.

By motion made, seconded (Baugh/Kehoe) and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-024, which designates the Chief Probation Officer as the County Financial Evaluation Officer for certain sections of the Welfare and Institutions Code to determine financial responsibility for reimbursable costs of providing care, transportation, and legal assistance to delinquent youth. (Probation)

(See Resolution Book No. 49)

SHASTEC REDEVELOPMENT PROJECT
AIRPORT ROAD AT SACRAMENTO RIVER BRIDGE PROJECT
RESOLUTION NO. 2008-025

In response to questions by Supervisor Kehoe, CAO Larry Lees stated the money for the Shastec Redevelopment Project is in the General Fund.

Public Works Director Pat Minturn stated that the SHASTEC Redevelopment Project extends from Old Oregon Trail to North Street, on Airport Road. There is a critical funding need for the improvements requested.

By motion made, seconded (Baugh/Kehoe) and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-025, which makes the required findings to utilize tax increment funds from the SHASTEK Redevelopment Project for the Airport Road at Sacramento River Bridge project. (Public Works)

(See Resolution Book No. 49)

FEDERAL FOREST RECEIPTS FUNDS
TITLE III PROJECTS

In response to questions by Supervisor Kehoe, Public Works Director Pat Minturn explained that the dive team equipment is to be used by Shasta County Sheriff Boating Safety.

By motion made, seconded (Kehoe/Baugh) and unanimously carried, the Board of Supervisors recognized additional Title III (timber receipts) revenue in the amount of \$310,369; approved the use of \$34,287 from fund balance carryover funds; funded the following projects: Shasta County Sheriff-Emergency Services in the amount of \$121,487 for fire responder radios, Shasta County Probation in the amount of \$20,000 for chipper and work crew equipment, Shasta County Sheriff-Boating Safety in the amount of \$61,711 for dive team equipment, and Shasta County Fire Department in the amount of \$124,000 for a water tender for the Platina Volunteer Fire Company; funded an additional \$17,458 to the Shasta County Fire Department for the water tender; approved the purchase of fixed assets: the chipper and the water tender; and approved a budget amendment increasing appropriations and revenue in an aggregate amount of \$344,656 in the Title III, Probation, Sheriff-OES, Sheriff-Boating Safety, and County Fire budget units. (Public Works)

MENTAL HEALTH ACCESSIBLE PARKING PROJECT

In response to questions by Supervisor Baugh, Public Works Director Pat Minturn stated that the plans and specifications for the Mental Health building on Breslauer Way Accessible Parking project had not been attached to each board report because of the length of the documents. He would do so in the future. The entrance to the building is out of compliance with the Americans with Disabilities Act (ADA) requirements.

By motion made, seconded (Baugh/Kehoe) and unanimously carried, the Board of Supervisors found the Mental Health Accessible Parking project categorically exempt in conformance with the California Environmental Quality Act; approved plans and specifications, and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after April 17, 2008 at 11:00 a.m. (Public Works)

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no report.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

FISCAL YEAR 2007-08 MID-YEAR BUDGET REPORT

Chief Fiscal Officer Bebe Palin presented the staff report, noting County department heads have operated within the parameters of the adopted Fiscal Year 2007-08 Budget. Some

departments will present mid-year revisions in the form of budget amendments. Many have to do with variations that are outside of their control, such as the State budget.

General revenue budget anticipates property tax growth of nine percent; however, sales tax is 9 percent below expectations; and Transient Occupancy Tax is seven percent below last year's levels. The Contingency Reserve may be reduced by approximately \$1 million to \$1.5 million will be taken from the General Fund to offset the cost for the extra elections and the change to paper ballots.

Public Safety departments utilized up to \$1.8 million in reserves from prior healthy years Proposition 172 sales tax receipts. There is a decline in these revenues and all Public Safety departments report making current year revenue reductions of up to eight percent of budgeted Proposition 172 revenue. To stay within the adopted budget, most will return to the Board of Supervisors with specific mid-year budget adjustments as necessary.

CAO Lees stated that other counties are also experiencing excessive downturns. It is anticipated for Shasta County to have jobs at risk. Due to the State budget deficit and delayed payments. Shasta County is over \$4 million short in revenue due to delayed payments from the State.

Ms. Palin stated the Controlled Hiring Process is being used to require departments to identify the secure long-term funding source for positions. No new programs or positions will be approved unless there is a clear revenue source to support it. Contracts with community providers and agencies will be evaluated to see if the services are needed or if they can be provided by County staff. There will be careful consideration made of all requests for fixed assets and computer equipment, approving only what is critical to operations or is fully revenue-supported.

By motion made, seconded (Baugh/Kehoe) and unanimously carried, the Board of Supervisors directed departments to make spending adjustments to stay within approved net County cost contained in the Fiscal Year 2007-08 Budget, as adjusted; and approved the budget principles recommended for the Fiscal Year 2008-09 Proposed Budget.

TREASURER-TAX COLLECTOR

QUARTERLY REPORT OF INVESTMENTS

At the recommendation of Treasurer-Tax Collector-Public Administrator Lori Scott and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors accepted the Quarterly Report of Investments for the quarter ending December 31, 2007.

SCHEDULED HEARINGS

PUBLIC WORKS

TRACT MAP NO. 1996 **CLOVER ROAD PERMANENT ROAD DIVISION** **CHURN CREEK BOTTOM AREA**

This was the time set for a public hearing regarding the formation of the proposed Clover Road Permanent Road Division (Churn Creek Bottom area). Public Works Supervising Engineer Al Cathey presented the staff report and recommended approval of the project. The Affidavit and 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, and the public hearing was closed. Mr. Cathey noted that in accordance with Proposition 218, the property owners must approve the requested parcel change, 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
BLANK BALLOTS:	0

By consensus, the Board of Supervisors continued the matter to a future Board of Supervisors meeting to consider formation of the Permanent Road Division.

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 05-038 DIANNA FLOWERS ANDERSON AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 05-038, Flowers (Anderson area), which would rezone approximately 24.96 acres in the Anderson area from an Unclassified (U) District to a Limited Agricultural (A-1) District and/or other appropriate district, in conjunction with a two-parcel land division. Associate Planner Lisa Lozier 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 (Baugh/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 05-038, Dianna Flowers, Anderson area:

1. Adopted the California Environment Quality Act (CEQA) determination of a mitigated negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2008-009;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-009;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 05-038, as requested.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Snodgrass v. Hicks, Freeman v. Dean, and Mejia v. County of Shasta, pursuant to Government Code section 54956.9(a).

10:42 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.

AFTERNOON CALENDAR

1:40 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, Assistant County Counsel Mike Ralston, Chief Deputy Clerk of the Board Glenda Tracy, and Deputy Clerk of the Board Linda Mekelburg 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. By unanimous vote, the matter of Snodgrass v. Hicks was referred to the law office of Gary Brickwood. No other reportable action was taken.

WORKSHOP

LAW AND JUSTICE/PUBLIC WORKS

SHERIFF

**CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION
PROPOSED REENTRY FACILITY**

Nichols, Melburg & Rosetto representative Mike Lusso discussed studies which have been done showing lack of bed space in the Jail, an undersized Juvenile Hall with major risks, and an undersized Animal Shelter with numerous deficiencies. He described the multiple site options if the County were to relocate the Jail, the Juvenile Hall, and the Animal Shelter, and consider the option of building a reentry facility to reintegrate adult offenders into the community.

Mr. Lusso outlined the Public Safety and Offender Rehabilitation Services Act of 2007 (AB900):

Phase I includes state-funded lease-revenue bond financing up to \$750 million, conditionally available for construction or expansion of County jails in California.

Phase II will include financing up to \$470 million, available if and when at least 4,000 new local jail beds are completed with Phase I funding.

Phase III applies to small counties of population of less than 200,000, such as Shasta County. AB900 provides \$100 million for all 31 small counties and up to \$30 million is available per project. A county may only submit for one project, with up to \$30 million funding. Small counties must provide a minimum of 5 percent cash match and may request waiver of 20 percent in-kind match.

The AB900 bond financing is a competitive selection process with proposals due March 18, 2008. A 1,325 point system will be used to determine those counties whose application will be chosen, with 300 preference points being given to counties opting to locate a reentry facility locally.

If Shasta County elects to submit a proposal for the funds, a resolution must be included with the proposal for funding. The County must also fully staff and operate the facility within ninety days after project completion. For the 300 preference points, the resolution must identify the site location for the reentry facility.

Various sites in Shasta County have been considered for the new facilities. Amounts for construction and operating costs for these proposed facilities at different locations have also been considered.

California Department of Corrections and Rehabilitation (CDCR) representatives discussed to various issues. CDCR Division of Reentry County Liaison Janice Williams clarified certain issues. CDCR Office of Public and Employee Communications Community Outreach Director Kathy Prizmich and CDCR Division of Reentry Parole Administrator Cynthia Florez-DeLyon advised AB900 is designed to reduce recidivism. Currently, when inmates are released, they are provided \$200, less bus ticket costs, to return to their last county of residence. Parolee reentry status has shown that many return to crime. Records indicate that of 2,000 parolees that were returned to Shasta County, 646 were re-paroled. In 2008, 596 inmates released from prison will return to Shasta County. A reentry facility will reduce the risk of re-offending and provide for the needs of the parolees.

CDCR Division of Facilities, Planning, Construction and Management Facility Captain Chris Brown stated that the reentry facility will have a different design and will not look like a state prison. It will allow prisoners to adjust from cell life to apartment style living.

Ms. Prizmich and Ms. Florez-DeLyon stated that this facility will allow the residents to cook, clean, and learn skills that will introduce them into the community. The State is committed to pay for services in the last twelve months of individuals' incarceration. This will also allow them to reconnect with their families, prepare them to return to the community, and reduce the recidivism rate. There will be security, and the facility will be staffed by CDCR. A new goal will be to begin this type of training in the prisons from initial entry.

In response to questions by Supervisors, Ms. Prizmich stated that funds are available through AB900 and the State will continue to fund the program. She assured that the facility would not be changed to any other type of facility. AB900 confirms that only inmates from Shasta County would be sent to a reentry facility in this county. Low-risk, medium-risk, and high-risk offenders are all returning to Shasta County when released. AB900 funds will also be used to create additional bed space in prison.

3:10 p.m.: The Board of Supervisors recessed.

3:16 p.m.: The Board of Supervisors reconvened.

Sheriff Tom Bosenko stated that reentry facilities in other states have proven to reduce recidivism. An objective of the CDCR reentry system is to address overcrowding and to prepare a person who is being released onto parole to return to the originating community. There are currently approximately 1,300 parolees in Shasta County, with a shortage of parole officers and limited funding.

He spoke of the points in the proposed evaluation factors for application for a grant. The agreement does not agree to the construction of the reentry facility, only to consider its construction. As there are unanswered questions and many concerns, Sheriff Bosenko stated he does not support a secured reentry facility in Shasta County.

In response to questions by Supervisor Cibula, Sheriff Bosenko did not believe the AB900 funding will be sufficient to provide jail facilities.

The following individuals spoke in Public Comment time:

Dee Halls presented signatures from Friendly Hills Homeowners Association and Doug Laird presented signatures from southwest Redding area residents opposing a reentry facility in Shasta County.

Bob Weber, Dan Freitig, Steve Courtney, Pamela Hill, John Williams, Jerry Benito, Linda Solinick, Larissa Clements, Joe Weidenfeld, John Dixon, and Elin Klaseen spoke in opposition to a reentry facility in Shasta County.

Orlie Beer advised that he has been a volunteer chaplain in the Shasta County Jail and High Desert State Prison since 1999. He expressed doubts about the reentry facility; however, inmates need attention.

Bill Price and Victor Ogrey supported the reentry facility due to the need to start a program for rehabilitation.

Supervisor Kehoe moved that the County oppose inclusion of a State reentry facility in Shasta County's AB900 Jail grant application. Supervisor Hawes seconded the motion. Supervisor Kehoe requested a recess to pose a question to County Counsel.

4:19 p.m.: The Board of Supervisors recessed.

4:20 p.m.: The Board of Supervisors reconvened.

By unanimous vote, the Board of Supervisors opposed inclusion of a State reentry facility in Shasta County's AB900 Jail grant application.

4:21 p.m.: The Board of Supervisors recessed.

4:30 p.m.: The Board of Supervisors reconvened with Supervisors Hartman, Hawes, Baugh, and Kehoe present.

PUBLIC WORKS

PREFERRED BUILDING SITES

JAIL, JUVENILE HALL, ANIMAL CONTROL, FLEET MANAGEMENT,

FACILITIES MANAGEMENT, HHSA EXPANSION

OTHER COMPLEXES

Public Works Director Pat Minturn presented Master Plan Alternative #5C, proposing the preferred building sites for future facilities of the Jail, Juvenile Hall, Animal Control, Fleet Management, Facilities Management, Health and Human Services Agencies (HHSA) expansion areas, and other complexes.

He explained that the location of a proposed new jail would be adjacent to the existing facility, as it is easier to expand an existing facility and to staff it. If the jail is relocated to that vicinity, it is suggested that Fleet Management be relocated to the Sheriff's Honor Farm. It is proposed the HHSA have facilities in the northeast corner of the Breslauer Way facility. Facilities Management could be moved to the north end of the property.

4:36 p.m.: Supervisor Cibula returned.

The County Public Works shop would be placed at the south end of the Breslauer Way property, and the County Honor Farm would be at the southwest section of the property. The riverfront property would be left open. Portions of Juvenile Hall would be demolished, with some parts being retained. Animal Control would move to Clear Creek Road.

In response to questions by Supervisor Cibula, Mr. Lees said he would recommend that the Board of Supervisors select either the Breslauer site or the Clear Creek Road site for a potential Animal Control Shelter. The locations for the other facilities are still under consideration.

In response to questions by Supervisor Baugh, Mr. Minturn said the Jail would be a four- or five-level facility, approximately 60,000 square feet, possibly with secured parking on the ground floor. It would be an expansion of the existing jail. Facilities Management could be relocated immediately to a prefabricated metal building, with office space and maintenance bays. He emphasized the importance of the Juvenile Hall location for the safety of the young people residing there. Mr. Lees added that the proximity of the Juvenile Hall to a court room is important regarding the transport of the youth.

In response to questions by Supervisor Kehoe, Mr. Minturn stated that a potential site for a proposed court house is on Placer and Court Streets (Placer/Court), as is being discussed for the Jail, causing a potential conflict.

Bill Gregory of the Shasta County Cattleman's Association and a member of the Animal Control Blue Ribbon Citizens Committee opposed putting the animal shelter facility at the Clear Creek Road site due to the cost to bring sewage lines to the site. He favors locating the shelter on Breslauer due to accessibility.

Kris Bertelson-Williams and Another Chance Animal Welfare League representative Sandy Shelby supported the location at Eastside Road and Radio Lane due to better community access.

Morgan Hannaford opposed the Clear Creek Road site due to the cost to develop the land before construction may begin.

Jill Dinsmore stated that she represents the Board-appointed Animal Control Blue Ribbon Citizens Committee and stated that the Breslauer location would be a good location. The facility should be readily accessible, clean, and inviting. These factors encourage active participation of volunteers. A green facility could be constructed, which would lower the operating costs.

Suzanne Kane, a member of the Animal Control Blue Ribbon Citizens Committee, stated that the animal shelter should be near the Juvenile Hall to allow the youth to be involved.

Sheriff Bosenko stated that having the Jail at Placer/Court is the most logical and cost-effective location at this time. There are two other locations for the State courts to build upon. Homeowners have opposed the Jail being located on Breslauer Way. There is also a potential danger of a railroad derailment at the Breslauer site. If built at the Placer/Court site, the jail would continue to be near the current Courthouse location, the District Attorney's office, the Public Defender's office, and the Sheriff's office; and medical emergencies may be handled in a timely manner for inmates. He recommended the Placer/Court site for the jail facility as there would be cost savings on staff time and necessary travel. Both sites discussed for the animal shelter would be adequate for now and in the future.

By motion made, and seconded (Kehoe/Cibula) and unanimously carried, the Board of Supervisors approved the potential building site using Master Plan Option #5C, with Placer/Court for the Jail, with an option of keeping the Clear Creek and Breslauer sites open for further consideration.

SHERIFF/PROBATIONGRANT APPLICATION: JAIL CONSTRUCTIONGRANT APPLICATION: JUVENILE HALL CONSTRUCTIONRESOLUTION NO. 2008-026

Sheriff Tom Bosenko stated that funding has recently become available through AB900 to fund local county jails and through SB81 to fund juvenile halls. He and the Chief Probation Officer recommend the Board of Supervisors pursue the State funds for construction of a new County Jail and Juvenile Hall. He requested direction in the construction of a new animal shelter.

The Board of Supervisors approved General Fund designations on March 13, 2007 for \$1 million each for the Jail, Juvenile Hall, and roof refurbishment of various facilities throughout the County, \$3 million for the Animal Shelter, \$4 million for the Old Library Remodel, and \$100,000 for the Breslauer Master Plan. The Board of Supervisors contracted with Nichols, Melburg & Rossetto to prepare a facilities master plan.

The Board of Supervisors has selected a preferred layout of Option 5C, with an option toward keeping the Clear Creek and Breslauer sites open for further consideration.

AB900 funding allows counties to project needed bed space to 2011. Shasta County projects a need of an additional 221 Jail beds by 2011. If the County is awarded the funds needed through the AB900 grant, after the bonds are paid off, the ownership of the Jail will revert to the County.

Phase I funding will allow counties of similar size to compete for up to \$30 million per project. The AB900 grant fund requires counties to submit an application for Phase I in order to be considered for Phase II funding. Corrections Standards Authority (CSA) will execute up to seven agreements. AB900 grants will fund 75 to 95 percent of eligible costs.

The project delivery and construction agreement will set the construction funding and timeline. The County leases the site to the State during construction, and the County is given the right of entry during construction of the jail. The control of the jail site is transferred from CDCR to the State Public Works Board (SPWB) to facilitate bond financing by way of a site lease. A facility lease agreement allows CDCR to lease the jail from SPWB in exchange for lease payments. This revenue secures the lease-revenue bonds and lease payments, which are dependent upon annual state general fund allocations. In the event of a breach, SPWB may evict CDCR and re-let the jail facility. The facilities sublease agreement is between CDCR and the County, allowing the County to operate the Jail. In the event of a breach, CDCR may re-let the Jail.

All applicable agreements must be executed before SPWB will obtain the lease-revenue funding, on a project-by-project basis. New jails must be fully staffed and operating within 90 days of completion of construction. Once the lease-revenue bonds are paid off, the jail will become County property.

It is estimated that the Jail facility will take approximately four to five years to construct. The total estimated cost for the project is \$32.3 million. County construction costs is estimated to be \$4 to \$10 million for a 221-bed facility located next to the current Jail, which includes the relocation of the County Fleet Management service station. The County can apply for a hardship waiver of the in-kind match of approximately \$6 million.

Estimated costs include salaries at approximately \$3.1 million; services and supplies at \$2.4 million; and A-87 costs of \$500,000, for an approximate total of \$6 million. There will be additional costs if built at another site, including power, sewage, and other necessary needs.

Sheriff Bosenko said the Shasta County Animal Control Shelter is approximately 55 years old, in a dilapidated condition, and there are health and safety concerns for the animals and staff. Needs assessment studies done in 2004 and 2007 recommended replacement of the facility.

Animal Control Program Manager Mayra Morris spoke of the antiquated condition of the animal control facility. She said the current shelter is too small and below standards, and the location is important for volunteerism.

In response to questions by Supervisor Cibula, Mr. Lees stated that because the County does not have the financial capabilities to do all the proposed projects, direction is being sought of the Board of Supervisors to prioritize which project, if any, should be approved and whether the County should proceed with the AB900 funding.

Chief Probation Officer Brian Richart stated that the Juvenile Hall facility has sections that are over 55 years old. The space available is less than one-half the need. Staff works in an unsafe and insufficient environment while attending at-risk youth. He asked the Board of Supervisors to direct the Probation Department to proceed with an application for grant funds to be used for the replacement of the Juvenile Hall. SB81 authorizes the funding of \$100 million statewide for the construction of additional bed capacity.

Priorities for a site to be selected include proximity to the Juvenile Court, the highest and best use of County property, avoidance of a phased construction project, avoidance of the construction of a multi-story facility for safety and security, and the possibility of sufficient space for outdoor recreation for the youth, with allowance for possible future expansion.

In response to questions by Supervisor Baugh, Sheriff Bosenko said County Counsel assured that the County is protected in the agreement, and even if the County submits an application for the grant, the County would be provided an opportunity to withdraw from the process.

In response to questions by Supervisor Baugh, Sheriff Bosenko said that there is a possibility that volunteers could be utilized at the Animal Control Shelter.

Sheriff Bosenko reiterated that the estimated cost to operate the new jail facility is approximately \$6 million. The Sheriff's Office budget is currently approximately \$40 million. If the expense for that staff was to be paid out of the current budget, it would eliminate patrol officers and detectives being available to investigate crime.

Potential funding sources for ongoing staffing and operational costs for a new 221-bed Jail would be to reduce the General Fund support for the public safety departments, which would severely impact the services provided. Additional potential funding sources would be to reduce General Fund support across the board to all departments; and to request funding assistance from the Cities of Redding, Anderson, and Shasta Lake, as a majority of the persons booked into the jail are city residents. Mr. Lees advised that he has met with the three city managers, informing them that this is a recommendation that would be included in today's staff report as at least 70 percent of individuals that occupy County Jail space come from the City of Redding.

Another option would be a County-wide tax. A tax for a specific item, such as jail staffing, requires a 2/3 majority vote. Mr. Bosenko added that other options for funding sources would be a Mello-Roos tax or the establishment of a special district.

In response to questions by Supervisor Kehoe, Mr. Lees stated that any augmentation for the costs of operating the Jail must come out of the General Fund budget. The current General Fund budget that is distributed to departments is approximately \$40 to \$45 million, of which approximately \$15 million is distributed to the Sheriff's budgets.

Morgan Hannaford asked the Board of Supervisors to consider building an environmentally friendly building for the animal shelter; the eligibility for funding, grants, and

rebates is enhanced by building a "green" building. Construction costs are offset by reduced operational costs.

Bill Gregory stated that he had visited an animal control facility in Eureka and there were volunteers working there.

Sheriff Bosenko stated that he highly recommends that the County apply for the grant for possible funding.

In response to questions by Supervisor Baugh, Sheriff Bosenko stated that he would prioritize the needs as a new Jail, then Juvenile Hall, and then Animal Shelter.

Supervisor Kehoe expressed his concerns over the financial capacity of Shasta County to pay the operational costs of the jail facility. He is willing to chair an exploratory committee to consider imposing a sales tax increase in Shasta County. He is inclined to pursue Phase II rather than Phase I funding. Also, a lawsuit has been filed in the Third Circuit Court of Appeals to stay the implementation of AB900, as it is alleged to violate certain civil rights standards under Article 16 of the State Constitution.

Supervisor Hawes said he is interested in proceeding with the needed animal control facility. He asked the value of the riverfront property owned by the County. Mr. Lees said the five-acre property on the river is worth approximately \$700,000 an acre. The City of Redding was interested at one time in turning that site into a park. Supervisor Cibula stated he would strongly disagree with selling the parcel on the river.

Sheriff Bosenko reminded the Board of Supervisors that the deadline to submit the grant application is March 18, 2008.

Nichols, Melburg & Rosetto representative Mike Lusso stated that due to the limited time frame, the County should apply for the grant for Phase I; should it be determined later the County is unable to fully and safely staff and operate the facility within 90 days after project completion, the County may withdraw the application or not accept the check when offered. The building will not be completed for four or five years.

Supervisor Baugh stated that the County needs to apply for Phase I.

In response to questions by Chairman Hartman, Mr. Lees stated that County Counsel has advised that the application is not a binding agreement to go forward with the total funding.

Supervisor Baugh moved that the Board of Supervisors direct staff to submit a grant application to the California Department of Corrections and Rehabilitation for Jail construction; to adopt a resolution which indicates the County's intent to construct and staff a new Jail, and to form an exploratory committee to determine other financing options. Supervisor Hawes seconded the motion.

Under discussion, Supervisor Kehoe stated he cannot support the action because of the County's financial ambiguities, as pointed out in the mid-year budget, and the State of California's financial difficulties, which make this a highly risky situation.

In response to questions by Supervisor Cibula, Mr. Lusso reiterated that the grant application must be filed by March 18, 2008; proposals will be reviewed April 1-22, 2008; the recommendations package is finalized April 25-29, 2008; the recommendations are mailed to CSA the end of April; and briefings for counties who have received notice of conditional award will be conducted in June 2008.

Senior Analyst Julie Hope advised that there are seven agreements that will need to be entered into if the County is conditionally awarded the grant. The first one is the construction and project delivery agreement which will be used by the State Public Works Board to obtain financing. There is little opportunity to withdraw at that point; however, there are another six

agreements that need negotiation. If the County cannot negotiate any of the remaining agreements, there is a potential to withdraw from the process.

Sheriff Bosenko stated that if the County applies for the grant and is approved, the County has opportunity at that point to withdraw.

Mr. Lees clarified that the County only has enough capital funds for one of the projects; approving one project will mean declining to offer County funding for the other two.

Supervisor Cibula moved to amend the current motion that this matter be continued one week for additional information to be provided.

Supervisor Baugh withdrew his motion; Supervisor Hawes withdrew his second.

Supervisor Baugh seconded the motion to continue the matter over one week.

Supervisor Kehoe recognized that Sheriff Bosenko and Mr. Lusso had stated that time is of the essence. Sheriff Bosenko stated that the matter would be difficult to put over one week since the deadline to submit an agenda item had passed. Mr. Lees stated there is a possibility that the board report be accepted late; however, he needed clarification as to what type of additional information is sought.

In response to Supervisor Cibula's direction, Mr. Lees clarified that the additional board report would need to identify the potential costs, the ranges of each, and the total amount of capital available.

In response to questions by Supervisor Kehoe, Sheriff Bosenko and Mr. Lusso added that a one-week delay would cause difficulty for the Sheriff's Office to have enough time to submit the application.

In response to questions by Supervisor Baugh, Mr. Lees stated his office could return to the Board of Supervisors in one week, advising that there is \$9 million in capital. The potential costs are \$4 to \$10 million for the Jail, \$4 to \$10 million for the Juvenile Hall, and \$8 million for the Animal Shelter.

Supervisor Baugh withdrew his second to the motion to put the matter over one week. The motion died for a lack of a second.

By motion made, and seconded (Baugh/Hawes) and carried, the Board of Supervisors directed staff to submit a grant application to the California Department of Corrections and Rehabilitation for Jail construction; adopted Resolution No. 2008-026, which indicates the County's intent to construct and staff a new Jail; and formed an exploratory committee to determine other financing options. Supervisor Kehoe voted no.

(See Resolution Book No. 48)

ADJOURNMENT

Supervisor Baugh moved that the Board of Supervisors adjourn. Supervisor Hawes seconded the motion.

At the request of Supervisor Kehoe, Chairman Hartman requested Chief Probation Officer Brian Richart to comment regarding the priority of a grant application for new Juvenile Hall construction.

Mr. Richart confirmed that the issue regarding direction for possible construction of the Juvenile Hall was not as time sensitive as that of the Jail. He stated that he supports the application for the Jail, and he understands if the end result is that the Juvenile Hall has to be delayed. Construction of a new Juvenile Hall will make a difference in lives of young people. The application for Juvenile Hall will be due by August 2008.

The Board of Supervisors voted unanimously to adjourn the meeting.

7:35 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 26, 2008

REGULAR MEETING

9:03 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Robert Brown, First Baptist Church of Redding.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

In honor of the birthday of George Washington, Dorothy Robbins read an excerpt of his writing written after the Revolutionary War.

Treasurer-Tax Collector Lori Scott announced 14 properties were sold at the 2008 Tax Auction, which took place on February 21, 2008, collecting \$1,309,371.

BOARD MATTERS

PROCLAMATION: WEIGHTS AND MEASURES WEEK

At the recommendation of Agricultural Commissioner Mary Pfeiffer, and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates March 1-7, 2008 as Weights and Measures Week in Shasta County.

PROCLAMATION: PEACE CORPS WEEK

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates February 25-March 3, 2008 as Peace Corps Week in Shasta County. Peace Corps volunteers Marilyn and Terry Thomas accepted the proclamation and encouraged older persons to volunteer.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the proposed amendment to the Shasta County Conflict of Interest Code.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign the County Claims List totaling \$3,705, requiring special board action. (Auditor-Controller)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**SHASTA COUNTY CONFLICT OF INTEREST CODE
RESOLUTION NO. 2008-027**

In response to a question by Supervisor Kehoe, Senior Deputy County Counsel John Loomis explained that the difference between a "consultant" and a "contractor" is that a consultant is hired to provide advice to a governing body as to a particular direction to take, and a contractor is hired to perform a particular task.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-027, which amends "Exhibit 'A' Designated Positions" and "Exhibit 'B' Disclosure Categories" 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. 49)

9:29 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

WATER AGENCY

**AGREEMENT: ANDERSON-COTTONWOOD IRRIGATION DISTRICT
REIMBURSEMENT OF COSTS
RESOLUTION OF INTENT
KESWICK/JONES VALLEY WATER TRANSFER**

In response to questions by Supervisors Cibula and Hawes, Public Works Director Pat Minturn explained the County Service Area (CSA) No. 25-Keswick Water price per acre foot of \$10 is substantially less expensive than that of the Anderson-Cottonwood Irrigation District (ACID). He confirmed the CSA No. 6-Jones Valley Water Board of Directors was not notified.

Elk Trail Water Association President Paul Stout encouraged the Board of Supervisors to approve the proposed transfer.

Peter Scales spoke in opposition to the water transfer from Keswick and in support of a water transfer from ACID.

CSA No. 6-Jones Valley Water Board Member Corwin Myers requested the matter be continued to allow Public Works staff to present the project at the next Jones Valley Water Board of Directors meeting.

By consensus, the Board of Supervisors continued this matter to a later meeting to allow Public Works to notify the CSA No. 6-Jones Valley Water Board of Directors of the proposed water transfer.

10:16 a.m.: The Shasta County Water Agency adjourned, the Board of Supervisors reconvened.

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: BLOOD-BORNE DISEASE PREVENTION PILOT PROJECT

Public Health Officer Andrew Deckert discussed the negative impact to Shasta County of contaminated needles, effects to the community, and the cost of medical treatment. He also outlined the success of the implemented syringe exchange program, media campaign, and substance abuse counseling.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including his meeting with Senator Barbara Boxer's Deputy Director Stacy Smith regarding financing options for a new jail.

Supervisor Kehoe recently attended the Redding Area Bus Authority Board of Directors meeting.

Supervisors reported on issues of countywide interest.

AGRICULTURAL COMMISSIONER

SHASTA COUNTY CODE DECLARATION OF PUBLIC NUISANCE

At the recommendation of Deputy Agricultural Commissioner Paul Kjos and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which amends Shasta County Code Section 8.28.010, *Declaration of public nuisance*.

HEALTH AND HUMAN SERVICES

MENTAL HEALTH

AGREEMENT: VICTOR COMMUNITY SUPPORT SERVICES, INC. MEDI-CAL ELIGIBLE YOUTH MENTAL HEALTH SERVICES

At the recommendation of Director of Mental Health Dr. Mark Montgomery and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with Victor Community Support Services, Inc. increasing compensation by \$140,000 (for a new total of \$1,568,862) to provide additional mental health services to Medi-Cal eligible youth and retaining the term of July 1, 2005 through June 30, 2008.

LAW AND JUSTICE

SHERIFF

SEXUAL ASSAULT FELONY ENFORCEMENT TEAM GRANT FISCAL YEAR 2006-07 SAFE GRANT BUDGET AMENDMENT

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to accept and the Sheriff to administer the Sexual Assault Felony Enforcement Team (SAFE) Grant in the amount of \$689,700 for Fiscal Year 2007-08; approved a budget amendment in the amount of \$524,007 increasing appropriations and revenues, reappropriating the carryover Fiscal Year 2006-07 SAFE grant award; authorized the Purchasing Division to obtain quotes, issue formal bids, and make purchases in accordance with Administrative Policy 6-101; authorized the Auditor-Controller to pay claims for expenses related to the grant, including funds which may be reappropriated in subsequent fiscal years; and authorized the Auditor-Controller to transfer to participating non-County agencies those fixed assets and other equipment purchased with grant funds on their behalf.

10:16 a.m.: The Board of Supervisors recessed and convened as the In-Home Supportive Services Public Authority Governing Board.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD

**COMPREHENSIVE MEMORANDUM OF UNDERSTANDING:
CALIFORNIA UNITED HOMECARE WORKERS UNION
IHSS PUBLIC AUTHORITY RESOLUTION NO. 2008-01**

At the recommendation of In-Home Supportive Services (IHSS) Public Authority Program Manager Ken Field and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the IHSS Public Authority Governing Board adopted IHSS Public Authority Resolution No. 2008-01, which approves a comprehensive memorandum of understanding with the California United Homecare Workers Union effective the first of the month following the date of receipt of State approval by the IHSS Public Authority through June 30, 2011.

(See In-Home Supportive Services Public Authority Resolution Book)

11:24 a.m.: The Shasta County In-Home Supportive Services Public Authority Governing Board adjourned, and the Board of Supervisors reconvened.

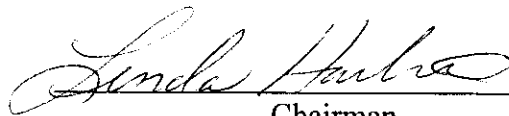
HEALTH AND HUMAN SERVICES

IHSS PUBLIC AUTHORITY

RATE MODIFICATION APPLICATION

At the recommendation of IHSS Public Authority Program Manager Ken Field and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved the In-Home Supportive Services (IHSS) Public Authority Rate Modification Application, which increases the hourly wage by \$0.40 and increases the expected hourly payroll taxes by \$0.06 to \$1.01, for submission to the California Department of Social Services.

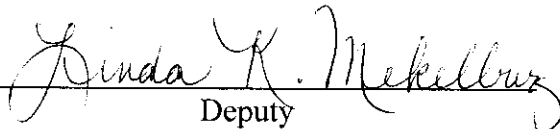
11:27 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 4, 2008

REGULAR MEETING

9:01 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Father Nicholas Brown.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Janet Tyrell stated the League of Women Voters will celebrate Observe Women's History Month by showing a film entitled "Iron Jaws Angels" on Sunday, March 9, 2008 at the McLaughlin Auditorium.

Russ Wade told of a book entitled *Plan B: Rescuing a Planet under Stress & a Civilization in Trouble*, written by Lester Brown. It references the release of carbon dioxide into the atmosphere faster than nature can absorb it, creating a greenhouse effect.

Glenn Dye advised of his concerns over the decommissioning of the Kilarc-Cow Creek Hydroelectric Project. He told of the removal of dams and the loss of water supply in other areas. He was directed to speak with Supervisor Hawes and CAO Larry Lees.

BOARD MATTERS

MARCH 2008 EMPLOYEE OF THE MONTH
INTERDEPARTMENTAL SYSTEMS COORDINATOR CATHY ALLEN
RESOLUTION NO. 2008-028

At the recommendation of Treasurer-Tax Collector Lori Scott and by motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-028, which recognizes Interdepartmental Systems Coordinator Cathy Allen as Shasta County’s March 2008 Employee of the Month.

(See Resolution Book No. 49)

PROCLAMATION: MARCH TO END HUNGER MONTH

At the recommendation of Director of Public Health Donnell Ewert and Public Health Nutritionist Dianne Esplin and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates March 2008 as March to End Hunger Month in Shasta County. Good News Rescue Mission Pastor Dave Honey advised that the food drive aids the various food pantries in Shasta County.

CONSENT CALENDAR

By motion made, seconded (Hawes/Baugh), 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 the County Claims List totaling \$1,307.66 requiring special board action. (Auditor-Controller)

Introduced and waived the reading of an ordinance which approves Zone Amendment No. 05-038, Flowers (Anderson area), as heard February 19, 2008. (Clerk of the Board)

Approved the appointment of David Alexander at Step ‘D’ of the Therapist Supervisor classification. (Public Health-CCS Program)

Approved and authorized the Chairman to sign an amendment to the Intoxicated Driver Intensive Supervision Program Memorandum of Understanding (MOU) with the Superior Court of California, County of Shasta (Court) with no additional compensation to add three administrative provisions to comply with the terms in the master agreement between the California Office of Traffic Safety and the Court and to extend the term by one month to August 31, 2009; and approved and authorized the County Administrative Officer to sign any subsequent MOU amendments, reports, or related documents. (Public Defender/Probation/Mental Health Alcohol and Drug Programs)

Awarded to the low bidder, Steve Gheen Builders, on a lump-sum basis, the contract for construction on the Clair Engle Park Band Shell project in the amount of \$67,949. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

**PRESENTATION: PACIFIC GAS & ELECTRIC
SURRENDER APPLICATION FOR KILARC COW CREEK HYDROELECTRIC PROJECT**

Pacific Gas & Electric (PG&E) Sr. Government Relations Consultant Janet Walther stated that PG&E has operated the Kilarc-Cow Creek Hydroelectric Project under license from the Federal Energy Regulatory Commission (FERC). PG&E decided not to re-license the facility based on project economics, new licensing conditions, and environmental benefits of decommissioning. When an existing licensee decides not to re-license a project, FERC regulations provide an opportunity for other entities to apply for the project license. After public noticing, no license applications were filed by FERC by the December 2006 deadline. PG&E is prohibited by the Federal Power Act to obtain a new license to operate the project, and is required by FERC to file a Surrender Application by March 2009. PG&E held several public meetings and conducted a site visit.

When PG&E completes the decommissioning work and FERC's order becomes final, other entities can file Notices of Intent for proposed projects at the site. Entities interested in the facilities must develop and submit a preliminary plan with PG&E's Surrender Application in March 2009. PG&E anticipates decommissioning will be completed by 2013.

In response to questions by Supervisor Hawes, Ms. Walther advised that the facility is now only available as a recreational facility. The facility would require less water for recreational use than as the hydroelectric project.

Supervisor Kehoe asked Mr. Lees to find out the impact on the County tax receipts from the Kilarc-Cow Creek facility decommissioning. Ms. Walther stated that she would obtain the PG&E information regarding the impact.

**PRESENTATION: REGIONAL TRANSPORTATION PLANNING AGENCY
SHASTA FORWARD>>**

Regional Transportation Planning Agency (RTPA) Executive Director Dan Little stated that Shasta FORWARD>> is a community-based regional growth visioning process designed to engage the public.

Senior Planner Dan Wayne advised that Shasta FORWARD>> utilizes grant funds obtained from the State. Information is presented to community members via the internet, television, and exhibits. Shasta FORWARD>> encompasses all of Shasta County and its three incorporated cities. It will allow members to provide input into the process of future plans

Citizens for Smart Growth Co-Founder Ron Reese, Shasta College President Gary Lewis, and Director of Public Health Donnell Ewert spoke in support of Shasta FORWARD>>.

In response to questions by Supervisor Kehoe, Mr. Little stated the amount of the first grant was \$345,000, and approval was received recently for new grants for \$375,000 and \$140,000.

10:35 a.m.: The Board of Supervisors recessed.

10:42 a.m.: The Board of Supervisors reconvened.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no report.

Supervisor Kehoe recently attended a Youth Violence Prevention Council meeting.

Supervisor Baugh recently attended Regional Transportation Planning Agency (RTPA) and Area Agency on Aging, PSA II meetings.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

**APPOINTMENT: FUNDING OPTIONS CITIZENS COMMITTEE
CO-CHAIRS SUPERVISOR KEHOE AND CHAIRMAN HARTMAN**

At the recommendation of CAO Lees and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors appointed Supervisor Kehoe and Chairman Hartman to co-chair and established membership for the Funding Options Citizens Committee to consider funding options for the new jail.

**MID-YEAR BUDGET ADJUSTMENTS
VARIOUS BUDGET AMENDMENTS**

County Administrative Office Chief Fiscal Officer Bebe Palin presented the staff report, explaining that the changes were necessary due to unanticipated expenses.

Ms. Palin explained that due to the high cost for gasoline, the Internal Revenue Service has increased the mileage reimbursement amount. In response to questions by Supervisor Baugh, CAO Lees advised that Grand Jury members are selected randomly, and this year, several are from rural areas, causing extensive travel to and from meetings. There has been discussion to consolidate the committee meetings to avoid travel.

In response to questions by Supervisor Kehoe, Bebe Palin stated that US Bank has established a routine policy that the reserve account requirement will be increased each time it is recalculated. CAO Lees said that the issue of the change in interest rate was investigated and because it is on the reserve portion of the extended bond, there is some flexibility. He said additional research will be done to determine if another plan will better suit the County's needs.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors increased appropriations and revenue in the Trial Courts budget in the amount of \$33,397 for the interest payment on the Courthouse Renovation Bond, offset by the Courthouse Construction Trust Fund; transferred \$250,000 in appropriations for contingency to services and supplies in the Conflict Public Defender budget; increased appropriations in the Grand Jury budget in the amount of \$15,000 for Grand Jury mileage; increased appropriations and revenue in the Library budget in the amount of \$69,683 to recognize Public Library Fund revenue and increasing the compensation to the City of Redding in accordance with the Shasta Public Library Agreement; increased Other Charges in the Debt Services budget in the amount of \$33,397, offset by an increase in Cost Applied to record interest expense on the Courthouse Improvement Bond; and decreased appropriations in the Contingency Reserve in the amount of \$15,000.

COUNTY COUNSEL

ADMINISTRATIVE POLICY MANUAL AMENDMENTS
POLICY RESOLUTION NO. 2008-02

County Counsel Karen Jahr presented the staff report and explained that the changes in the wording of 23 policies are to more accurately reflect the County's workings, four policies are renumbered, and one policy is to be repealed as the text is being moved to another policy.

In response to a question by Supervisor Kehoe, Ms. Jahr stated that when County computers and other fixed assets are surplussed by the County, all County employees are restricted from purchasing these items.

Following discussion and by consensus, the Board of Supervisors directed that the proposed changes to Administrative Policy 1-118 *Proclamations and Certificates of Appreciation or Accommodation* be amended to have the forms included on pages 3 and 4 to read "You should e-mail your proposed proclamation or certificate to the Clerk of the Board." This replaces the word "must."

Following discussion and by consensus, the Board of Supervisors directed that the proposed changes to Administrative Policy 7-125 *Employee Orientation Policy*, page 1 be amended to read "Under extenuating circumstances, a department head may request that a new employee be scheduled beyond 30 days; however, appointments must be scheduled as soon as practicable, but no later than six months."

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Policy Resolution No. 2008-02, which makes recommended amendments to the following policies contained in the *Administrative Policy Manual* to reflect current County practices, ensure compliance with state and federal laws, and clarify language of the policies, as amended:

- Policy 1-118, *Proclamations and Certificates of Appreciation or Accommodation*;
- Policy 1-203, *Organizational Chart*;
- Policy 1-500, *Records Retention Schedules*;
- Policy 2-201, *Authorizing the County Auditor to Approve Certain Claims*;
- Policy 2-301, *Grants Policy*;
- Policy 3-100, *Procedures for Handling Claims and Litigation Involving Shasta County and its Officers, Agents, and Employees*;
- Policy 3-101, *Risk Management Policies*;
- Policy 3-115, *Reporting of Work-Related Injury/Illness Claims* (title change only);
- Policy 3-120, *Personal Property Reimbursement Policy*;
- Policy 3-125, *Workers' Compensation Designated Treating Physician*;
- Policy 3-140, *County Utilization of Volunteers*;
- Policy 3-160, *Defensive Driver Training*;
- Policy 5-203, *Bidding and Purchasing Limitations for County Employees, Officers, and Officials at County Auctions and Sales*;
- Policy 7-120, *New Employee Processing by the Personnel Division of Support Services* (formerly 8-120);
- Policy 7-125, *Employee Orientation Policy* (formerly 8-125);
- Policy 7-130, *Employee Separation Processing* (formerly 8-121);
- Policy 7-135, *Labor Code Section 4850 Benefits* (formerly 3-403);
- Policy 7-140, *Procedures for the Conduct of Safety Member Disability Retirement Hearings* (formerly 3-405);
- Policy 7-145, *Disability retirement Procedures for Employees Who Are Not Local Safety Members* (formerly 8-130);
- Policy 8-101, *Role and Authority of Facilities Management Division of the Department of Public Works*;

- Policy 8-103, *Fleet Management Program*;
- Policy 8-400, *Health Insurance Portability and Accountability Act of 1996 (HIPAA) Security Policy*; and
- Policy 8-410, *Health Insurance Portability and Accountability Act of 1996 (HIPAA) Security Policy*;

The renumbering of:

- Policy 1-100, *Administrative Manual* (formerly 1-305);
- Policy 1-103, *Delegation of Authority* (formerly 1-205);
- Policy 5-205, *Food Reimbursement Policy* (formerly 8-300); and

The repealing of:

- Policy 5-305, *Contracts to Provide Work to Private Companies and Governmental Entities by the Opportunity Center* (repealed as the text is being moved to Administrative Policy 6-101 *The Contracts Manual*).
(See Policy Resolution Book)

OTHER DEPARTMENTS

COUNTY FIRE

**AGREEMENT: PACIFIC GAS AND ELECTRIC
LICENSE FOR USE OF LAND
BIG BEND FIRE STATION**

At the recommendation of County Fire Deputy Chief Doug Wenham and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a retroactive amendment to the agreement with Pacific Gas and Electric in the amount of \$500 per year extending the term for the period August 1, 2000 through July 31, 2013 for license for use of land for the Big Bend Fire Station.

**PALO CEDRO VOLUNTEER FIRE COMPANY
FIRE STATION DWELLING CONSTRUCTION AND FACILITY IMPROVEMENTS
BUDGET AMENDMENT**

At the recommendation of County Fire Deputy Chief Doug Wenham and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Shasta County Fire Department to construct a fire station dwelling and make other necessary facility improvements for the Palo Cedro Volunteer Fire Company on existing County-owned property; and approved a budget amendment in the amount of \$250,000 in the County Fire budget to construct the dwelling, offset by fund balance.

**PLATINA VOLUNTEER FIRE COMPANY
WATER TENDER
BID AWARD: FOUTS BROTHERS FIRE EQUIPMENT
BUDGET AMENDMENT**

At the recommendation of County Fire Deputy Chief Doug Wenham and by motion made, seconded (Cibula/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the County Fire Warden to purchase one 2,000-gallon water tender for the Platina Volunteer Fire Company; awarded the bid to Fouts Brothers Fire Equipment for a total purchase price of \$164,629; and approved a budget amendment utilizing \$23,171 of Measure B fund balance to assist in funding the purchase.

GENERAL GOVERNMENTCOUNTY COUNSELADMINISTRATIVE POLICY 6-101
SHASTA COUNTY CONTRACTS MANUAL
POLICY RESOLUTION NO. 2008-03

County Counsel Karen Jahr presented the staff report, explained the proposed changes, and recommended approval of the amendments.

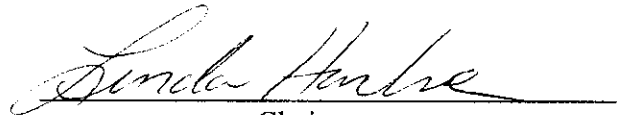
In response to questions by Supervisor Kehoe regarding a proposed change on page 41, Ms. Jahr explained that there may be circumstances under which the County may choose to enter into various leases without complying with the process of notices and bidding requirement. Supervisor Kehoe stated that he did not support this proposed process because the affairs of government have to be open and transparent.

Following discussion and by consensus, the Board of Supervisors directed that the changes not include the proposed new paragraph that reads, "Notwithstanding the above, state law allows a board of supervisors, by 4/5 vote, to enter into leases for county-owned airports, vehicle parking, fairgrounds, or parks property, without compliance with the notice, resolution, and bidding requirements."

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Policy Resolution No. 2008-03, which amends various provisions of Administrative Policy 6-101, *Shasta County Contracts Manual*, regarding purchasing, leasing, and contracting by County staff, as amended.


(See Policy Resolution Book)

12:03 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 11, 2008

REGULAR MEETING

9:00 a.m.: Chairman Hartman 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 Cibula
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Hartman
- District No. 5 - Supervisor Baugh

- County Administrative Officer - Larry Lees
- County Counsel - Karen Jahr
- Chief Deputy Clerk of the Board - Glenda Tracy
- Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Supervisor Baugh.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

The minutes of meetings held on February 19 and 26, 2008 were pulled by the department. Supervisor Baugh pulled for discussion the item regarding a County-owned pickup truck for use by the Sheriff's Office Search and Rescue volunteers.

CONSENT CALENDAR

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

Enacted Ordinance No. SCC 2008-01, which amends Shasta County Code Section 8.28.010, *Declaration of public nuisance*, as introduced February 26, 2008. (Clerk of the Board)

(Shasta County Code Ordinance Book)

Appointed Patti Crampton (Personal Care Recipient) to the In-Home Supportive Services Advisory Committee for a three-year term to March 2010. (In-Home Supportive Services Public Authority)

Approved and authorized the Public Works Director to sign a Notice of Completion for the remodel of the Public Works building located at 1855 Placer Street, Redding and record it within 10 days of the completion of the work. (Public Works)

Approved and authorized the Fire Warden to purchase one pickup truck for a total purchase price not to exceed \$25,000; and approved a budget amendment transferring \$25,000 and creating a new fixed asset account within the County Fire budget to purchase the vehicle. (County Fire)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

PICKUP TRUCK FOR SHERIFF'S OFFICE SEARCH AND RESCUE

In response to questions by Supervisors Baugh and Kehoe, Sheriff Tom Bosenko stated the 1994 Chevy 4-wheel drive pickup is no longer used by the Sheriff's Office due to its high mileage. He said the truck is safe and useable, and the Sheriff's Office will assure that semi-annual safety inspections are done to assure the safe operation of the vehicle.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors authorized the use of a County-owned pickup truck by the Sheriff's Office Search and Rescue volunteers under the condition that the vehicle will not be included in the County replacement program, fuel and maintenance costs for the vehicle will be paid by the volunteers, and semi-annual \$75 safety inspection expense will be paid by the Sheriff's Office. (Support Services-Fleet Management/Sheriff)

REGULAR CALENDAR

PRESENTATIONS

SHASTA COUNTY FIRE DEPARTMENT 2007 ANNUAL REPORT

Shasta County Fire Assistant Chief Scott McDonald presented the Shasta County Fire Department's 2007 Annual Report and discussed the long-term service of volunteer fire fighters, the previous year's operation, accomplishments, training, and the cooperative environment throughout the County's fire departments. The Shasta County Fire Department finished Fiscal Year 2006-07 ten percent under budget.

In response to questions by Supervisor Baugh, Mr. McDonald stated the method used to determine which neighborhoods the Fire Department contacts is by staff noticing needed clearing in neighborhoods or by telephone calls they receive.

In response to questions by Supervisor Kehoe, Mr. McDonald advised that the method they use to recruit volunteers is through signs and asking individuals. All volunteers are trained to the level of a first responder, handling both medical calls and fire calls.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors accepted the Shasta County Fire Department's 2007 Annual Report.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees advised that the County is continuing to go forward on the transfer of courtroom space to the courts. Pending legislation will penalize counties that do not have the transfers made by December 2008.

At the budget meeting, departments were instructed to maintain but not increase current levels.

In response to questions by Supervisor Baugh, CAO Lees stated that Shasta County property tax levels have not decreased. Fiscal Year 2009-10 may be difficult since people may request property tax reassessments, which in turn may decrease property tax revenue.

Supervisor Kehoe recently attended the Shasta County Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

CHURN CREEK BOTTOM SPECIFIC PLAN PROJECT

CAO Admin Analyst Angela Richardson presented the report and said that members of the Churn Creek Bottom (CCB) Homeowners' Association have a specific plan they would like to have considered for the area.

Supervisor Baugh stated that he has had many meetings with residents of the CCB area.

CCB Homeowners' Association representative Rod Evans stated that the County has an obligation in the General Plan (CO-R), which requires the development of a specific plan for CCB with an emphasis on long-range agricultural options. He asked the Board of Supervisors to decide whether they would support a specific plan for CCB. If so, he inquired as to the possibilities of the Board of Supervisors appointing a committee to explore the options.

Supervisor Kehoe said that Mr. Evans' request may be premature in that the Board of Supervisors would want to discuss with County staff the costs involved in a specific plan and the parameters of that plan. The CCB contains approximately 4,545 acres, and it is important to know the boundaries of the area. He stated that he is an advocate of doing a specific plan if the County has the resources.

Director of Resource Management Russ Mull explained that within the last twenty years, CCB is one of the areas with the least amount of growth in Shasta County. There are more homes, but little, if any, change in the residential and commercial designations. Twenty years ago, CCB had five-acre properties set up as agricultural properties. Today, five-acre units are not viable agricultural units; they are "ranchettes." Of the 3,000 to 4,000 acres in CCB, 600 lots are under 6 acres with homes on them. The area will always have only five-acre ranchettes; there is no growth in CCB.

Mr. Mull said specific plans are dynamic documents that may be subject to change and can be changed more easily than a general plan. The General Plan for Shasta County has been updated every five years since its inception. The General Plan will be reviewed and updated in 2009, and the CCB citizens may work with the County.

In response to questions by Supervisor Baugh, Mr. Mull advised that the issue regarding a developer working with the neighbors can be handled by either developing the property next to the freeway or tearing down the overpass, but this is a valuable Interstate 5 (I-5) interchange. An option would be to purchase the property and put a conservation easement on it. The developer has filed an application for retail development. Under California Environment Quality Act (CEQA), citizens have opportunity to work with the developers.

Mr. Mull said that the General Plan states that commercial development in CCB is limited to the I-5 interchange and he encouraged residents in CCB to participate in the upcoming General Plan update.

In response to questions by Supervisor Kehoe, Mr. Mull confirmed that the current General Plan calls for part-time agriculture on approximately 3,000 acres in the CCB. Shasta County is required by statutory obligation to update the General Plan and there is some grant funding available that will assist with the costs.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors directed Director of Resource Management Russ Mull to return to the Board of Supervisors in six to eight weeks with a staff report that provides cost parameters and opportunities for community involvement, and to meet with the CCB association, property owners in the adjacent areas, and developers to receive their input.

10:45 a.m.: The Board of Supervisors recessed.

10:52 a.m.: The Board of Supervisors reconvened.

TRIAL COURT FINES
BUDGET AMENDMENT

County Administrative Office Chief Fiscal Officer Bebe Palin presented the staff report, explaining an audit of court collections has indicated that Shasta County inadvertently benefited by \$285,277 in prior years from court fines and forfeitures. These funds were accrued to the County's General Fund, yet the funds should have been sent to the State Controller's Office since Shasta County contracts with Superior Court for court collections.

In response to questions by Supervisor Kehoe, Superior Court Chief Financial Officer Ray Tickner stated that fines are collected and are distributed to approximately fourteen different entities, such as the State, the cities, the County, or special trust funds. Since this particular item was for bail forfeiture on a drug-related charge, the funds should have been sent to the State.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved a budget amendment increasing appropriations by \$285,277 in the Trial Courts budget to transmit to the State Controller under-remitted state court fines and forfeitures for the period July 1, 2002 through June 30, 2006, offset by a reduction in the General Revenue budget.

AGREEMENT: JUDICIAL COUNCIL OF CALIFORNIA, A.O.C.
LEASE OF PARKING LOT FOR MODULAR COURTROOM

County Administrative Officer (CAO) Larry Lees stated that with the appointment of a new judge, the Court is in need of additional space and have asked the County's assistance in providing space for a modular courtroom to be placed, at their expense, near the existing courthouse. The location is beneficial for the County as the modular courtroom would be close to the County jail, providing savings for the County in transportation costs. The courtroom would be placed in the John Balma Justice Center's parking lot and the property leased to them by the County.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with the Judicial

Council of California, Administrative Office of the Courts in the amount of \$833.33 per month to lease 8,050 square feet of parking lot next to the John Balma Justice Center to be used by the Superior Court to locate a modular courtroom and related offices for ten years from the effective date, with two optional three-year renewals.

SUPPORT SERVICES-FLEET MANAGEMENT

COUNTY VEHICLE REPLACEMENT BUDGET TRANSFER

Director of Support Services Michelle Schafer stated that in February 2008, a County vehicle was in an accident, receiving damage beyond repair. A budget transfer is requested to replace the vehicle.

Supervisor Kehoe requested that Ms. Schaefer provide him with a copy of the accident report for his review.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved a budget amendment increasing appropriations for fixed assets in the Fleet Management budget by \$27,500, offset by replacement funds in the amount of \$14,006 and insurance proceeds in the amount of \$13,494 to replace a 2002 Toyota Prius that was totaled and authorized the Auditor-Controller to process the transfer and pay related claims.

LAW AND JUSTICE

SHERIFF

AGREEMENT: U.S. DEPARTMENT OF JUSTICE DRUG ENFORCEMENT ADMINISTRATION

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Sheriff to sign a renewal agreement with the U.S. Department of Justice, Drug Enforcement Administration in the amount of \$106,000 to provide supplemental funding for the Marijuana Eradication Team for the period January 1, 2008 through December 31, 2008.

MARIJUANA SUPPRESSION PROGRAM GRANT

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to accept and the Sheriff to administer the Marijuana Suppression Program grant from the California Office of Emergency Services in the amount of \$177,169 to fund the Marijuana Eradication Team for the period July 1, 2007 through June 30, 2008.

ANTI-DRUG PROGRAM BUDGET AMENDMENT

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors accepted additional funding from the California Office of Emergency Services in the amount of \$31,972 (for a new total of \$174,471) for the Anti-Drug Abuse Program for Fiscal Year 2007-08, approved a budget amendment increasing appropriations and revenue in the amount of \$9,886 in the Sheriff Major Crimes budget, which includes decreasing appropriations by \$510,962 and decreasing revenue by \$447,435 in the Sheriff Major Crimes budget, and approving the formation of a Sheriff Marijuana Eradication Team budget, and increasing appropriations by \$520,848 and increasing

revenue by \$457,321 in the Sheriff Marijuana Eradication Team; and authorized the Auditor-Controller to pay claims for expenses related to the programs.

PUBLIC WORKS

OLD ANDERSON JAIL

RESOLUTION NO. 2008-029

QUITCLAIM DEED: CITY OF ANDERSON

Public Works Director Pat Minturn presented the staff report, advising that Shasta County owns an old jail on Freeman Street in Anderson, which the City of Anderson would like to acquire the property to maintain for its historical value.

In response to questions by Supervisor Cibula, Assistant County Counsel Mike Ralston stated that a clause could be added to the deed, modifying it to state the property would divert back to the County should the City of Anderson decide at a future date that the building would not be maintained as an historical site.

City of Anderson Grants and Redevelopment Manager Susanne Lewis stated that the City of Anderson is refurbishing historic sites in the community.

In response to questions by Supervisor Kehoe, Sheriff Bosenko stated that it would be impractical and illogical to remodel the old jail for County use. It would take over \$1 million to remodel and bring the building to required standards and \$1 million to staff it. The old jail will hold 65 beds.

By motion made, seconded (Cibula/Baugh), and unanimously carried, the Board of Supervisors took the following actions regarding the transfer of the Old County Jail in the Anderson area to the City of Anderson: Adopted Resolution No. 2008-029, which declares the County-owned property no longer necessary for county or other public purposes; and approved and authorized the Chairman to sign a quitclaim deed, as amended, to transfer the property to the City of Anderson.

(See Resolution Book No. 49)

11:37 a.m.: The Board of Supervisors adjourned and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

WATER AGENCY

ANDERSON-COTTONWOOD IRRIGATION DISTRICT

WATER AGENCY RESOLUTION NO. 2008-01

Water Agency Chief Engineer Pat Minturn presented the staff report. He met with the Jones Valley Citizens Advisory Board, who voted to recommend the Board of Supervisors approve payment to Anderson-Cottonwood Irrigation District (ACID) and to adopt the resolution of intent to transfer the water.

Supervisor Cibula advised he would not support the recommendation as he wants to assure that Keswick property owners have a sufficient water supply.

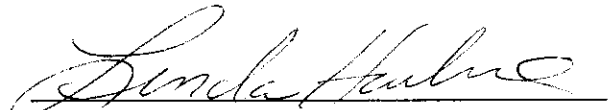
In response to questions by Supervisor Kehoe, Mr. Minturn stated there are two separate agreements: one for the transfer of water from Keswick, and one for a transfer of water from ACID.

Mr. Minturn explained that the Water Agency will benefit from the \$3,000 expenditure because it is an independent special district under the oversight of the Board of Supervisors, formed to promote the beneficial use of water in Shasta County.

By motion made, seconded (Hawes/Baugh), and carried, the Board of Supervisors approved and authorized the Public Works Director to sign an agreement with the Anderson-Cottonwood Irrigation District in the amount of \$3,000 to reimburse the District for costs incurred for the U.S. Bureau of Reclamation to process an environmental document for a proposed water transfer; and adopted Water Agency Resolution No. 2008-01, a resolution of intent to transfer 100 acre-feet of Central Valley Project water from County Service Area No. 25-Keswick Water to County Service Area No. 6-Jones Valley Water. Supervisor Cibula voted no.


(See Water Agency Resolution Book)

11:45 a.m.: The Shasta County Water Agency adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 18, 2008

REGULAR MEETING

9:00 a.m.: Chairman Hartman 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 Cibula
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Hartman
- District No. 5 - Supervisor Baugh

- County Administrative Officer - Larry Lees
- County Counsel - Karen Jahr
- Chief Deputy Clerk of the Board - Glenda Tracy
- Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Kris Widmer, Seventh Day Adventist Church.

PLEDGE OF ALLEGIANCE

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

CONSENT CALENDAR

By motion made, seconded (Hawes/Baugh), 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 the County Claims List totaling \$16,982.41 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on February 19, February 26, and March 4, 2008, as submitted. (Clerk of the Board)

Adopted Resolution No. 2008-030, which repeals Resolution No. 2007-133 and notifies the Public Employees' Retirement System of the County's corrected contribution to the 2008 group health insurance premium for the General Unit; and adopted Resolution No. 2008-031, which repeals Resolution No. 2007-137 and notifies the Public Employees' Retirement System of the County's corrected contribution to the 2008 group health insurance premium for the Unrepresented Confidential Unit. (Support Servicers-Human Resources Division)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign an agreement with Lilliput Children's Services in an amount not to exceed \$59,050 to provide two Perinatal Substance Abuse/Human Immunodeficiency Virus Infant Program training conferences between the date of signing and June 30, 2008. (Social Services)

Adopted Resolution No. 2008-032, which repeals Resolution No. 97-100 and designates the Director of Social Services as the official responsible for stepparent adoptions investigations. (Probation/Social Services)

(See Resolution Book No. 49)

Awarded to the low bidder, Mark Behnke Construction, on a lump-sum basis, the contract for construction on the Redding Veterans Memorial Hall Women's Restroom Project in the amount of \$54,900. (Public Works)

Approved and authorized the Chairman to sign an amendment to the agreement with NorthState Truck Equipment, Inc. increasing compensation by \$10,000 (for a new total not to exceed \$59,999) to provide maintenance and repair of County Fire vehicles and retaining the term of May 31, 2007 through June 30, 2008, with one automatic one-year renewal. (County Fire)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific items of importance to Shasta County, including local financial issues, requesting that the County not provide an exhibit at the State Fair in order to save costs. He also stated that he, Chairman Hartman, Supervisor Cibula, and some staff have been negotiating with the City of Redding on a tax-sharing agreement.

In response to questions by Supervisor Kehoe, Mr. Lees stated that due to financial concerns, the City of Redding was not in a position to proceed with the tax exchange agreement.

Supervisor Hawes presented an Award of Excellence to Chairman Hartman, recognizing her dedication to the social, educational, and economic improvement of Shasta County veterans in presenting Marcus Luttrell, a true American hero, to the community.

Supervisor Kehoe recently attended the Redding Area Bus Authority (RABA) meeting. Items of concern are the fare box recovery ratio, which is down to 19 percent, and possible changes to the joint powers agreement.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

JAIL CONSTRUCTION FUNDING UPDATE
LETTER CLARIFYING RESOLUTION NO. 2008-026
PAROLEE MENTAL HEALTH TREATMENT AND CRISIS CARE

CAO Lees advised of the status of the application for new jail construction funding pursuant to Assembly Bill 900 (Nunez), stating the application has been completed and is due today. Shasta County must provide a letter to the Corrections Standards Authority specifying a location where Shasta County's parolees may seek mental health treatment and crisis care.

In response to questions by Supervisor Baugh, CAO Lees confirmed that eight small counties have stated that they will consider the reentry facility, thus earning the 300 extra points in the point scale.

In response to questions by Supervisor Kehoe, Director of Mental Health Dr. Mark Montgomery said that the mental health services available for parolees will not be outside the normal offered to all residents that are eligible.

In response to questions by Supervisor Kehoe regarding the wording in the draft letter to the Corrections Standards Authority, CAO Lees confirmed that a specific location for a day reporting facility has not been approved by the Board of Supervisors. Supervisor Kehoe stated that proposing a location of a facility deserves a full and open hearing, allowing residents of the area an opportunity to address the proposal.

Supervisor Baugh moved that the Board of Supervisors approve and authorize the Chairman to sign a letter to the Corrections Standards Authority clarifying Resolution No. 2008-026 to specify the location where Shasta County's parolees may seek mental health treatment and crisis care. Supervisor Hawes seconded the motion.

Under discussion, Captain Don Van Buskirk explained that fifty points are awarded to counties that state on their application that mental health services will be provided to parolees. An additional 100 points are given to counties that site a location where these services will be provided. In providing an address, a county is not bound to use that address as the location. Currently, the process is to rank the counties that apply for the AB 900 funding.

In response to questions by Supervisor Baugh, CAO Lees stated that a revenue stream has not yet been identified to operate a re-entry facility. He reiterated that he does not recommend going forward without a revenue stream identified.

In response to questions by Supervisor Kehoe, Captain Van Buskirk explained that the resolution signed by the Board of Supervisors addresses substance abuse and mental health services. The term "day reporting center" encompasses what the Board of Supervisors approved at the February 19, 2008 Board meeting.

Chief Probation Officer Brian Richart clarified that discussion has taken place with the State for some time regarding a day reporting facility, and the facility was outside the application for AB 900 funding.

Supervisor Kehoe reiterated that open government creates an obligation to the community to discuss in open forum, allowing the opportunity for their input before the Board of Supervisors is able to make an informed decision.

Supervisor Baugh amended his motion to have the letter to the Corrections Standards Authority, clarifying Resolution No. 2008-026, read "a *possible* site proposal for a day reporting facility on County property located at 2490 Radio Lane, Redding, California" as a possible location where Shasta County's parolees may seek mental health treatment and crisis care. Supervisor Hawes seconded the amended motion; and the motion was carried. Supervisors Cibula and Kehoe voted no.

(See Resolution Book No. 49)

COUNTY CLERK/REGISTRAR OF VOTERS

SEQUOIA VOTING SYSTEMS

ELECTRONIC AND OPTICAL SCAN VOTING SYSTEMS

County Clerk/Registrar of Voters Cathy Darling presented the staff report and stated that Shasta County entered into agreement with Sequoia Voting Systems in 2003 to obtain an electronic voting system, which included warranty and maintenance services through 2006. Secretary of State Debra Bowen decertified the equipment in August 2007, and authorized the use of one voting machine per precinct.

In response to questions by Supervisor Hawes, Ms. Darling advised that the Secretary of State's Office has multiple conditions and direction for tamper prevention. In the February 2008

election, approximately 25,000 voters went to the polls, and 875 chose to vote on the electronic voting machines. The Elections Department did a hand count and every vote was counted as it was cast.

Supervisor Hawes questioned the requested amount of this item when only 875 people used the system. Ms. Darling said that the rules and guidelines for the systems are changed often, and she does not recommend choosing different equipment until the guidelines have been stabilized.

In response to questions by Supervisor Baugh, Ms. Darling outlined the requested payments as \$50,000 per year for two annual license fees; \$152,700 for the warranty on two voting machines, printer, and card activators; \$14,000 for maintenance on paper ballot counters; and \$23,000 per election for programming the database that counts the votes. She said that if the decision is made to not warranty the equipment, repairs made by Sequoia are very high.

In response to questions by Supervisor Kehoe, Ms. Darling stated that the County owns 438 voting machines. The various precincts received 118 voting machines, and 10 were used for training. The probability of the full use of the machines in the future is very small. A decision does not need to be made immediately for the June 3, 2008 election. Should the warranty not be updated, maintenance expense should be anticipated; Sequoia charges \$2,500 per day for a technician.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors referred the matter to the CAO for further study and to return to the Board of Supervisors after investigation of whether the agreement should be approved is completed.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

GENERAL PLAN AMENDMENT NO. 06-001

ZONE AMENDMENT NO. 06-014

MICHAEL POULOS

COTTONWOOD AREA

RESOLUTION NO. 2008-033

This was the time set to conduct a public hearing and consider the request to approve General Plan Amendment No. 06-001, Michael Poulos, which would change approximately 20.21 acres in the Cottonwood area from a Suburban Residential - One Dwelling Unit per Acre (SR-1) land use designation to a Suburban Residential - Three Dwelling Units per Acre (SR-3) land use designation and rezone approximately 20.21 acres from an existing Interim Residential (IR) District to a One-Family Residential, 10,000 square-foot minimum lot area (R-1-B-10) District. Senior Planner Kent Hector 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 (Baugh/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding General Plan Amendment No. 06-001, Zone Amendment No. 06-014, Michael Poulos, Cottonwood area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with the findings as specifically set forth in Planning Commission Resolution Nos. 2008-016 and 2008-017;

2. Adopted Resolution No. 2008-033, which approves the General Plan Land Use Element map changes in General Amendment No. 06-001, Suburban Residential - One Dwelling Unit per Acre (SR-1) to Suburban Residential - Three Dwellings per Acre (SR-3) as recommended by the Planning Commission;
3. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-017; and
4. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-014, as requested.

(See Resolution Book No. 49)

ZONE AMENDMENT NO. 07-027
BRUCE AND LAURIE ALEXANDER
COTTONWOOD AREA

This was the time set to conduct a public hearing and consider taking action on Zone Amendment No. 07-027, Bruce and Laurie Alexander, which would rezone approximately 80 acres comprised of six parcels in the Cottonwood area from an Unclassified (U) District to a Limited Agricultural (A-1) District. Associate Planner Lio Salazar 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 Bruce Alexander advised that the property will be used for horse events for the community. No one else spoke for or against the proposal, and the public hearing was closed.

In response to questions by Supervisor Kehoe, Mr. Salazar stated that there were no findings that indicate traffic would be affected by this project.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-027, Bruce and Laurie Alexander, Cottonwood area:

1. Adopted the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with the findings as specifically set forth in Planning Commission Resolution No. 2008-019;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-019; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-027, as requested.

ZONE AMENDMENT NO. 07-009
WESTERN STAR LODGE
MILLVILLE AREA

This was the time set to conduct a public hearing and consider taking action on Zone Amendment No. 07-009, Western Star Lodge, which would rezone approximately one three-acre parcel in the Millville area from a Public Facilities (PF) District to a Mixed Use combined with the Design Review (MU-DR) District. Senior Planner Lisa Lozier 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.

In response to questions by Supervisor Cibula, Ms. Lozier advised that through the California Environmental Quality Act (CEQA) requirements, a survey was prepared, and the building on the site was designated as potentially historic.

The public hearing was opened, at which time Trudy Vaughn stated she is a consultant for Millville Historical Society and the East Valley Land Preservation Association to assess the

historical significance of the building on the site. She said the rezoning meets the needs of protecting the historic building. No one else spoke for or against the proposal, and the public hearing was closed.

In response to questions by Supervisor Kehoe, Ms. Lozier said that the design guidelines apply to the original historic structure which was constructed in 1867.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-009, Western Star Lodge, Millville area:

1. Adopted the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with the findings as specifically set forth in Planning Commission Resolution No. 2008-021;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-021; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-009, as requested.

10:26 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

WATER AGENCY

**SHASTA-TEHAMA WATERMASTER SPECIAL DISTRICT UPDATE
SOLICIT INTERIM DIRECTORS APPLICATIONS**

Public Works Director Pat Minturn presented the staff report and explained that the Shasta County Farm Bureau petitioned the Legislature to create an independent special district for the purpose of providing watermaster services to arbitrate disagreements between agricultural water users. There are five Watermaster Service Areas (WSA) in Shasta County which may eventually be governed by the Shasta-Tehama Watermaster District: Burney Creek, Hat Creek, North Fork Cottonwood Creek, North Cow Creek, and Digger Creek (a portion of which is in Tehama County).

The Legislature formed a seven-member board of directors to govern the Watermaster District for the purposes of ensuring the most practical and economic supervision of water distribution and designated the Board of Supervisors as the agency to appoint a governing board until the first opportunity to hold an election.

The first Watermaster District board of directors will create an operating budget, and then aid water users in petitioning the court to individually transfer each WSA duty from the Department of Water Resources (DWR) to the Watermaster District. Citizens will have the opportunity to provide input during the election and court petitioning processes.

In response to questions by Supervisor Hawes, Mr. Minturn confirmed the court will determine whether DWR or the Watermaster District should be the watermaster and the first election will be November 2009.

In response to questions by Supervisor Kehoe, Mr. Minturn stated that the board of directors should be land owners with one Tehama County land owner, although the Digger Creek portion is not a great majority of overall land holdings.

In response to questions by Supervisor Baugh, Mr. Minturn stated DWR charged fees related to their costs. The Watermaster District would be subject to Proposition 218, which

requires the local government to have a vote of the affected property owners for any proposed new or increased assessment before it could be levied.

Shasta County Farm Bureau member Henry Giacomini discussed the DWR 2006/2007 budget and the Bureau's activities in pursuing a watermaster district, contacting land owners, and seeking their input. The Bureau has provided legal services to diverters during this process.

In response to questions by Supervisors, Mr. Giacomini explained that a majority of land owners for each creek is needed in order to persuade the court to transfer watermaster rights. Also, the legislature requires seven members to the board of directors made up of five landowners of each of the adjudicated creeks with water rights or their representatives, and two are members at large who are not landowners. The two at large members will be appointed by the Board of Supervisors and are not subject to any election.

In response to questions by Supervisor Kehoe, Mr. Minturn suggested advertising the new board positions in *The Intermountain News*, *Mountain Echo*, *East Valley Times*, and the *Record Searchlight*, and also utilizing Farm Bureau contacts. Mr. Giacomini confirmed that costs to date have been paid by the Farm Bureau.

Supervisor Kehoe moved that the Shasta County Water Agency take the lead in advertisements in cooperation with the Shasta County Farm Bureau, develop a timeline for applications to be submitted, set up an ad hoc committee, and then present approved applicants to the Water Board for appointment. Supervisor Hawes seconded the motion.

Mr. Minturn requested that a specific timeline be included in the motion.

Supervisor Kehoe amended his motion to include a timeline of six weeks for applications to be submitted and to appoint Supervisors Hawes and Baugh to the ad hoc committee. Supervisor Hawes seconded the amended motion, and the motion was carried unanimously.

10:54 a.m.: The Shasta County Water Agency adjourned, the Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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 Varner v. Visser and Nunnelley v. County of Shasta, pursuant to Government Code section 54956.9(a);
2. Confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9(a); and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

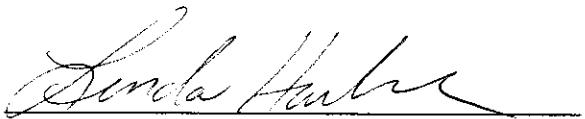
10:55 a.m.: The Board of Supervisors recessed to Closed Session.

11:54 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Karen Jahr, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson 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. By a 3-2 vote, with Supervisors Cibula and Baugh voting no, the Board of Supervisors authorized County Counsel to join an administrative appeal of Cheryl Corcoran from CalPERS's denial of her application for a disability retirement. No other reportable action was taken.

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


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 25, 2008

REGULAR MEETING

9:00 a.m.: Chairman Hartman 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 Hartman
 District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
 County Counsel - Karen Jahr
 Deputy Clerk of the Board - Valerie Ibarra
 Deputy Clerk of the Board - Diane Colson

District No. 2 - Supervisor Cibula - Absent

INVOCATION

Invocation was given by Pastor Rob Brown, First Baptist Church of Redding.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Retired Sheriff Jim Pope.

PUBLIC COMMENT PERIOD - OPEN TIME

Sheriff Tom Bosenko said he recently attended the California Standards Authority Board meeting in San Mateo as the board was addressing AB 900 (Solorio) jail waiver requests. Shasta County's request was approved, saving the County \$2.8 million if the application is approved. He will travel to Sacramento in late April to address the Executive Steering Committee, who will hear AB 900 presentations and/or applications.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Baugh pulled for discussion agreements with North Fork Ranch, LLC and Whitney Environmental Consulting, Inc.

Supervisor Baugh requested that page 64, second paragraph of the Water Agency item, of the March 11, 2008 minutes be corrected to say "...as he wants to assure that *Keswick* property owners...."

CONSENT CALENDAR

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Hawes recused on the agreements with North Fork Ranch, LLC and Whitney Environmental Consulting, Inc. due to an earlier inquiry regarding the project's mitigation.):

Approved the minutes of the meeting held on March 11, 2008, as amended. (Clerk of the Board)

Approved and authorized the chairman to sign an agreement with the County of Marin to act as the Local Government Agency Host Entity for Medi-Cal Administrative Activities/Targeted Case Management for the period July 1, 2007 through June 30, 2009 in an amount not to exceed \$673 for Fiscal Year 2007-08 and at Shasta County's future calculated participation rate for Fiscal Year 2008-09; and directed the Auditor-Controller to pay claims associated with the agreement. (Public Health)

Approved and authorized the Chairman to sign an agreement with Stearns, Conrad and Schmidt, Consulting Engineers, Inc. in an amount not to exceed \$68,000 to provide testing, engineering, and planning services related to landfill gas monitoring and control at West Central Landfill from the date of signing through April 1, 2009. (Public Works)

For the traffic signals at Gas Point and Rhonda Roads, approved and authorized the Chairman to sign a cooperative agreement with the California Department of Transportation (Caltrans) to install a traffic control signal, safety lighting, and roadway improvements at the Gas Point Road and Rhonda Road interchange; found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications, and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after May 29, 2008 at 11:00 a.m. (Public Works)

For the Castella Water Improvement Project, approved plans and specifications, and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after April 24, 2008 at 11:00 a.m. (Public Works)

9:04 a.m.: Supervisor Hawes left the chambers.

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

AGREEMENT: NORTH FORK RANCH PROJECT, LLC

ENVIRONMENTAL IMPACT REPORT PREPARATION

AGREEMENT: WHITNEY ENVIRONMENTAL CONSULTING, INC.

SCOPE OF WORK REVISION AND PROJECT SCHEDULE MODIFICATIONS

Supervisor Baugh said that he supports the agreements with North Fork Ranch, LLC and Whitney Environmental Consulting, Inc., but he also wanted to publicly state that impact fees only pay for the improvements and not for the additional fire and sheriff staff needed to serve new development.

By motion made, seconded (Baugh/Kehoe), and carried, the Board of Supervisors approved and authorized the Chairman to sign amendments to agreements with North Fork Ranch, LLC increasing compensation by \$54,175 (for a total not to exceed \$399,610) for the preparation by a consultant of an Environmental Impact Report (EIR), a Mitigation Monitoring Plan (MMP), and staff costs related to document production and processing of related land use permits for the North Fork Ranch Project (northwest Anderson area); and with Whitney Environmental Consulting, Inc. d.b.a. Foothill Associates increasing compensation by \$54,175

(for a total not to exceed \$398,610) to revise the Scope of Work to reflect additional tasks and modify the Project Schedule, and retaining the term through final certification of the EIR and acceptance of the MMP. (Resource Management - Planning Division)

9:07 a.m.: Chairman Hawes returned to the chambers.

REGULAR CALENDAR

PRESENTATIONS

SHASTA PUBLIC LIBRARY SYSTEM UPDATE

City of Redding Community Services Director Kim Niemer discussed the success of the Shasta Public Redding Library system, including \$8 million raised, 122 percent increase in material circulation and 150 percent increase in library attendance. She noted that 450,000 visited in the first 12 months after opening, with 111,000 internet sessions versus 26,000 previously. She announced that Jan Erickson will start April 10, 2008 as the new Library Director.

TACTICAL EMERGENCY MEDICINE PROGRAM

Sheriff Tom Bosenko introduced Dr. Jesse Wells who presented an update on the Tactical Emergency Medicine (TEM) program, which is a public safety initiative to reduce the serious bodily injury or death associated with high risk law enforcement activity. He discussed the need for a TEM program, the benefits of qualified medical practitioners that provide immediate medical care when necessary for those involved in a tactical event, and future recruitment of additional providers for 24-hour coverage.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisor Hawes recently attended the California State Association of Counties meeting.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES-RISK MANAGEMENT

AGREEMENT: CALIFORNIA STATE ASSOCIATION OF COUNTIES EXCESS INSURANCE AUTHORITY DRUG & ALCOHOL MONITORING CONSORTIUM COUNTY EMPLOYEES SUBSTANCE ABUSE TESTING

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with the California State Association of Counties Excess Insurance Authority (CSAC EIA) Drug & Alcohol Monitoring Consortium to administer and coordinate substance abuse testing services for County employees effective February 25, 2008.

HEALTH AND HUMAN SERVICES

MENTAL HEALTH

AGREEMENT: REMI VISTA, INC.
YOUTH MENTAL HEALTH SERVICES

At the recommendation of Director of Mental Health Dr. Mark Montgomery and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with Remi Vista, Inc. increasing maximum compensation by \$178,000 (for a new total not to exceed \$742,000) to provide additional youth mental health services and retaining the term of July 1, 2007 through June 30, 2008.

AGREEMENT: OKECHUKWU NWANGBURUKA, M.D.
YOUTH MENTAL HEALTH SERVICES

In response to a question by Supervisor Kehoe, Director of Mental Health Dr. Mark Montgomery confirmed that travel compensation is not included in the agreement.

Terri Hancock requested the Board of Supervisors to consider local providers and inquired as to the number of patients will be treated a day. Dr. Montgomery confirmed that the Department continually seeks to partner with local providers.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Okechukwu Nwangburuka, M.D. in an amount not to exceed \$110,160 to provide youth mental health services from March 25, 2008 through December 31, 2008.

PUBLIC HEALTH

VARIOUS APPOINTMENTS
PUBLIC HEALTH ADVISORY BOARD
YEAR-END REPORT
"HEALTHY SHASTA COUNTY 2010"

At the recommendation of Director of Public Health Donnell Ewert and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors reappointed Melinda Brown (general), Toni Rango (general), Brad Tillson (District 1), and Ray Siner (District 4) to the Public Health Advisory Board for three-year terms to March 2011; and appointed Brad Frost (District 5) for a three-year term to March 2011.

Public Health Advisory Board Chairperson Melinda Brown gave a report of the activities of the Board, including plans to advise Public Health in the areas of suicide prevention, substance abuse prevention, and youth anti-tobacco, and provided an update on the Department's "Healthy Shasta County 2010" strategic plan.

Mr. Ewert added that Public Health has added alcohol and other drug abuse prevention as a new goal to their strategic plan.

SCHEDULED HEARINGS**HEALTH AND HUMAN SERVICES****HOUSING AND COMMUNITY ACTION PROGRAMS****COMMUNITY BLOCK GRANT PROGRAM GRANT APPLICATION
AMERICANS WITH DISABILITIES ACT (ADA) MODIFICATIONS
VARIOUS LOCATIONS
RESOLUTION NO. 2008-034**

This was the time set to conduct a public hearing to consider the request to submit a Community Development Block Grant (CDBG) Program grant application. Director of Housing and Community Action Programs Richard Kuhns presented the staff report and recommended approval of the submission of the application. The 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 proposal, and the public hearing was closed.

In response to questions by Supervisors, Mr. Kuhns and CAO Lees explained that American with Disabilities Act modifications must be made to facilities within Shasta County. General Fund monies have already been allocated for the modifications. By agreeing to match General Fund money with CDBG money, Shasta County's application will rank higher during consideration.

In response to a question by Supervisor Kehoe, Public Works Director Pat Minturn agreed to provide the Board of Supervisors a list of areas requiring ADA modifications.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-034, which approves submission of a Community Development Block Grant Program grant application in the amount of \$824,756 for a period of 24 months to fund Americans with Disabilities Act (ADA) modifications to the Burney Veterans Hall, ADA modifications to the Fall River Mills Veterans Hall, and an owner-occupied housing rehabilitation program in the unincorporated area of Shasta County.

(See Resolution Book No. 49)

10:38 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR**WATER AGENCY****LETTER: POTENTIAL DECREASE IN WATER AGENCY TAX REVENUE**

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Shasta County Water Agency Board of Directors approved and authorized the Chairman to sign a letter accepting a potential decrease in Water Agency tax revenue should the Redevelopment Agency of the City of Anderson default on a proposed bond issue.

10:43 a.m.: The Shasta County Water Agency adjourned, and the Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

10:44 a.m.: The Board of Supervisors recessed to Closed Session.

12:01 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Hawes, Hartman, and Baugh, County Administrative Officer Larry Lees, County Counsel Karen Jahr, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

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.

12:02 p.m.: The Board of Supervisors recessed.

12:43 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Hawes, Hartman, and Baugh, County Administrative Officer Larry Lees, County Counsel Karen Jahr, Assistant County Counsel Mike Ralston, and Deputy Clerk of the Board Diane Colson present.

FIELD TRIP


The Board of Supervisors received an update on the construction at the Airport Road at Sacramento River Bridge Project. Public Works Director Pat Minturn conducted a tour and spoke about the project.

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


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 1, 2008

REGULAR MEETING

9:01 a.m.: Chairman Hartman 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 Cibula
 District No. 3 - Supervisor Hawes
 District No. 4 - Supervisor Hartman
 District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
 County Counsel - Karen Jahr
 Deputy Clerk of the Board - Valerie Ibarra
 Deputy Clerk of the Board - Linda Mekelburg
 Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor David Stark, Grace Presbyterian Church.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Military Order of the Purple Heart Commander Bill Philen.

BOARD MATTERS

APRIL 2008 EMPLOYEE OF THE MONTH
CHILD SUPPORT SPECIALIST SANDY ALBRECHT
RESOLUTION NO. 2008-035

At the recommendation of Director of Child Support Services Terri Love and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-035, which recognizes Child Support Specialist Sandy Albrecht as Shasta County's April 2008 Employee of the Month.

(See Resolution Book No. 49)

PROCLAMATION: CHILD ABUSE PREVENTION AWARENESS MONTH

At the recommendation of Social Services Director Jane Work and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2008 as Child Abuse Prevention Awareness Month in Shasta County. Child Abuse Prevention Council of Shasta County Executive Director Betty Futrell discussed the need for child abuse prevention and outlined resources available in Shasta County.

PROCLAMATION: SEXUAL ASSAULT AWARENESS MONTH

At the recommendation of District Attorney Jerry Benito and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2008 as Sexual Assault Awareness Month in Shasta County. Shasta Women's Refuge Executive Director Maggie John discussed sexual assault tactics and outlined community education and events available in Shasta County.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman stated the minutes of the meetings March 18 and 25, 2008 were pulled at the request of the department.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign the County Claims List totaling \$1,496.25 requiring special board action. (Auditor-Controller)

Approved and authorized the Chairman to sign a renewal agreement with Far Northern Regional Center (FNRC) in an amount not to exceed \$203,745.50 in revenue for the County to provide worksite transportation to approximately 70 joint Opportunity Center and FNRC clients for the period April 1, 2008 through March 31, 2009. (Social Services)

Adopted Resolution No. 2008-036, which establishes a records retention schedule for the Probation Department. (Probation)

(See Resolution Book No. 49)

Approved budget amendments decreasing expenditures in the amount of \$264,558 in the Probation, Juvenile Hall, and Crystal Creek Boys Camp budget units to reflect actual and projected expenditures and revenues consistent with mid-year analysis. (Probation)

Adopted Resolution No. 2008-037, which approves and consents to proposed annual traffic restrictions on State Route 299 between Tamarack Avenue and Hudson Street in the Burney area for the Mountain Cruisers Rex Club Car Show. (Public Works)

(See Resolution Book No. 49)

For the Breslauer Roof Replacements Project, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications, and direct the Public Works Director to advertise for bids; and authorized the opening of bids on or after May 1, 2008 at 11:00 a.m. (Public Works)

Approved and authorized the Chairman to sign an agreement with EnviroSolve in an amount not to exceed \$492,108 to provide assistance to the County in conducting household hazardous waste collection events for the period April 1, 2008 through March 31, 2012. (Community Education Section)

REGULAR CALENDAR**PRESENTATIONS****MILITARY ORDER OF THE PURPLE HEART
MAY 2009 CONVENTION**

Military Order of the Purple Heart Commander Bill Philen announced the annual convention of the Military Order of the Purple Heart will be held in Redding in May 2009. He also presented Supervisor Linda Hartman with a plaque of appreciation for her efforts to the veteran community.

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

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including the lack of State reimbursement for mental health mandated programs which have a direct impact to Shasta County, and added that the State plans to permanently withhold reimbursement for the month of May or June.

CAO Lees asked the Board of Supervisors to approve letters of support for Senate Bill 1349 regarding timely reimbursement to Senator Aanestad and Assemblyman LaMalfa. In response to a question by Supervisor Kehoe, CAO Lees stated outstanding reimbursement payments to Shasta County currently equal \$1 million and agreed to include this outstanding amount in the letters to the Senator and Assemblyman.

By consensus, the Board of Supervisors approved and authorized the Chairman to sign letters to Senator Aanestad and Assemblyman LaMalfa supporting Senate Bill 1349 (Cox) regarding more timely reimbursement to county mental health departments for services rendered, as amended to include that \$1 million dollars in reimbursement is outstanding to Shasta County.

In response to a question by Supervisor Baugh, CAO Lees confirmed that California State Association of Counties and the Regional Council of Rural Counties is aiding in united efforts of California counties in seeking reimbursement for mandated services.

At the request of Supervisor Kehoe, CAO Lees agreed to invite Senator Aanestad and Assemblyman LaMalfa to the Board of Supervisors meeting to discuss the State's lack of reimbursement.

Supervisor Kehoe recently attended the Youth Violence Prevention Council board meeting.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES**HUMAN RESOURCES****PERSONNEL RULES, CHAPTER 6, RECRUITMENTS AND APPOINTMENTS**
RESOLUTION NO. 2008-038

At the recommendation of Director of Support Services Michelle Schafer, and by motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-038, which authorizes a temporary waiver of Personnel Rules Chapter 6, *Recruitments and Appointments*, for the period April 1, 2008 through June 30, 2009 to facilitate placement of employees displaced by County layoffs.

(See Resolution No. 49)

PERSONNEL RULES, SECTION 18.4, AMENDMENT
RESOLUTION NO. 2008-039

Director of Support Services Michelle Schafer presented the staff report and recommended approval of the amendment. In response to a question by Supervisor Kehoe, Ms. Schafer explained that there are situations where an employee may be demoted to a lower classification but may be placed at a slightly higher salary step in order to avoid a loss of pay. It is expected that in such cases, the highest salary step will still be less than the highest salary step of the previous classification held by the employee.

By motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors adopting Resolution No. 2008-039, which amends Section 18.4 of the Personnel Rules regarding determination of salary levels upon imposed demotions for reasons other than just cause.

(See Resolution Book No. 49)

SCHEDULED HEARINGS**GENERAL GOVERNMENT****ADMINISTRATIVE OFFICE****PRESENTATION: INDEPENDENT LEGAL ANALYSIS**
PUBLIC FACILITIES IMPACT FEE STUDY
RESOLUTION NO. 2008-040

This was the time set to conduct a public hearing and receive a presentation of the findings of an independent legal analysis as requested at the November 6, 2007 Proposed Development Impact Fees Workshop and consider the Shasta County and City of Redding Public Facilities Impact Fee Study. CAO Lees recommended the public hearing be opened and to continue the discussion and action to the April 22, 2008 Board of Supervisors meeting. 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 Walt McNeill stated the legal notice was not sent timely and requested the documents explaining the collaboration between Shasta County and the City of Redding.

Shasta VOICES Executive Director Mary Machado asked that the April 22, 2008 scheduled hearing be correctly legally noticed and requested information regarding the collaboration between Shasta County and the City of Redding.

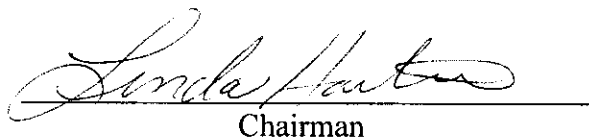
Ochoa & Shehan Builders, Inc. President Jerry Wagar expressed his concerns about the effect the impact fees will have on the building industry, employees, and Shasta County.

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

In response to questions by Supervisors, CAO Lees stated there will be a separate legal 14-day notice for the April 22, 2008 Board of Supervisors meeting and confirmed that the joint impact fee study was approved and partially funded by the City of Redding.


By consensus, the Board of Supervisors continued the public hearing to April 22, 2008 at 9:00 a.m., or as soon thereafter as may be heard.

10:27 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 8, 2008

REGULAR MEETING

9:02 a.m.: Chairman Hartman 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 Cibula
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Hartman
- District No. 5 - Supervisor Baugh

- County Administrative Officer - Larry Lees
- County Counsel - Karen Jahr
- Deputy Clerk of the Board - Valerie Ibarra
- Deputy Clerk of the Board - Linda Mekelburg
- Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Supervisor Les Baugh.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Tobacco Education Coalition member Jerry Hurly requested \$40,000 of Tobacco Settlement Funds to aid the Coalition in providing tobacco-free programs in Shasta County.

Tobacco Education Coalition member Susan Morris Wilson discussed teen tobacco and the need for support programs.

BOARD MATTERS

PROCLAMATION: FAIR HOUSING MONTH

At the recommendation of Director of Housing Richard Kuhns and by motion made, seconded (Cibula/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates the month of April 2008 as Fair Housing Month in Shasta County. Legal Services of Northern California Managing Attorney Darryll Alvey announced a Fair Housing Workshop is scheduled for Tuesday, April 15, 2008, which provides an overview of state and federal housing laws and legal rights for victims of domestic violence and stalking.

PROCLAMATION: CRIME VICTIMS' RIGHTS WEEK

At the recommendation of District Attorney Jerry Benito and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 13-19, 2008 as Crime Victims' Rights Week in Shasta County. Shasta County Crime Victims Assistance Center Program Director Angela Fitzgerald discussed the services offered to crime victims.

PROCLAMATION: WEEK OF THE YOUNG CHILD

At the recommendation of First 5 Shasta representative Susan Morris Wilson and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 12-19, 2008 as Week of the Young Child in Shasta County.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced the agreement with California Department of Public Health and the item relating to the application for AB 900 jail funding are being pulled for discussion.

Supervisor Hawes requested a correction to the March 25, 2008 Board of Supervisors meeting minutes to note that he left the chambers during the discussion of the agreements with North Fork Ranch Project, LLC and Whitney Environmental Consulting, Inc.; and on page 76, last paragraph, to say "By motion made, seconded (Baugh/Kehoe), and *carried*, the Board of Supervisors. . . ."

CONSENT CALENDAR

By motion made, seconded (Baugh/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 the County Claims List totaling \$77,010.64 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on March 18, March 25, and April 1, 2008, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with the National Association of County and City Health Officials (NACCHO) to determine how to address health inequities through public health practice, extending the term of the agreement for three months to May 31, 2008 and amending the point of contact. (Public Health)

Approved a budget amendment increasing appropriations by \$1,000,000 in the Solid Waste Budget Unit to pay for several previously approved landfill and transfer station improvements, to be offset by a \$1,000,000 transfer of funds from the West Central Landfill Replacement and Improvement Fund. (Public Works)

For Parcel Map No. 05-046, Ecenbarger (Cottonwood area), adopted Resolution No. 2008-041, which grants an extension of time to the developer for completion of improvements by December 8, 2008; and approved and authorized the Chairman to sign an amendment to the agreement with Mark Ecenbarger extending the time of completion to December 8, 2008. (Public Works)

(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**AGREEMENT: CALIFORNIA DEPARTMENT OF PUBLIC HEALTH
EMERGENCY PREPAREDNESS AND EMERGENCY RESPONSE ACTIVITIES
NON-SUPLANTATION CERTIFICATION**

In response to questions by Supervisor Kehoe, Director of Public Health Donnell Ewert discussed the success of the Department of Public Health readiness programs. He stated that the County's readiness would rate at an eight out of a possible ten points.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with California Department of Public Health increasing compensation by \$482,070 (for a total amount not to exceed \$628,331) for additional emergency preparedness and emergency response activities and retaining the term of August 21, 2007 through August 9, 2008; approved and authorized the Chairman to sign the "Non-Supplantation Certification"; authorized the Director of Public Health to sign the certification for progress reports only; and directed the Auditor-Controller to pay all claims related to the agreement. (Public Health)

**REPEAL AND MODIFICATION OF RESOLUTION NO. 2008-026
APPLICATION FOR AB 900 JAIL FUNDING
RESOLUTION NO. 2008-042**

Sheriff Tom Bosenko presented the staff report and recommended approval of the modification.

Steve Courtney, Elin Klaseen, and Charles Alexander requested more information on the proposed locations of a facility that will provide mental health services to parolees. Requests were made to allow more public input before a decision is made.

In response to questions by Supervisor Baugh, Sheriff Bosenko and County Administrative Officer (CAO) Lees confirmed this item only adds previously approved addended language to the resolution. Sheriff Bosenko stated there are currently 1,300 parolees in Shasta County and 600 are paroled to the County annually. Sheriff's Office Captain Don Van Buskirk confirmed that public forums were held in the 1990's and early 2000's when this item was first introduced.

Director of Mental Health Services Dr. Mark Montgomery confirmed that parolees are entitled to 30 days of mental health services upon release and the services are paid for through parole. Also, parolees suffering from mental health diseases may be required, under the conditions of parole, to continue mental health services.

Supervisor Kehoe stated he is not supportive of the initiative due to the fact that the source of the jail operation funds are not known, recent public discussions as to the location were not scheduled; thus, the general population is unaware of the proposed location and operation of a day reporting center.

Supervisor Cibula stated he is not supportive of the proposal because more information is needed to amend the resolution and County staff and the public were not allowed sufficient time to review the information relative to a facility for mental health care for parolees.

Supervisor Hawes motioned to approved staff recommendations which do not specifically state one location. Supervisor Baugh seconded the motion.

Supervisor Hartman stated she is supportive of staff recommendations because the proposal does not commit the County to a specific location.

By motion made, seconded (Hawes/Baugh), and carried, the Board of Supervisors adopted Resolution No. 2008-042, which repeals Resolution No. 2008-026 and modifies resolution language as requested by California Corrections Standards Authority as it relates to the County's application for AB 900 jail funding. Supervisors Kehoe and Cibula voted no.

Sheriff Bosenko stated the rushed nature of the grant proposal was due to the State's time constraints.

Supervisor Kehoe confirmed that a finance committee is currently being organized and the first meeting will commence in a few weeks.

(See Resolution Book No. 49)

10:21 a.m.: The Board of Supervisors recessed.

10:27 a.m.: The Board of Supervisors reconvened.

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

CAO Larry Lees presented an update on specific legislation of importance to Shasta County, including confirmation that both Senator Aanestad and Assemblyman LaMalfa have been invited to attend a Board of Supervisors' meeting to provide comments on the California State budget.

Supervisor Kehoe recently attended the Shasta County Mental Health Board meeting.

Supervisor Hawes recently attended the Sacramento Valley Basinwide Air Pollution Control Council meeting.

Supervisors reported on issues of countywide interest.

AUDITOR-CONTROLLER

PURCHASING CARD PILOT PROGRAM

MASTER SERVICES AGREEMENT: STATE OF CA PURCHASE CARD PROGRAM CAL-CARD PARTICIPATION

In response to questions by Supervisors, Auditor-Controller Connie Regnell stated the pilot program will last through December 2008 and the Auditor's office will be evaluating each statement for accuracy and appropriate use. All employees issued a purchasing card, travel advance, or gas card will be held accountable. Any inappropriate misuse may be subject to disciplinary action, termination, and/or referral to the District Attorney's office for prosecution.

In response to a question by Supervisor Kehoe, CAO Lees stated he does not believe employees will be at more risk. However, he did express concern over issuing one card to a department for many employees to use. He stated this would free individual employees of liability.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted the Purchasing Card Program as a pilot program, available to department heads, elected officials, and unrepresented employees; authorized the County Administrative Officer to sign the Request to Participate and the Addendum to the "State of California Purchase Card Program Master Services Agreement" for CAL-Card participation; and authorized the Auditor-Controller to pay the monthly Master CAL-Card Statement in its entirety as an advance payment prior to full countywide reconciliation.

10:58 a.m.: The Board of Supervisors recessed and the Shasta County Housing Authority convened.

SCHEDULED HEARINGS

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY HOUSING AUTHORITY

HOUSING AUTHORITY ANNUAL PLAN **HOUSING AUTHORITY RESOLUTION NO. 2008-01**

This was the time set to conduct a public hearing to consider adopting the Housing Authority annual plan to maintain Shasta County's Section 8 rental assistance program. Director of Housing and Community Action Programs Richard Kuhns presented the staff report and recommended approval of the plan. 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 (Baugh/Kehoe), and unanimously carried, the Board of Supervisors accepted the annual plan for Fiscal Year 2008-2009 for the Shasta County Housing Authority as required by the Department of Housing and Urban Development; and adopted Housing Resolution No. 2008-01, which authorizes the Chairman of the Housing Authority to sign the Certification of Compliance.

(See Housing Authority Resolution Book)

11:03 a.m.: The Shasta County Housing Authority adjourned and the Shasta County Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to consider a public employee appointment (County Counsel), pursuant to Government Code section 54957.

11:04 a.m.: The Board of Supervisors recessed.

2:15 p.m.: The Board of Supervisors reconvened in Closed Session in Conference Room 334.

6:15 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors and County Administrative Officer Larry Lees present.

REPORT OF CLOSED SESSION ACTIONS

County Administrative Officer Larry Lees reported that the Board of Supervisors met in Closed Session to consider a public employee appointment; however, no reportable action was taken.

6:16 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 15, 2008

REGULAR MEETING

9:04 a.m.: Vice 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 Cibula
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

District No. 4 - Supervisor Hartman - Absent

INVOCATION

Invocation was given by Pastor Eric Madsen, Cottonwood Bible Baptist Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Dorothy Robbins spoke regarding the anniversary of the Boston Tea Party and the Midnight Ride of Paul Revere on April 19, 1775.

BOARD MATTERS

PROCLAMATION: GRAND JURY AWARENESS WEEK

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 20-26, 2008 as Grand Jury Awareness Week in Shasta County. Grand Jury Foreperson Ron Sechrist and former Foreperson Dale Trudeau stated the objective of the Grand Jury Association is to recruit and educate prospective jurors.

WESTERN SHASTA RESOURCES CONSERVATION DISTRICT UPDATE
PROCLAMATION: WATERSHED AWARENESS MONTH

By motion made, seconded (Cibula/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2008 as Watershed Awareness Month in Shasta County.

Western Shasta Resources Conservation District Watershed Coordinator Lee Delaney provided an overview of the purpose of watersheds, identified the locations of watersheds in Shasta County, and discussed restoration projects. Watershed Coordinator Kelli Neher stated the Department of Water Resources was awarded a grant to write a watershed management plan and provide education in schools. Climate Stewardship Coordinator Leslie Bryan discussed the West Coast Regional Carbon and Sequestration Partnership (WESTCARB) program, including 10 projects to establish forests and research to reduce the likelihood of catastrophic fires.

FLEX YOUR POWER CAMPAIGN
PROCLAMATION: ENERGY EFFICIENCY MONTH

By motion made, seconded (Cibula/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2008 as Energy Efficiency Month in Shasta County. Western Shasta Resource Conservation District Watershed Education Coordinator Kelli Neher discussed the "Flex Your Power" Campaign, which aims to save energy and money for utility customers, and announced the Energy Efficiency Kick Off will be on Saturday, May 3, 2008 at Caldwell Park, Redding.

ITEMS PULLED FROM CONSENT CALENDAR

Vice Chairman Hawes announced the Platina Road Embankment Repair Project was pulled for discussion at the request of the department.

CONSENT CALENDAR

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

Approved the minutes of the meeting held on April 8, 2008, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with Wilkins, Underwood and Johnson increasing the maximum compensation by \$7,500 (for a total not to exceed \$11,000) to continue providing Nuisance Abatement Hearing Officer services and retaining the term of July 1, 2006 through June 30, 2007, with two one-year renewals. (Clerk of the Board)

Enacted Ordinance No. 378-1975, which approves Zone Amendment No. 05-038, Flowers (Anderson area), as introduced March 4, 2008. (Clerk of the Board)

(See Zoning Ordinance Book)

Reappointed Michelle Dugar to the Alcohol and Drug Advisory Board for a three-year term to March 2011. (Mental Health)

For Tract Map No. 1935, Phase 1, Whitmore Village (Whitmore area), approved the final map for filing, accepted on behalf of the public offers of dedication for public road rights of way and public utility easements; and approved and authorized the Chairman to sign an agreement with Fall River Development, Inc. for completion of improvements within one year, and accepted securities for performance in the amount of \$95,300 and for payment in the amount of \$47,650. (Public Works)

For the proposed Tract Map No. 1959, Costalotta Lane Permanent Road Division (Cassel 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 3, 2008 at 9:00 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

For Tract No. 1947 subdivision (Millville area), approved the final map for filing. (Public Works)

Approved and authorized the Chairman to sign a renewal land lease agreement with W.M. Beaty & Associates in the amount of \$1,000 to renew the Shingletown Airport lease for the period January 1, 2008 to December 31, 2008. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

PLATINA ROAD EMBANKMENT REPAIR PROJECT

Public Works Director Pat Minturn presented the board report and explained that due to a response from Caltrans received more quickly than expected, the opening of bids has been rescheduled to take place on May 22, 2008 at 11:00 a.m. instead of June 5, 2008.

By motion made, seconded (Cibula/Kehoe), and unanimously carried, the Board of Supervisors found the Platina Road Embankment Repair Project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications, and directed the Public Works Director to advertise for bids; and authorized the opening of bids on or after May 22, 2008 at 11:00 a.m. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: WEB-BASED JUVENILE OFFENDER RISK ASSESSMENT SYSTEM

Chief Probation Officer Brian Richart stated that by using an evidence-based assessment tool, the rate of recidivism for each offender can be scientifically estimated. Many California jurisdictions have started using evidence-based practices assessments. In response to a question by Supervisor Cibula, Mr. Richart confirmed that the accuracy of Assessment.com (ADC) will be tracked.

ADC President Sean Hosman stated ADC compiles all studies available to scientifically and objectively match offenders with sanctions and treatment programs to reduce recidivism. He demonstrated how research shows sanctions alone increase recidivism.

In response to questions by Supervisors, Mr. Hosman confirmed evidence-based practices can be applied before and after an offense. Mr. Richart said the Probation Department will first apply the assessment tool to juveniles, and he plans to coordinate with profit and non-profit agencies to do the same.

10:14 a.m.: The Board of Supervisors recessed.

10:22 a.m.: The Board of Supervisors reconvened.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisor Baugh recently attended the Local Agency Formation Commission meeting.

Supervisor Kehoe recently attended the Mental Health Assessment Redesign Collaborative meeting.

Supervisors reported on issues of countywide interest.

COUNTY CLERK/ELECTIONS

AGREEMENT: SEQUOIA VOTING SYSTEMS, INC. VOTING MACHINES WARRANTY/SOFTWARE LICENSING/MAINTENANCE

County Clerk/Registrar of Voters Cathy Darling presented the board report and recommended approval of the amended agreement.

Supervisor Baugh stated that he reviewed information regarding the use and accuracy of mail-in ballots, and the information was made available at the meeting for the public to review. A study indicates that in the State of Oregon mail-in ballots are successful and attract more voters.

Supervisor Hawes suggested that the information be sent to California State Association of Counties and the Regional Council for Rural Counties to review.

In response to questions by Supervisor Kehoe, Ms. Darling stated the warranty covers 150 of the 438 machines. The remaining machines not covered under warranty would be kept for parts as needed. She stated that, although the main repair location is in New York, the company is very sensitive to the urgency of the elections timetable.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with Sequoia Voting Systems, Inc. increasing the maximum compensation by \$191,000 (for a new total not to exceed \$391,000) and retaining the term through December 31, 2008 with one remaining optional one-year renewal to continue to provide warranty coverage for 150 voting machines (\$30,000); software licensing, maintenance, and programming fees for the optical scan voting system for processing paper ballots (\$136,000); and unexpected services subject to additional costs (\$25,000).

PUBLIC WORKS

CALIFORNIA MUNICIPAL FINANCE AUTHORITY
SHASTA REGIONAL COMMUNITY FOUNDATION/
NORTHERN CALIFORNIA VETERANS CEMETERY ENDOWMENT FUND
WATER SERVICE

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Cibula/Baugh), and unanimously carried, the Board of Supervisors directed the California Municipal Finance Authority (CMFA) to remit \$1,814.27 of CFMA's fees from its recent bond issue to the Shasta Regional Community Foundation/Northern California Veterans Cemetery Endowment Fund, to help cover the cost of water for the Veterans Cemetery.

CLOSED SESSION ANNOUNCEMENT

Vice Chair 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 Ames v. County of Shasta, pursuant to Government Code section 54956.9(a); and
2. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9(b); and
3. Consider a public employee appointment (County Counsel), pursuant to Government Code section 54957.6; and
4. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

10:56 a.m.: The Board of Supervisors recessed to Closed Session.

1:30 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Hawes, and Baugh, County Administrative Officer Larry Lees, Assistant County Counsel Mike Ralston, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session; however, no reportable action was taken.

SCHEDULED HEARINGS**RESOURCE MANAGEMENT - PLANNING DIVISION**

APPEAL: PROPERTY LINE ADJUSTMENT NO. 07-057
GREG AND DEBRA LAMBERT
SHASTA AREA
RESOLUTION NO. 2008-043

This was the time set to conduct a public hearing and consider an appeal of the Planning Director's denial of Property Line Adjustment No. 07-057, Greg and Debra Lambert (Shasta area).

1:34 p.m.: Supervisor Cibula entered the chambers.

Senior Planner Bill Walker presented the staff report and recommended denial of the appeal. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

Supervisor Cibula stated that he received three phone messages regarding this item and spoke with Patricia Holt regarding her concerns to utility easements. Mr. Walker stated that if staff's recommendations are approved, utility easements would not be affected.

The public hearing was opened, at which time attorney Tyler Lalaguna confirmed the request is only to change the lot line and not to create any additional parcels. The applicant does not wish to develop the land. Also, the applicant has now obtained an additional seven-foot deeded easement, which adds 40 feet to each of the parcels.

Applicant's engineer Duane Miller stated that property line adjustments for parcels that were legal prior to the enactment of the Subdivision Map Act have generally been approved.

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

In response to a question by Supervisor Baugh, Assistant Director of Resource Management Rick Simon stated that a parcel map would be a more appropriate application than a property line adjustment application. Regarding the recently obtained easement, the Planning Commission would need to make findings after completing a public hearing that the existing parcel plus the easement provides adequate and equivalent access.

Supervisor Kehoe stated he was satisfied with the legal sufficiency of staff's responses and encouraged the applicant to proceed with the parcel map application process.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-043, which denies the appeal of Property Line Adjustment No. 07-057, Lambert (Shasta area), and upholds the Planning Director's denial of the property line adjustment.

(See Resolution Book No. 49)

APPEAL: PROPERTY LINE ADJUSTMENT NO. 07-064
EDWARD AND TERESA MILLER
HAPPY VALLEY AREA
RESOLUTION NO. 2008-044

This was the time set to conduct a public hearing and consider an appeal of the Planning Director's denial of Property Line Adjustment No. 07-064, Edward and Teresa Miller (Happy Valley area). Senior Planner Bill Walker presented the staff report and recommended denial of the appeal. 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 Edward Miller requested more information as to the reason his application was denied. No one else spoke for or against the application, and the public hearing was closed.

Assistant Director of Resource Manager Rick Simon stated in 2002, the Subdivision Map Act was amended to allow the approving agency to review or refer to the General Plan when considering property line adjustment applications. This property is an undevelopable lot not meeting the minimum standards of water and sewer and, if developed, would be inconsistent with the General Plan's prescribed density for the Happy Valley area.

At the request of the applicant, the public hearing was reopened, at which time Mr. Miller stated that, according to his records, the property was developable when purchased; otherwise, the garage would not have been built. No one else spoke for or against the application, and the public hearing was closed.

Mr. Simon again stated the second property was not intended as a second developable property. In the past, it was not unusual to describe an easement as a separate parcel, but it still was not intended to be a residential parcel.

Supervisor Baugh stated that the location of the garage over the property line of both parcels shows that the previous owners intended to use both parcels as one and not two separate developable residential parcels. He further stated, according to today's standards, the lot is not developable.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-044, which denies the appeal of Property Line Adjustment No. 07-064, Miller (Happy Valley area), and upholds the Planning Director's denial of the property line adjustment.

(See Resolution Book No. 49)

2:10 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 22, 2008

REGULAR MEETING

9:01 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Linda Mekelburg
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Don Duff, Timothy Lutheran Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Bruce Waggoner and Davis Hydro representative Kelly Sackheim expressed their concern regarding the dismantling of the Kilarc Reservoir facility by PG&E. PG&E has requested that statements of interest for the facility be submitted by April 24, 2008, and they urged the County to express interest in the facility.

Robert Pearce stated the notice requesting applications to serve on the Shasta-Tehama Watermaster District Board did not comply with Senate Bill 516 (Aanestad), specifying that members are to be landowners. He requested that members be required to submit a Statement of Economic Interest (Form 700) to publicly report any conflict of interest.

BOARD MATTERS

PROCLAMATION: MOTORCYCLE AWARENESS WEEK

By motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2008 as Motorcycle Awareness Month in Shasta County. American Bikers Aimed Toward Education (ABATE) of Shasta County Secretary/Treasurer Camille Huntley accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the following items were pulled for discussion: the amendment to the Work and Financial Plan with the U.S. Department of Agriculture, the agreement with AT&T for the Opportunity Center, and the retroactive step advances in the Sheriff's Office.

Supervisor Baugh stated that paragraphs six and seven on page 94 of the April 14, 2008 minutes shall be amended to reflect discussion of mail-in ballots and not electronic voting machines.

CONSENT CALENDAR

By motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Cibula abstained on the item relating to the Public Safety Building HVAC project due to real property holdings, and Supervisor Hartman abstained on the April 15, 2008 minutes since she was not in attendance on that date.):

Approved the minutes of the meeting held on April 15, 2008, as amended. (Clerk of the Board)

Reappointed Dennis Jacobsen to the Pine Grove Mosquito Abatement District Board of Directors for a two-year term to January 2010. (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 authorize issuance of tax and revenue anticipation notes on behalf of the District so the District can issue notes independent of Shasta County. (County Counsel)

Approved and authorized the Chairman to sign an amendment to the contract with RIOH Medical Clinic, Inc. to include collecting specimens for transfer to the Public Health Department for drug and alcohol testing and retaining the term of April 12, 2005 through April 12, 2008, with two automatic one-year renewals. (Support Services)

Approved and authorized the Chairman to sign an amendment to the agreement with Willow Glen Care Center increasing the maximum compensation by \$20,000 (for a total not to exceed \$93,800) to continue providing community residential treatment services for mentally disabled older adults and retaining the term of July 1, 2007 through June 30, 2008, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with the Regents of the University of California in the amount of \$2,400 for continued computer technical assistance associated with the Automated Vital Statistics System for services from July 1, 2007 through June 30, 2008. (Public Health)

Approved and authorized the Chairman to sign agreements with AT&T to provide advertising for the adoptions and foster care services of the Children and Family Services Division in the amount of \$185 per month for Yellow Pages advertising commencing with the July 2008 edition; and in the amount of \$29 per month for Internet YELLOWPAGES.COM advertising for 12 months from the date of signing, with month-to-month renewals thereafter. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with Victor Treatment Centers, Inc. increasing the maximum compensation by \$45,150 (for a new total not to exceed \$364,525) to continue providing intensive day treatment and rehabilitation services for seriously emotionally disturbed youth and retaining the term July 1, 2007 through June 30, 2008. (Social Services)

Approved a budget amendment in the County Indigent Cases Fiscal Year 2007-08 final budget increasing appropriations in support and care of persons in the amount of \$190,000 and decreasing appropriations in professional services by \$80,000 and decreasing fund balance by \$110,000 to reflect an unanticipated increase in county indigent assistance cases. (Social Services)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Public Safety Building HVAC project and record it within ten days of actual completion of the work. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Clair Engle Park Band Shell project and record it within ten days of actual completion of the work. (Public Works)

Found the West Central Landfill Tipping Pad Project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications, and directed the Public Works Director to advertise for bids; authorized the opening of bids on or after May 22, 2008, at 11:00 a.m.; and approved a budget amendment increasing appropriations by \$400,000 for a fixed asset in the Solid Waste budget unit offset by a decrease in Services and Supplies. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

WORK AND FINANCIAL PLAN

ANIMAL AND PLANT HEALTH INSPECTION SERVICE/WILDLIFE SERVICES

BUDGET AMENDMENT

In response to a question by Supervisor Baugh, Agricultural Commissioner/Sealer of Weights and Measures Mary Pfeiffer explained the funds requested to purchase two replacement vehicles are agricultural funds and confirmed this is an appropriate use of funds.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved a budget amendment which recognizes revenue and increases appropriations in the amount of \$63,310 in the Agricultural Commissioner/Sealer of Weights and Measures budget unit, and transfers \$19,490 from Extra Help to Professional and Specialized Services; approved and authorized the Chairman to sign an amendment to the Work and Financial Plan with the U.S. Department of Agriculture Animal and Plant Health Inspection Service/Wildlife Services; authorized Fleet Management to purchase two replacement vehicles; and authorized the Auditor-Controller to create two fixed asset accounts for the vehicles and pay associated claims. (Agricultural Commissioner/Sealer of Weights and Measures)

AGREEMENT: AT&T
OPPORTUNITY CENTER'S SERVICES ADVERTISING

In response to a question by Supervisor Baugh, Health and Human Services Agency Business and Support Services Director Leanne Link stated the Opportunity Center's revenue directly supports its program costs.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign agreements with AT&T to provide advertising for the Opportunity Center's mailing and packaging services in the amount of \$161 per month for Yellow Pages advertising commencing with the July 2008 edition; and in the amount of \$42 per month for Internet YELLOWPAGES.COM advertising for 12 months from the date of signing, with month-to-month renewals thereafter. (Social Services)

RETROACTIVE STEP ADVANCES

In response to a question from Supervisor Kehoe, Sheriff Tom Bosenko confirmed that there are now procedures in place to ensure personnel evaluations are completed in a timely manner.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors authorized the Auditor-Controller to pay retroactive step advances to two Sheriff's Office employees in accordance with Chapter 35 of the Personnel Rules. (Sheriff)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: "HEALTHY FOR LIFE" CHALLENGE

Director of Public Health Donnell Ewert introduced Workplace Wellness Specialist Sherrie Brookes, who discussed the success of the Healthy for Life Challenge, including increased activity, healthy eating, and Supervisor Baugh as a role model.

Ms. Brookes stated that there were over 500 people who accepted the challenge, and recognized Information Technology (IT) and the Assessor's Office for their large number of participants and involvement. Chief Technology Officer Charlie Haase noted that IT had a total of three teams; one member quit smoking, participants lost a total of more than 90 pounds, and as a result, participants showed increased morale and productivity. Senior Special Real Property Appraiser Deborah Baldwin-Pulcini stated that the Assessor's Office had a total of four teams, and the Buddha Bellies won the challenge.

Sheriff Tom Bosenko said the Sheriff's Office had several teams and thanked Supervisor Baugh for encouraging a healthier lifestyle.

Supervisor Baugh thanked Public Health and staff for their involvement and leadership.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisor Kehoe recently attended the Redding Area Bus Authority board meeting.

Supervisors reported on issues of countywide interest.

9:45 a.m.: The Board of Supervisors recessed.

9:53 a.m.: The Board of Supervisors reconvened.

SCHEDULED HEARINGS

ADMINISTRATIVE OFFICE

PRESENTATION: INDEPENDENT LEGAL ANALYSIS PUBLIC FACILITIES IMPACT FEE STUDY

This was the time set to conduct a public hearing and receive a presentation of the findings of an independent legal analysis as requested at the November 6, 2007 Proposed Development Impact Fees Workshop and consider the Shasta County and City of Redding Public Facilities Impact Fee Study. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

CAO Lees provided an overview of changes to the ordinance, including language which states that the County will not collect impact fees for the City of Redding until the City of Redding commences collection for the County. No collection of fees in the Redding area will commence until a Memorandum of Understanding or Joint Power of Agreement is created between the City of Redding and Shasta County.

The parks and trails fee for the unincorporated areas was also removed from the ordinance. Although the fee was part of the MuniFinancial study and was appropriate, based on legal input, it was not justified without having a parks and trails plan in place. The County is partnering with organizations to fund a study plan.

Abbot & Kindermann Attorney Kate Hart advised she had independently reviewed the MuniFinancial Study against the Mitigation Fee Act requirements, and in accordance with statute, the study clearly:

1. Identifies the purpose of the fees;
2. Identifies the uses of the fees;
3. Shows the reasonable relationship between the fees use and the type of development projects on which the fees will be imposed;
4. Shows the reasonable relationship between the need for the public facilities and the type of development upon which the fees will be imposed; and
5. Shows the reasonable relationship between the amount of the fee and the cost of the public facility attributable to the development on which the fee is imposed.

Ms. Hart also stressed that the fees will go to new development, not existing deficiencies in facilities, and the proposed fees do not exceed any estimated costs of the required construction of the facilities to serve new development.

In response to questions by Supervisors, Ms. Hart confirmed that the ordinance is legally supportable and sufficient.

CAO Lees has received feedback from many people, including members of the Shasta Builders' Exchange, developers, library proponents, and animal shelter proponents. He recommended approval of the ordinance, which would be effective July 1, 2008, and the tentative approval of the joint impact fee collection with the City of Redding upon approval of a City of Redding ordinance by the Redding City Council, with the understanding that fees would only be collected in the unincorporated areas until a Memorandum of Understanding (MOU) or Joint Powers Agreement (JPA) is approved between the City of Redding and Shasta County for fees in City of Redding.

In response to questions by Supervisors, CAO Lees explained that if no agreement is reached with the City of Redding, the regional park fees for the City of Redding would be abandoned, and only fees in the unincorporated areas would be collected. Due to the complications of coordinating with four government entities, only the City with the largest population was contacted. The proposal will be presented to the Cities of Anderson and Shasta Lake at a later time.

The public hearing was opened, at which time Attorney for Shasta County Tax Payers' Association (Shastax) and Shasta VOICES Walt McNeill stated his clients are not philosophically opposed to development impact fees for needed items, but they support development impact fees that are fair, limited to the unincorporated areas, directed to facilities that are actually needed, and which are legally adopted.

Mr. McNeil contended that:

1. The County has no legal authority to create this cross-agency fee;
2. The County has no authority to charge a fee outside the unincorporated areas of the County;
3. The ordinance attempts to require a transportation impact fee outside the County within the south county region;
4. The ad hoc manner of handling the ordinance is not a legally appropriate method since collecting fees was on the premise of a joint City/County study;
5. The methodology in the study is inappropriate and illegal as it is based on facilities standards that do not identify the public facilities to be built with fee revenue. The Mitigation Fee Act requires the facilities to be built be identified; otherwise, collecting money for future, unidentified facilities is a tax and not an impact fee;
6. The Cities of Shasta Lake and Anderson benefit from facilities built but are not a part of the process. He acknowledged that revenues must be collected from other sources to make up for their absence, but it is not specified where that revenue will come from, which is a requirement under the Mitigation Fee Act.

Mr. McNeil stated that the ordinance could not be adopted today because the Government Code requires a sequence of processes which have not been followed. He alleged that today's meeting is a public meeting and not a public hearing. He contended that the proposed ordinance is subject to environmental review under the California Environmental Act (CEQA), which has not occurred, and the ordinance contains many operational fees which cannot be charged. He asserted that the transportation impact fee is not clear to the public and is only a Knighton Road Interchange fee.

President of Shasta Library Foundation Judy Salter and President of Friends of Redding Library Jim Ceragioli discussed the effects of illiteracy and the need for more funding for the Redding Library.

Shasta VOICES board member John Dunlap presented a resolution of the Shasta VOICES board opposing the proposed ordinance.

Tom O'Mara asked that the Board of Supervisors to go forward with the parks, trails, and open spaces plan to provide development of new sources of recreation.

Charles Alexander stated that if Shasta County receives grant funding for a new jail, it will be insufficient, and additional funding will be needed in the form of local fees and taxes.

Ron Largent; Sharrah Dunlap Sawyer Chief Executive Officer Greg Dunbar; Shastax President Willie Preston; Ochoa & Shehan Builders, Inc. President Jerry Wagar; Mike Quinn; Shasta Builders' Exchange CEO Kent Dagg; Diaz Associates representative Eihnard Diaz; Greater Redding Chamber of Commerce President and Chief Executive Officer Frank Strazzarino; and Gary Cadd opposed the proposed impact fees due to the effect it will have on the construction industry.

Citizens for Smart Growth representative Ron Reece and Happy Valley Park Committee Co-Chair Barbara Jackson supported the impact fees in order to fund needed county services.

11:32 a.m.: The Board of Supervisors recessed.

11:39 a.m.: The Board of Supervisors reconvened.

In response to questions by Supervisors, Ms. Hart stated her firm objectively reviewed the proposal, and she has no personal interest that would color her legal advice. She confirmed that the ordinance is legal and in concordance with the Mitigation Fee Act. She addressed the following legal issues:

1. With respect to CEQA, based on *Kaufman & Broad v. Morgan Hill Unified School District* (1992)(9 Cal.App.4th 464), the adoption of this ordinance is not a project under CEQA and, therefore, is exempt. She recommended adding a reference to CEQA Guideline section 16051(b)(3) to the "Findings" section of the ordinance and to direct staff to file a notice of exemption.

In response to questions by Supervisors, Ms. Hart stated that Abbot & Kindermann has provided counsel for development impact fees numerous times. She pointed out that only the fees for new projects in the Capital Improvement Plan are included in the ordinance. Each project would be subject to environmental review.

2. There is no requirement that Shasta County enter into a JPA with the City of Redding; an MOU is sufficient.
3. There is sufficient relationship among the facilities fees in the ordinance and the facilities as outlined in the MuniFinancial study.
4. Shasta County has complied with the legal requirements of noticing of public hearings.

In response to questions by Supervisors, Director of Resource Management Russ Mull stated the Knighton Road Interchange impact fee is comprised of three fees within the City of Redding and one within the County. The County fee can stand alone. He does not believe the proposal is illegal in any manner and counsel has not indicated so. He also explained that these impact fees cannot fund existing operations for residents, such as the Redding Library. These fees can only service future development.

MuniFinancial Project Manager Jeff Kay stated the Quinby Act, which provides for the dedication of fees and/or parkland through the Subdivision Map Act, is nullified since the County is no longer pursuing the parks, trails, and open spaces fee at this time.

In response to questions by Supervisor Cibula, Mr. Mull stated that if no fees are approved, Shasta County residents will pay the costs in another manner. As the population increases, the demands for services and space will increase. CAO Lees confirmed that there is nothing in the current proposal to allow collection of fees outside Shasta County.

In response to a question by Supervisor Hawes, Mr. Mull agreed that phasing the fee in over three years is the most practical implementation. He does not recommend holding the ordinance until January 2009 for approval as that would create a rush to submit plans before the implementation deadline.

In response to questions by Supervisor Kehoe, CAO Lees stated that if the County does not implement impact fees, funding will be sought elsewhere, either by cutting operational costs, eliminating positions, or increasing sales taxes. Mr. Kay stated that it would benefit the County to have all three cities involved, but it would not be a fatal flaw to go forward with just one city at this time.

In response to a question by Supervisor Kehoe, Mr. McNeil re-stated the reasons for his continued opposition to the proposal:

1. The ordinance must be read, introduced, and at a later meeting acted upon;
2. CEQA exemption applies since three fees increase service levels;
3. Fees are attempting to pay for existing facilities. There is no authority in the Mitigation Fee Act to reimburse public agencies for the costs of existing facilities.
4. There is no authority in the Mitigation Fee Act to use a JPA or MOU for cross-agency fees.
5. The County must identify the cost for the public facility and funding sources.
6. The County cannot charge development fees for operational expenses.
7. It is not legal to apply all collected fees for the County to the Knighton Road Interchange.

In response to a question by Supervisor Cibula, County Counsel Karen Jahr stated she is confident in the legal advice provided by Abbott & Kindermann. There are no known issues with the phasing in of the fees. She had no issues which would constitute a legal impediment.

Supervisor Kehoe suggested that the Board of Supervisors appoint Chairman Hartman, Vice Chairman Hawes, and CAO Lees to consult with the public to come to an agreeable phase-in period, and then bring the proposal back in two to three weeks.

By consensus, the Board of Supervisors agreed to recess to closed session to allow staff to rewrite the ordinance with proposed phase-in language.

CLOSED SESSION ANNOUNCEMENT

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

1. Consider a public employee appointment (County Counsel), pursuant to Government Code section 54957.6; and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

12:54 p.m.: The Board of Supervisors recessed to Closed Session.

1:41 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Karen Jahr, and Deputy Clerks of the Board Valerie Ibarra, Linda Mekelburg and Diane Colson present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss personnel matters and labor relations; however, no reportable action was taken.

SCHEDULED HEARINGS, CONTINUED

ADMINISTRATIVE OFFICE

PRESENTATION: INDEPENDENT LEGAL ANALYSIS PUBLIC FACILITIES IMPACT FEE STUDY

Mr. Mull provided an overview of the changes to the ordinance, including the addition of the following language:

1. Page 2, section 2(E), *"This ordinance is exempt from CEQA pursuant to Guideline 15061(b)(3) and staff shall file a notice of exemption."*
2. Page 3, section 7, *"Development impact fees . . . as follows: effective July 1, 2008 the fee shall be 34 percent of the fees shown on Exhibit 1; effective July 1, 2009 the fee shall be 67 percent of the fees shown on Exhibit 1; effective July 1, 2010 the fee shall be 100 percent of the fees shown on Exhibit 1. The Annual Adjustment Rate contained in Section 8 below, shall apply to the base fees shown in Exhibit 1 and shall be in addition to those fees effective July 1, 2009 and July 1, 2010."*

In response to a question by Supervisor Baugh, County Counsel Karen Jahr called attention to an additional change to Page 3, section 8, "The administrator shall publish, in a newspaper of general circulation, the adjusted fee every *May 1*." She stated all changes are appropriate and legal.

Supervisor Baugh moved that the Board of Supervisors approve an ordinance which sets public facility fees for all new development within the County, outside the incorporated areas, including the phase in of fees as follows: Effective July 1, 2008, the fee shall be 34 percent of the fees shown on Exhibit 1; effective July 1, 2009, the fee shall be 67 percent of the fees shown on Exhibit 1; and effective July 1, 2010, the fee shall be 100 percent of the fees shown on Exhibit 1; the Annual Adjustment Rate contained in Section 8 shall apply to the base fees shown in Exhibit 1 and shall be in addition to those fees effective July 1, 2009 and July 1, 2010, as amended. Supervisor Hawes seconded the motion.

In response to a question by Supervisor Kehoe, Mr. McNeil stated the phase in of the fees is better, but it does not change his client's position. He stated that the Board of Supervisors cannot adopt an amendment without notice.

Ms. Hart stated that the Government Code allows the County to amend the ordinance prior to its introduction.

At the recommendation of County Counsel Karen Jahr for clarification, Supervisor Baugh withdrew his motion and Supervisor Hawes withdrew his second to the motion.


By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which sets public facilities fees, as amended.

1:50 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, May 6, 2008

REGULAR MEETING

9:03 a.m.: Chairman Hartman 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 Cibula
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Hartman
- District No. 5 - Supervisor Baugh

- County Administrative Officer - Larry Lees
- County Counsel - Karen Jahr
- Deputy Clerk of the Board - Diane Colson
- Chief Deputy Clerk of the Board - Glenda Tracy

INVOCATION

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

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Mel Fisher.

BOARD MATTERS

**MAY 2008 EMPLOYEE OF THE MONTH
GROUP COUNSELOR II DAVID HEVNER
RESOLUTION NO. 2008-045**

At the recommendation of Chief Probation Officer Brian Richart and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-045, which recognizes Group Counselor II David Hevner as Shasta County's May 2008 Employee of the Month.

(See Resolution Book No. 49)

PROCLAMATION: FOSTER CARE AWARENESS MONTH

At the recommendation of Social Services Director Jane Work and by motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2008 as Foster Care Awareness Month in Shasta County. Foster Parents Association President Mickey Harris discussed the foster parent mentoring program and recognized Foster Parents of the Year Jason and Amanda Carcello.

PROCLAMATION: VETERANS APPRECIATION MONTH

At the recommendation of Veterans Service Officer Dave Lanford and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2008 as Veterans Appreciation Month in Shasta County. Employment Development Department Veterans Employment Services Specialist Kevin Marshall thanked the Board of Supervisors for adopting the proclamation.

PROCLAMATION: MENTAL HEALTH MONTH

At the recommendation of Director of Mental Health Services Dr. Mark Montgomery and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2008 as Mental Health Month in Shasta County. Sherrie Allen, Monica Baxter, and Marge Hall spoke of events scheduled for Mental Health Month.

PROCLAMATION: PEACE OFFICERS MEMORIAL WEEK

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 11-17, 2008 as Peace Officers Memorial Week and May 15, 2008 as Peace Officers Memorial Day in Shasta County.

CERTIFICATE OF RECOGNITION
TEEN CHALLENGE INTERNATIONAL

The Board of Supervisors presented a Certificate of Recognition to Teen Challenge International Community Service Director Reverend Jack Lauritzen on behalf of Teen Challenge International in recognition of their 50th anniversary.

PUBLIC COMMENT PERIOD - OPEN TIME

Jerry Hurley spoke on the water crisis and the need to protect and conserve water.

Charles Alexander spoke in opposition to the impact fees.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the agreement with AT&T correcting the billing rate and the resolution to dissolve the Solid Waste Hearing Panel. Supervisor Baugh pulled for discussion the agreement with CHG Companies, Inc. d.b.a. CompHealth for temporary psychiatric services.

CONSENT CALENDAR

By motion made, seconded (Baugh/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 a letter amending the agreement with the U.S. Department of Agriculture increasing compensation by \$4,000 (for a new total of \$30,943) to provide additional noxious weed control and extending the term to December 31, 2008. (Agricultural Commissioner)

Approved the minutes of the meeting held on April 22, 2008, as submitted. (Clerk of the Board)

Appointed Rod Miranda and reappointed J. Dean Franks to the Millville Masonic & Odd Fellows Cemetery District Board of Directors for four-year terms to March 2012. (Clerk of the Board)

Enacted Ordinance No. 378-1976, which approves Zone Amendment No. 06-046, Cassel Ridge, Inc. (Cassel area), as introduced December 18, 2007. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 665, which sets public facilities fees for all new development within the county, outside the incorporated areas, as introduced April 22, 2008. (Clerk of the Board)

(See General Ordinance Book)

Approved and authorized the Chairman to sign an amendment to the agreement with the California Department of Alcohol and Drug Programs increasing compensation by \$110,857 (for a new total not to exceed \$2,016,383 for Fiscal Year 2007-08) to provide additional alcohol and other drug treatment and prevention services and retaining the term of July 1, 2007 through June 30, 2010. (Mental Health-Alcohol and Drug Programs)

Adopted Resolution No. 2008-046, which repeals Resolution No. 98-137 and updates the records retention schedule for the District Attorney's Office. (District Attorney)

(See Resolution Book No. 49)

Approved a budget amendment increasing appropriations by \$5,150 in the Castella Water Bond Sinking Fund to retire a portion of the County Service Area's bonded indebtedness offset by fund balance. (Public Works)

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 2007-08. (Public Works)

For Tract Map No. 1898, Waterleaf Estates subdivision (Shingletown area): For the proposed Waterleaf Estates Permanent Road Division: adopted Resolution No. 2008-047, which forms the Division; adopted Resolution No. 2008-048, which confirms the annual parcel charge report for Fiscal Year 2008-09; and received the annual parcel charge report; and for the final map: accepted the final map for filing; accepted on behalf of the public offers of dedication for public road rights of way, slope easements, and public utility easements; and adopted Resolution No. 2008-049, which consents to but does not accept offers of dedication for drainage easements; and approved and authorized the Chairman to sign an agreement with Steve Szakal guaranteeing workmanship on Waterleaf Lane and Emergency Fire Escape Road, and accept security for maintenance in the amount of \$29,625. (Public Works)

(See Resolution Book No. 49)

For Tract Map No. 1890, Foxwood Estates (west Redding area), released securities guaranteeing faithful performance in the amount of \$122,000 and guaranteeing payment in the amount of \$61,000; approved and authorized the Chairman to sign an agreement with Signature Northwest Partnership guaranteeing workmanship for one year; and accepted security for faithful performance in the amount of \$78,400. (Public Works)

Adopted Resolution No. 2008-050, which authorizes the Department of Resource Management to apply for City/County Payment Program funds from the California Department of Conservation for beverage container recycling and litter abatement programs in the amount of \$28,739 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

and revenues in the Fiscal Year 2008-09 budget, and authorizes the Auditor-Controller to pay claims for said expenditures. (Resource Management)

(See Resolution Book No. 49)

Adopted Resolution No. 2008-051, which authorizes the Director of Resource Management to apply for a Solid Waste Enforcement Assistance Grant for Fiscal Year 2008-09 in an approximate amount of \$43,545. (Resource Management)

(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

AGREEMENT: AT&T BILLING RATE CORRECTION

In response to questions by Supervisor Kehoe, Chief Technology Officer Charlie Haase explained that AT&T did not recognize certain language in the original agreement. The original contract was for \$1,249.60 per month. AT&T overbilled the County having interpreted the amount to be different. The amended contract provides clarification. The new contract will supersede the other agreement.

By motion made, seconded (Kehoe/Baugh) and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with AT&T correcting the billing rate to \$1,249.60 per month to provide maintenance of two data circuits in the Burney area for 36 months from the date of signing. (Information Technology)

AGREEMENT: CHG COMPANIES, INC. d.b.a. COMPHEALTH TEMPORARY PSYCHIATRIC SERVICES

In response to questions by Supervisor Baugh, Director of Mental Health Services Dr. Mark Montgomery noted that there is not enough money remaining on the original contract to provide for services necessary through the end of the term.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with CHG Companies, Inc. d.b.a. CompHealth to provide temporary psychiatric services in an amount not to exceed \$300,000 per fiscal year from the date of signing through June 30, 2009. (Mental Health)

SOLID WASTE HEARING PANEL AND OFFICER RESOLUTION NO. 2008-052

In response to questions by Supervisors, Director of Resource Management Russ Mull stated he is requesting disbanding the Solid Waste Hearing Panel and hiring a Solid Waste Hearing Officer because the panel has never met, and if the services are ever needed, the use of a hearing officer will be a better use of resources.

By motion made, seconded (Hawes/Baugh), and carried the Board of Supervisors adopted Resolution No. 2008-052, which amends Resolution No. 92-76 to dissolve the Solid Waste Hearing Panel and establishes a Solid Waste Independent Hearing Officer Supervisor Kehoe voted no as he prefers to maintain citizen involvement through a volunteer panel rather than a paid hearing officer. (Resource Management)

(See Resolution Book No. 49)

REGULAR CALENDAR**PRESENTATIONS****PRESENTATION: 2007 ACTIVITIES OF THE CALIFORNIA HIGHWAY PATROL**

California Highway Patrol (CHP) Captain Jerry Godnick introduced CHP Sergeant Bill East who updated the Board of Supervisors on the 2007 activities of the California Highway Patrol. Sgt. East discussed programs and their successes in 2007, including a 35 percent reduction in auto theft from 2006 to 2007, a 45 percent reduction in alcohol related collisions since 2003, and a 27 percent reduction in fatal collisions since 2003.

By consensus, the Board of Supervisors directed that a letter of appreciation be sent from the Board of Supervisors to the Highway Patrol.

10:20 a.m.: The Board of Supervisors recessed

10:28 a.m.: The Board of Supervisors reconvened.

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

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including Assembly Bill 2447 (Jones) regarding CAL FIRE approval of subdivision maps and Senate Bills 1500 (Kehoe) and 1617 (Kehoe) regarding CAL FIRE State Responsibility Areas.

By motion made, seconded (Hawes/Baugh), and unanimously carried the Board of Supervisors approved and authorized the Chairman to sign letters opposing Assembly Bill 2447, regarding CAL FIRE approval of subdivision maps, opposing Senate Bill 1500 regarding CAL FIRE State Responsibility Area residential density, and opposing Senate Bill 1617 regarding CAL FIRE State Responsibility Area fees for fire-related services.

CAO Lees stated that the State budget gap has been revised to \$15-20 billion.

In response to a question from Supervisor Kehoe, CAO Lees replied that Assemblyman La Malfa's and Senator Aanestad's offices have been contacted. Assemblyman La Malfa would like to discuss state budget problems with the Board of Supervisors but is unable to come at this time. Senator Aanestad is not currently available.

Supervisor Kehoe recently attended a National Alliance for the Mentally Ill of California (NAMI) meeting on a Mental Health Criminal Justice Community Collaboration project.

Supervisor Baugh recently attended meetings at Regional Transportation Planning Agency (RTPA) and Local Agency Formation Commission (LAFCO).

Supervisor Cibula recently attended Northern Rural Training and Employment Consortium (NoRTEC) and Northern California Supervisors Association meetings.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES-HUMAN RESOURCES DEPARTMENT**FISCAL YEAR 2007-08 CLASSIFICATION MAINTENANCE PROGRAM
SALARY RESOLUTION NO. 1348**

At the recommendation of Assistant Director of Support Services Marty Bishop and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding the Fiscal Year 2007-08 Classification Maintenance Program: Adopted Salary Resolution No. 1348, which reclassifies various positions and makes certain salary adjustments effective May 11, 2008; deleted four job classifications; and approved three new job classifications.

(See Salary Resolution Book)

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 (Hawes/Baugh), and unanimously carried, the Board of Supervisors accepted the Quarterly Report of Investments for the period ending March 31, 2008.

INVESTMENT POLICY STATEMENT OF THE SHASTA COUNTY TREASURER

Treasurer-Tax Collector/Public Administrator Lori Scott presented the staff report and recommended approval. She explained that a Disaster/Business Continuity Plan had been added to the Investment Policy Statement to address banking and investment functions in the event of an occurrence which disrupts normal operations. Ms. Scott discussed the possibility of replacing older computers with laptop computers to enable staff to continue business away from County buildings in such an event. She reviewed security measures currently in place.

Supervisor Cibula and Baugh expressed concern for security purposes when laptops are used outside the County facilities. Ms. Scott advised the information is protected by multiple passwords.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved the revised Investment Policy Statement of the Shasta County Treasurer.

HEALTH AND HUMAN SERVICES**AGREEMENT: CALIFORNIA DEPARTMENT OF MENTAL HEALTH
STATE HOSPITAL BED USAGE**

At the recommendation of Director of Mental Health Services Dr. Mark Montgomery and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with the California Department of Mental Health for State Hospital bed usage on a fee-for-service basis for the period July 1, 2007 through June 30, 2008.

LAW AND JUSTICE**PROBATION****REPORT ON THE PURCHASE OF PREPAID BANK CARDS**

Chief Probation Officer Brian Richart provided an update on a departmental program where prepaid bank cards are used to pay for foster care-related emergency expenses. By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved the continuation of the pilot program until the CAL-Card program can be implemented countywide.

SCHEDULED HEARINGS**PUBLIC WORKS****COUNTY SERVICE AREA NO. 3 - CASTELLA WATER
WATER SHORTAGE EMERGENCY**

This was the time set to conduct a public hearing and consider introducing and waiving the reading of an ordinance which declares a water shortage emergency for CSA No. 3 - Castella Water. Public Works Director and Water Agency Chief Engineer Pat Minturn presented the staff report and recommended approval of the ordinance. The Affidavit of Publication and Notice of Public Hearing are on file with the Clerk of the Board.

Mr. Minturn recently received a phone call from the attorney for the McConnell Foundation, offering the use of 1000 acre feet of water at \$85/acre foot.

On May 5, the Bureau of Reclamation announced 25 percent cutbacks for domestic water use and 55 percent cutbacks for agricultural use. Staff has developed a drought management plan with a proposed fee which would limit customers to 80 percent of median 2007 use and would impose monetary penalties through an ordinance. The County is contractually obligated to meet the mandated cutbacks, and the Board of Supervisors could impose a fine that exceeds the cost from the McConnell Foundation.

Mr. Minturn recently met with Keswick residents, and they understand the situation but requested a sunset date of August 31, 2008 unless there is a documented need to continue the restrictions.

In response to a question from Supervisor Kehoe, Mr. Minturn stated residents who wish to exceed the usage limits may do so, but they will pay monetary penalties. However, the excessive use should not adversely impact the other residents.

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 (Baugh/Hawes), and unanimously carried the Board of Supervisors introduced and waived the reading of an ordinance which declares a water shortage emergency for County Service Area No. 3 - Castella Water; restricts maximum water consumption; and establishes penalties for water consumption in excess of the established maximum, with a sunset date of August 31, 2008.

COUNTY SERVICE AREA NO. 6 - JONES VALLEY WATER
WATER SHORTAGE EMERGENCY

This was the time set to conduct a public hearing and consider introducing and waiving the reading of an ordinance which declares a water shortage emergency for CSA No. 6 - Jones Valley Water. Public Works Director and Water Agency Chief Engineer Pat Minturn presented the staff report and recommended approval of the ordinance. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

The public hearing was opened.

Corwin Myers expressed his concern about fire protection. Steve Boyd stated that the Elk Trail area needs a separate county service area. Peter Scales suggested postponing the vote to obtain more input from residents of the affected areas.

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

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which declares a water shortage emergency for County Service Area No. 6 - Jones Valley Water; restricts maximum water consumption; and establishes penalties for water consumption in excess of the established maximum, with a sunset date of August 31, 2008.

COUNTY SERVICE AREA NO. 23 - CRAG VIEW WATER
WATER SHORTAGE EMERGENCY

This was the time set to conduct a public hearing and consider introducing and waiving the reading of an ordinance which declares a water shortage emergency for CSA No. 23 - Crag View Water. Public Works Director and Water Agency Chief Engineer Pat Minturn presented the staff report and recommended approval of the request. 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 proposal, and the public hearing was closed.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which declares a water shortage emergency for County Service Area No. 23 - Crag View Water; restricts maximum water consumption; and establishes penalties for water consumption in excess of the established maximum, with a sunset date of August 31, 2008.

COUNTY SERVICE AREA NO. 25 - KESWICK WATER
WATER SHORTAGE EMERGENCY

This was the time set to conduct a public hearing and consider introducing and waiving the reading of an ordinance which declares a water shortage emergency for CSA No. 25 - Keswick Water. Public Works Director and Water Agency Chief Engineer Pat Minturn presented the staff report and recommended approval of the request. 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 proposal, and the public hearing was closed.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which declares a water shortage emergency for County Service Area No. 25 - Keswick Water; restricts maximum water consumption; and establishes penalties for water consumption in excess of the established maximum, with a sunset date of August 31, 2008.

CLOSED SESSION ANNOUNCEMENT

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

1. Consider a public employee appointment (County Counsel), pursuant to Government Code section 54957.6; and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

12:22 p.m.: The Board of Supervisors recessed to Closed Session.

1:03 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Hawes, Hartman, and Baugh, County Administrative Officer Larry Lees, Deputy Clerk of the Board Diane Colson, and Chief Deputy Clerk of the Board Glenda Tracy present.

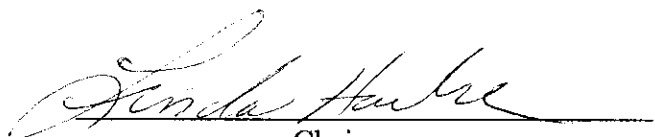
REPORT OF CLOSED SESSION ACTIONS

Supervisor Hartman 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.

FIELD TRIP

The proposed field trip for the 2008 Shasta County Agriculture Tour was pulled from the agenda due to lack of a quorum who will attend.

1:04 p.m.: The Board of Supervisors adjourned.



 Chairman

ATTEST:

LAWRENCE G. LEES
 Clerk of the Board of Supervisors

By 
 Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, May 13, 2008

REGULAR MEETING

9:01 a.m.: Chairman Hartman 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 Hartman

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Deputy Clerk of the Board - Diane Colson
Chief Deputy Clerk of the Board - Glenda Tracy

District No. 2 - Supervisor Cibula - Absent
District No. 5 - Supervisor Baugh - Absent

INVOCATION

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

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Don Farrell spoke on enforcing vegetation codes on unoccupied property.

Received an update from U.S. Forest Service Ranger Mike Hupp on projects in the Mt. Shasta McCloud Management Unit of the Shasta-Trinity National Forest.

BOARD MATTERS

**PROCLAMATION: OLDER AMERICANS MONTH AND
ELDER ABUSE PREVENTION MONTH**

At the recommendation of Director of Social Services Jane Work and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2008 as Older Americans Month and Elder Abuse Prevention Month in Shasta County. Adult Protective Services Program Manager II Jim Livingston spoke of the importance of preventing elder abuse.

PROCLAMATION: AIRPORT DAY

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 18, 2008 as Airport Day in Shasta County. Sheriff's Office Search and Rescue representative Merrick Moore thanked the Board of Supervisors for adopting the proclamation.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Hawes), 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 the County Claims List totaling \$405.91 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on May 6, 2008, as submitted. (Clerk of the Board)

Reappointed Terrence Starr (District 1), Pam Giacomini (District 3), Mike Lindsey (CAO), and Terri Fields Hosler (Public Health) to the Tobacco Settlement Funds Citizens Advisory Committee for one-year terms to June 2009. (Public Health)

Found the Redding Regional Septage Impoundments Cleanout Project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications, and directed the Public Works Director to advertise for bids; and authorized the opening of bids on or after May 29, 2008 at 11:00 a.m. (Public Works)

Approved and authorized the Chairman to sign an amendment to the agreement with Basic Laboratory, Inc. increasing compensation by \$21,250 (for a new total not to exceed \$106,250 for Fiscal Year 2007-08) for additional collection and laboratory testing of water, soil, and wastewater at County water, wastewater, and solid waste facilities and retaining the term of July 19, 2005 through June 30, 2008. (Public Works)

Awarded to the low bidder, Hutchins Paving and Engineering, Inc., on a lump-sum basis, the contract for construction on the Mental Health Department Accessible Parking Project in the amount of \$59,000. (Public Works)

Released the securities guaranteeing performance of subdivision improvements in the amount of \$5,950 and guaranteeing payment in the amount of \$2,975 for Parcel Map No. 05-083 Dunham (Cottonwood area). (Public Works)

For Tract Map No. 1901, Stillwater Ranch (east Redding area): For the proposed Stillwater Ranch Permanent Road Division: adopted Resolution No. 2008-053, which forms the Division; adopted Resolution No. 2008-054, which confirms the annual parcel charge report for Fiscal Year 2008-09; received the annual parcel charge report; and for the final map: approved the final map for filing; accepted on behalf of the public offers of dedication for public road rights of way and public utility easements; approved and authorized the Chairman to sign an agreement with Stillwater Ranch Development, Inc. guaranteeing workmanship on Twin Creeks Lane, and accepted maintenance security in the amount of \$33,700. (Public Works)

(See Resolution Book No. 49)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including the status of State budget deficit.

Supervisor Kehoe recently attended a Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

HEALTH AND HUMAN SERVICES

MENTAL HEALTH

MEMORANDUM OF UNDERSTANDING
SHASTA COUNTY OFFICE OF EDUCATION

At the recommendation of Director of Mental Health Services Dr. Mark Montgomery and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a Memorandum of Understanding with the Shasta County Office of Education to allow the transfer of \$72,188 in Federal Individuals with Disabilities Education Act funds to the Mental Health Department to provide mental health services to special education students for Fiscal Year 2008-09.

PUBLIC WORKS

REDDING VETERANS MEMORIAL HALL WOMEN'S RESTROOM PROJECT
NOTICE OF COMPLETION

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Public Works Director to sign a Notice of Completion for the Redding Veterans Memorial Hall Women's Restroom Project and record it within 10 days of actual completion of the work.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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 Babcock v. County of Shasta, pursuant to Government Code section 54956.9(a); and
2. Consider a public employee appointment (County Counsel), pursuant to Government Code section 54957.6; and
3. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

1:31 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Hawes, and Hartman, County Administrative Officer Larry Lees, Assistant County Counsel Mike Ralston, Deputy Clerk of the Board Diane Colson, and Chief Deputy Clerk of the Board Glenda Tracy present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation, a public employee appointment, and labor negotiations; however, no reportable action was taken.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

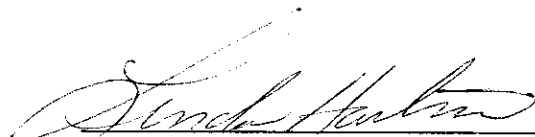
APPEAL: PARCEL MAP NO. 06-070A2 MITCH CHUCK, BURNEY AREA

This was the time set to conduct a public hearing regarding the appeal by Mitch Chuck of certain conditions of Parcel Map No. 06-070A2 in the Burney area. The Affidavit of Publication and Notice of Public Hearing are on file with the Clerk of the Board. Chairman Hartman stated that the appellant has requested a continuance of this matter to the June 3, 2008 Board of Supervisors meeting.

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 (Hawes/Kehoe), and unanimously carried, the Board of Supervisors continued the appeal to June 3, 2008 at 1:30 p.m.

1:33 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, May 20, 2008

REGULAR MEETING

9:03 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman

District No. 5 - Supervisor Baugh - Absent

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by County Administrative Officer Larry Lees.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Marjorie Hall, Don Douth, Julie Bigley, Sherry Morgan, Paula Richardson, Brian Dixon, Margaret Wandro, Nate Shoomaker, and Claudia Ray opposed the closing of Sierra Center and described the beneficial treatment services. The matter was referred to staff to draft a letter to the Legislature requesting additional funding.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the Mental Health Services Act agreement, the California Statewide Automated Welfare System Consortium IV memorandum of understanding, the Assessments.com agreement, and the appointments to the Shasta-Tehama Watermaster District were pulled for discussion.

CONSENT CALENDAR

By motion made, seconded (Hawes/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 memorandum of understanding with the Superior Court modifying various fees paid by the County for claims review and collections services provided by the Court effective July 1, 2008 and retaining the term to June 30, 2009. (Administrative Office)

Adopted Salary Resolution No. 1349, which adds a footnote to allow an additional 5 percent pay in the Supervising Accountant-Administrative classification when assigned duties which require a Certified Public Accountant Certificate. (Support Services)
(See Salary Resolution Book)

Approved and authorized the Chairman to sign a renewal contract with John Swanson d.b.a. Swanson and Associates in an amount not to exceed \$70,000 in Fiscal Year 2008-09, \$75,000 in Fiscal Year 2009-10, and \$80,000 in Fiscal Year 2010-11 to provide investigative services for the period July 1, 2008 through June 30, 2009, with two automatic one-year renewals. (Support Services)

Adopted Resolution No. 2008-055, which establishes a records retention schedule for the Auditor-Controller's Office. (Auditor-Controller)
(See Resolution Book No. 49)

Approved the appointment of Allyn F. Clark at Step 'F' of the Supervising Accountant-Administrative classification. (Auditor-Controller)

Approved the minutes of the meeting held on May 13, 2008, as submitted. (Clerk of the Board)

Reappointed Nancy Farr (as recommended by District 4 Supervisor Hartman) to the Shasta County Arts Council for a three-year term to June 2011. (Clerk of the Board)

Approved and authorized the Chairman to sign a grant agreement with The California Endowment to receive \$5,000 to fund the 6th Annual Excellence in Public Health Awards event to be held May 28, 2008; and approved and authorized the Auditor-Controller to pay associated claims. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Assessments.com for a web-based risk assessment software package which increases compensation by \$83,400 (for a new total not to exceed \$189,400) to provide additional software licenses and implementation and training services and retaining the term of December 18, 2007 through December 17, 2008, with one automatic one-year renewal, and increases compensation for the automatic one-year renewal by \$29,400 (for a new total not to exceed \$69,400). (Probation)

Adopted Resolution No. 2008-056, which repeals Resolution No. 2005-162 and adopts an amended records retention schedule for the Public Works Department. (Public Works)
(See Resolution Book No. 49)

Found the 2008 Asphalt Concrete Overlay Project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after June 12, 2008 at 11:00 a.m. (Public Works)

Found the Cottonwood Wastewater Treatment Plant Sludge Storage Pond Improvements Project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved a budget amendment increasing appropriations by \$40,000 in a fixed asset account in the Cottonwood Sewer Administration budget, offset by fund balance; approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after June 19, 2008 at 11:00 a.m. (Public Works)

Designated the Public Works Director as the County's agent to negotiate and sign an amendment to the cooperative agreement with Western Shasta Resource Conservation District increasing County participation up to \$30,000 (for a new total not to exceed \$105,000) to facilitate road improvements along Clear Creek Road. (Public Works)

For Tract Map No. 1943, Santa Barbara Estates, Units 3 and 4 (north Redding area): For the proposed Santa Barbara Estates, Units 3 and 4, Permanent Road Division: adopted Resolution No. 2008-057, which forms the Division; adopted Resolution No. 2008-058, which confirms the annual parcel charge report for Fiscal Year 2008-09; received the annual parcel charge report; for the Santa Barbara Estates, Units 3 and 4, Zone of Benefit with County Service Area No. 15 - Street Lighting: Adopted Resolution No. 2008-059, which forms the Zone and confirms the annual parcel charge report for Fiscal Year 2008-09; received the annual parcel charge report; and for the final map: Approved the final map for filing; accepted on behalf of the public offers of dedication for public road rights of way and public utility easements; approved and authorized the Chairman to sign an agreement with Community Housing Improvement Program guaranteeing workmanship on Cape Cod Drive and Balboa Drive, and accepted maintenance security in the amount of \$48,800. (Public Works)
(See Resolution Book No. 49)

For the Castella Assessment District 2007-1: Adopted Resolution No. 2008-060, which orders a change of proceedings to reduce assessments; adopted Resolution No. 2008-061, which determines assessments remaining unpaid; adopted Resolution No. 2008-062, which authorizes issuance of sale of bonds to USDA-Rural Development; and for the Castella Water System Improvement Project: Awarded to the low bidder, MDS Engineering & Construction, Inc., on a lump-sum basis, the contract for construction in the amount of \$527,447.48; approved a budget amendment increasing appropriations by \$958,500 in a fixed asset account in the Castella Water Administration budget, offset by fund balance. (Public Works)
(See Resolution Book No. 49)

For the Shingletown Meadow Sewer Project, authorized a no-interest loan in the amount of \$25,000 from the Shasta County Water Agency to County Service Area No. 13 - Alpine Meadows for construction of a septic tank effluent pump; approved a budget amendment transferring appropriations in the amount of \$25,000 from the Shasta County Water Agency budget to the County Service Area No. 13 - Alpine Meadows budget, offset by fund balance. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**AGREEMENT: MENTAL HEALTH SERVICES ACT
ENHANCED MENTAL HEALTH SERVICES**

In response to a question by Supervisor Hawes, Director of Mental Health Dr. Mark Montgomery explained that since Mental Health Services Act funds can only be used to fund new projects; therefore, wellness clinics and new programs have been created to target those in severe need of mental health services.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the Mental Health Services Act (MHSA) agreement maintaining the current funding level of \$5,547,085 to provide enhanced mental health services and extending the term of the contract to June 30, 2009. (Mental Health)

**AGREEMENT: CALIFORNIA STATEWIDE AUTOMATED
WELFARE SYSTEM CONSORTIUM IV
REIMBURSEMENT MECHANISM FOR UNFUNDED COSTS**

In response to a question by Supervisor Kehoe, Director of Social Services Jane Work noted that the benefits of the mandated system to clients and staff outweigh the unfunded costs of less than \$3,000.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the memorandum of understanding with the California Statewide Automated Welfare System Consortium IV to establish the mechanism for reimbursement of the Consortium for unfunded costs. (Social Services)

**SHERIFF'S OFFICE FALL RIVER CITIZENS' VOLUNTEER PATROL
USE OF COUNTY-OWNED VEHICLE**

In response to a question by Supervisor Hawes, Lieutenant Jerry Sherman replied that the vehicle will be donated from the Sheriff's Office Boating Safety Unit to the Fall River Citizens' Volunteer Patrol (FRCVP) for emergency and non-emergency response. The gasoline and maintenance is the responsibility of the FRCVP.

In response to a question by Supervisor Kehoe, CAO Lees agreed to research the creation of a surplus vehicle pool.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the use of a County-owned GMC pickup by the Sheriff's Office Citizens' Volunteer Patrol (CVP) in Fall River under the following conditions: The vehicle will not be included in the County replacement program; the Fall River CVP will be responsible for fuel and maintenance costs; and the Sheriff's Office will be responsible for the semi-annual safety inspection expense of \$75. (Sheriff/Support Services-Fleet Management)

**SHASTA-TEHAMA COUNTY WATERMASTER DISTRICT BOARD OF DIRECTORS
BOARD OF DIRECTORS INITIAL APPOINTMENTS**

Chairman Hartman announced that this item was pulled for discussion at the request of two citizens.

In response to a question by Supervisor Kehoe, Director of Public Works Pat Minturn stated the Shasta-Tehama County Watermaster District Board of Directors selection committee

consisted of Supervisors Hawes and Baugh, himself, and Livestock and Shasta County Livestock Advisor Larry Forero. Mr. Minturn explained that the committee reviewed all applications and recommended appointments based on length of experience and education.

Kathy Jalquin and Jack Bowles opposed the appointment of Paul Stout as Elk Trail property owners did not receive a notice regarding the application submission for the board of directors. Mr. Minturn noted that the Elk Trail area is not part of the Watermaster District; therefore, no notification was sent to those property owners. He added that Mr. Stout has ample experience and brings managements skills to the board.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors appointed Bill Gibson, Paul Stout, Matt Magnuson, Mark N. Bidwell, and Shannon L. Wooten to the newly created Shasta-Tehama County Watermaster District for a seventeen-month term to the November 2009 election. (Public Works)

9:51 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

WATER AGENCY

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Shasta County Water Agency Board of Directors took the following action, which was listed on the Water Agency Consent Calendar:

Approved and authorized the Chairman to sign an agreement with the McConnell Foundation in the amount of \$85 per acre-foot (for a total not to exceed \$9,350) for 110 acre-feet of water for the period of March 1, 2008 to March 1, 2009; and withdrew from consideration the four ordinances which declared water shortage emergencies for County Service Area No. 3 - Castella Water, County Service Area No. 6 - Jones Valley Water, County Service Area No. 23 - Crag View Water, and County Service Area No. 25 - Keswick Water. (Water Agency)

9:52 a.m.: The Shasta County Water Agency adjourned and convened as the In-Home Supportive Services Public Authority Governing Board

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD

**AGREEMENT: CALIFORNIA UNITED HOMECARE WORKERS UNION
HEALTH AND WELFARE BENEFITS
IHSS RESOLUTION NO. 2008-02**

At the recommendation of In-Home Supportive Services Public Authority Program Manager Ken Field and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted IHSS Resolution No. 2008-02, which approves and authorizes the Chairman to sign an agreement for the period of August 1, 2008 until terminated pursuant to Section 13 of the agreement with the California United Homecare Workers Union to provide health and welfare benefits to eligible in-home supportive services providers. (In-Home Supportive Services)

(See IHSS Resolution Book)

- 9:53 a.m.: The In-Home Supportive Services Public Authority Governing Board recessed, and the Board of Supervisors reconvened.
- 9:53 a.m.: The Board of Supervisors recessed.
- 9:59 a.m.: The Board of Supervisors reconvened.

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

CAO Larry Lees had no report.

Supervisor Kehoe recently attended the Redding Area Bus Authority meeting.

CLERK OF THE BOARD

WATER SHORTAGE EMERGENCY CONDITION ORDINANCES

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors did not enact four ordinances for County Service Area No. 3 - Castella Water, County Service Area No. 6 - Jones Valley Water, County Service Area No. 23 - Crag View Water, and County Service Area No. 25 - Keswick Water which would have declared a water shortage emergency condition, restricted maximum water consumption, and established penalties for water consumption in excess of the established maximum, as introduced May 6, 2008.

HEALTH AND HUMAN SERVICES

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY

**LETTER: IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY
RATE MODIFICATION APPLICATION**

At the recommendation of In-Home Supportive Services Public Authority Program Manager Ken Field and by motion made, seconded (Kehoe/Hawes) and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter approving the In-Home Supportive Services Public Authority Rate Modification Application, adding provider benefits in the amount of \$0.60 per hour, increasing the administration cost by \$0.01 per hour, and maintaining the payroll tax of \$1.01 per hour for submission to the California Department of Social Services.

PUBLIC HEALTH

REVISED INDIGENT AID AND CARE STANDARDS
RESOLUTION NO. 2008-063

At the recommendation of Director of Public Health Donnell Ewert and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-063, which repeals Resolution No. 2006-09 and adopts revised Indigent Aid and Care Standards; approved a budget amendment in the Shasta County Health Care budget transferring \$12,765 from the contingency account for indigent aid and care to Support and Care of Persons; and directed the Auditor-Controller to pay claims for approved medical bills up to a total of \$12,765.

(See Resolution Book No. 49)

OTHER COUNTY DEPARTMENTS

COUNTY FIRE

AGREEMENT: CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION
OPERATION OF SHASTA COUNTY FIRE DEPARTMENT

At the recommendation of Shasta-Trinity CAL FIRE Unit Chief Mike Chuchel and by motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a cooperative fire protection agreement with the California Department of Forestry and Fire Protection (CAL FIRE) in the amount of \$2,449,757 to administer and operate the Shasta County Fire Department for the period July 1, 2008 through June 30, 2009.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 07-015
ANTHONY SUTTER
INWOOD AREA

This was the time set to conduct a public hearing and consider taking action on Zone Amendment No. 07-015, Anthony Sutter, which would rezone approximately 25.68 acres in the Inwood area from an Unclassified (U) District to a Limited Residential (R-L) District. Assistant Director of Resource Management Rick Simon presented the board report and recommended approval of the project. The 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 proposal, and the public hearing was closed.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-015, Anthony Sutter, Inwood area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2008-037;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-037; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-015, as requested.

CLOSED SESSION ANNOUNCEMENT

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

1. Consider a public employee appointment (County Counsel), pursuant to Government Code section 54957.6; and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, to discuss the following employee organizations: United Public Employees of California-General Unit, United Public Employees of California-Professional Unit, pursuant to Government Code section 54957.6.

10:19 a.m.: The Board of Supervisors recessed into Closed Session and reconvened as the In-Home Supportive Services (IHSS) Public Authority Governing Board.

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the IHSS Public Authority Governing Board would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Larry Lees, IHSS Public Authority Program Manager Ken Field, Labor Consultant Becker and Bell to discuss the California United Homecare Workers of America, pursuant to Government Code section 54957.6.

10:38 a.m.: The IHSS Public Authority Governing Board recessed to Closed Session.

11:05 a.m.: The IHSS Public Authority Governing Board recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Cibula, Hawes, and Hartman, County Administrative Officer Larry Lees, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

REPORT OF IN-HOME SUPPORTIVE SERVICES

PUBLIC AUTHORITY GOVERNING BOARD

CLOSED SESSION ACTIONS

Chairman Hartman reported that the IHSS Public Authority Governing Board met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

11:06 a.m.: The IHSS Public Authority Governing Board adjourned, and the Board of Supervisors reconvened.

REPORT OF CLOSED SESSION ACTIONS

Chairman Hartman reported that the Board of Supervisors met in Closed Session to discuss a public employee appointment, as well as labor negotiations; however, no reportable action was taken.

11:07 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 3, 2008

REGULAR MEETING

9:02 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Karen Jahr
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Paul Schmidt, Liberty Hill Christian Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Robert Pearce requested the Shasta-Tehama County Watermaster District Board of Directors selection committee review its process to assure that members are property owners only and to require a Statement of Economic Interests Form 700 for every member.

Sheriff Tom Bosenko thanked the Sheriff's Office volunteers for their invaluable services and assistance to the citizens of Shasta County.

BOARD MATTERS**PLAQUE OF APPRECIATION**
COUNTY COUNSEL KAREN JAHR

Chairman Hartman presented County Counsel Karen Jahr with a plaque of appreciation upon the occasion of her retirement. Ms. Jahr described the diverse legal services provided by County Counsel and thanked the department staff for their diligence.

JUNE 2008 EMPLOYEE OF THE MONTH
PUBLIC HEALTH CLINIC SERVICES COORDINATOR DELIA FARIAS
RESOLUTION NO. 2008-064

At the recommendation of Director of Public Health Donnell Ewert and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-064, which recognizes Public Health Clinic Services Coordinator Delia Farias as Shasta County's June 2008 Employee of the Month.

(See Resolution Book No. 49)

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Baugh pulled for discussion the California Department of Boating and Waterways contract.

Supervisor Kehoe pulled for discussion the lease with Stillwater Properties, LLC.

CONSENT CALENDAR

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Baugh abstained from the minutes of the meeting held on May 20, 2008 as he was not in attendance at that meeting.):

Adopted Resolution No. 2008-065, which delegates the authority to approve cash management policies for the Inter-Mountain Fair to the County Administrative Officer. (Administrative Office)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign an amendment to the lease with Mountain Communications, Inc. (formerly Towers, Antennas & Repeater Sites, Inc.) increasing the base amount by \$300 per month (for a new base rent total of \$2,595 per month) to add additional radio repeater equipment for the JPS Interoperability System and retaining the term of July 1, 2005 through June 30, 2010, with three optional five-year extensions. (Administrative Office/Sheriff)

Approved and authorized the Chairman to sign a software maintenance and support agreement with Megabyte Systems, Inc. in the following amounts for the period July 1, 2008 through June 30, 2009: a renewal agreement in the amount of \$116,142.44; and a web services addendum in the amount of \$4,647. (Assessor/Auditor-Controller/Treasurer-Tax Collector/Information Technology)

Approved the minutes of the meeting held on May 20, 2008, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1977, which approves Zone Amendment No. 06-014, Poulos (Cottonwood area), as introduced March 18, 2008. (Clerk of the Board)

(See Zoning Ordinance Book)

Adopted Resolution No. 2008-066, which repeals Resolution No. 2007-55 and updates the records retention schedule for the County Counsel's office. (County Counsel)

(See Resolution Book No. 49)

Approved the following budget transfers reflecting state and federal funding allocations and actual projected totals for Fiscal Year 2007-08 which align the budgets with the

Auditor-Controller's General Ledger: Adjusted the Alcohol and Drug Program budget to increase appropriations and revenues by \$101,725; adjusted the Substance Abuse and Crime Prevention budget to decrease appropriations and revenues by \$3,391; and adjusted the Perinatal Program budget to decrease appropriations and revenues by \$48,240. (Mental Health-Alcohol and Drug Programs)

For Tract Map No. 1910, Sterling Ranch, Phase I (west Shingletown area): For the proposed Sterling Ranch, Phase I Permanent Road Division: adopted Resolution No. 2008-067, which forms the Division, adopted Resolution No. 2008-068, which confirms the annual parcel charge report for Fiscal Year 2008-09, and received the annual parcel charge report; and for the final map: approved the final map for filing, accepted on behalf of the public offers of dedication for public road rights of way, public utility easements, and relinquished access rights, and approved and authorized the chairman to sign an agreement with SutterBrown Properties, LLC guaranteeing workmanship on Sterling Ranch Road, and accepted security for maintenance in the amount of \$19,500. (Public Works)

(See Resolution Book No. 49)

Adopted Resolution No. 2008-069, which certifies that the County maintains 1,191.189 miles of road, required as a condition for State funding. (Public Works)

(See Resolution Book No. 49)

Adopted Resolution No. 2008-070, which designates Matheson Road as a combined-use highway in accordance with section 38026 of the California Vehicle Code. (Public Works)

(See Resolution Book No. 49)

Adopted Resolution No. 438 of Ordinance No. 413-1, which authorizes stop signs on River Ranch Road at its intersection with River Crest Drive (south Redding area). (Public Works)

(See Stop Sign Ordinance Book)

Awarded to the low bidder, Charlie's Custom Excavating, on a unit-cost basis, the contract for construction on the Platina Road Embankment Repair Project in the amount of \$91,255. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

AGREEMENT: STILLWATER PROPERTIES, LLC 1400 AND 1550 CALIFORNIA STREET, REDDING BUILDING RENOVATIONS

In response to questions by Supervisor Kehoe, Social Services Director Jane Work and County Administrative Analyst Elaine Grossman explained that the landlord agreed to complete the Americans with Disabilities (ADA) modifications, but were unable to explain why some modifications would take the landlord up to five years to complete. The additional \$4,000 in the contract represents interest for renovations to the offices, which would save the Department from seeking an outside loan for the same. The capped five-year lease will save the County over \$100,000.

By consensus, the Board of Supervisors continued the matter to a future meeting to allow staff to consult with the landlord regarding the ADA modification completion schedule.

AGREEMENT: CALIFORNIA DEPARTMENT OF BOATING AND WATERWAYS SHASTA COUNTY WATERWAYS BOATING SAFETY AND ENFORCEMENT

In response to questions by Supervisor Baugh, Sheriff Tom Bosenko confirmed that the County is legally required to perform boating safety and enforcement activities on Shasta County waterways either internally or by contract with another agency. Sheriff's Office Chief Fiscal

Officer Carol Patton and County Administrative Office (CAO) Larry Lees explained that \$100,000 of the contract is from General Fund.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal contract with the California Department of Boating and Waterways in an amount not to exceed \$584,990 to perform boating safety and enforcement activities on Shasta County waterways (except Whiskeytown Lake) for the period July 1, 2008 through June 30, 2009; and approved and authorized the Auditor-Controller or her designee to sign the quarterly reimbursement request forms processed by the Sheriff's Office for the period July 1, 2008 through June 30, 2009. (Sheriff)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: WHISKEYTOWN NATIONAL RECREATION AREA ACTIVITIES

Park Superintendent Jim Milestone discussed the aggressive education and prevention program to keep Quagga and Zebra Mussels from contaminating Shasta County lakes. Lakes throughout California are being contaminated by recreational boats. He also discussed the marijuana eradication and hiking opportunities at Whiskeytown Lake.

In response to a question by Supervisor Cibula, CAO Lees agreed to contact Shasta Lake officials to prepare a joint mussels prevention program with the National Park Service and present it to the Board of Supervisors in the future.

PRESENTATION: SHASTA COUNTY MENTAL HEALTH BOARD ANNUAL REPORT

Mental Health Board Chairman Dr. Lowell Streiker presented the 2008 Shasta County Mental Health Board Annual Report and discussed the programs, services, and goals of the Board. He also outlined each of the subcommittees' objectives and activities.

GENERAL GOVERNMENT

SUPPORT SERVICES-PERSONNEL

WORKFORCE SUCCESSION PLANNING

SLOGAN WINNER ASSESSOR/RECORDER CLERK III LYNN MILLER

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors recognized Assessor/Recorder Clerk III Lynn Miller as the winner of the logo/slogan contest ("Where Careers Build Community Service") sponsored by the Workforce Succession Planning Committee; approved the expenditure of Personnel funds to purchase a shirt with the winning logo for the contest winner; and authorized the Auditor-Controller to pay claims for the expenditure.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

CAO Larry Lees had no legislative report.

Supervisor Hawes recently attended the California State Association of Counties Board of Directors meeting in Sacramento, California.

Supervisors reported on issues of countywide interest.

SCHEDULED HEARINGS

HEALTH AND HUMAN SERVICES

SOCIAL SERVICES-OPPORTUNITY CENTER

CALIFORNIA DEPARTMENT OF TRANSPORTATION WHEELCHAIR-ACCESSIBLE VEHICLES GRANT RESOLUTION NO. 2008-071

This was the time set to conduct a public hearing to consider the request to apply for grant funds for wheelchair-accessible vehicles through the California Department of Transportation. Opportunity Center Manager Del Lockwood presented the board report and recommended approval of the application. 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 (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-071, which certifies that there are no nonprofit agencies readily available to provide the transportation services proposed in the Opportunity Center's grant application, and approves and authorizes the Opportunity Center Manager to sign grant documents.

(See Resolution Book No. 49)

PUBLIC WORKS

TRACT MAP NO. 1959 COSTALOTTA LANE PERMANENT ROAD DIVISION CASSEL AREA

This was the time set to conduct a public hearing regarding the formation of the proposed Costalotta Lane Permanent Road Division (Cassel area). Supervising Engineer Al Cathey presented the staff report and recommended approval of the project. The Affidavit and Publication and the 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. Mr. Cathey noted that in accordance with Proposition 218, the property owners must approve the requested parcel change, and he delivered one ballot to the Clerk of the Board for tabulation. The clerk opened the ballot; the vote was as follows:

FOR:	1
AGAINST:	0
BLANK BALLOTS:	0

By consensus, the Board of Supervisors continued the matter to a future Board of Supervisors meeting to consider formation of the Permanent Road Division.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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 Pirritano v. City of Redding, pursuant to Government Code section 54956.9(a); and
2. Consider a public employee appointment (County Counsel), pursuant to Government Code section 54957.6; and
3. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

11:07 a.m.: The Board of Supervisors recessed to Closed Session.

1:30 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Karen Jahr, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson 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 and a public employee appointment, as well as labor negotiations. By a unanimous vote, the Board of Supervisors authorized the law firm of Gary Brickwood to handle the defense in the matter of Pirritano v. City of Redding. Also by unanimous vote, the Board of Supervisors named Michael A. Ralston as Interim County Counsel effective June 9, 2008.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT - PLANNING DIVISION

APPEAL OF PARCEL MAP NO. 06-070A2
MITCH CHUCK
BURNEY AREA
RESOLUTION NO. 2008-072

This was the time set to conduct a public hearing regarding the appeal by Mitch Chuck of certain conditions of Parcel Map No. 06-070A2 in the Burney area. The Affidavit of Publication and Notice of Public Hearing are on file with the Clerk of the Board. Chairman Hartman stated that the appellant has requested a continuance of this matter to the July 15, 2008 Board of Supervisors meeting.

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

Supervisor Kehoe stated a letter from Samuel A. Chuck, attorney for Appellant Mitch Chuck, was received requesting a continuance of the hearing pursuant to "assurances from Supervisor Glenn Hawes and representations and assurances from Lynn Miller from the Burney Fire District."

In response to questions by Supervisor Kehoe, Supervisor Hawes stated that he had made no assurances to the appellant. Director of Resource Management Russ Mull confirmed that, to his knowledge, no assurances have been given from either the Burney Fire Department or Shasta County. There is no evidence of any agreement between the appellant and Supervisor Hawes and/or Lynn Miller.

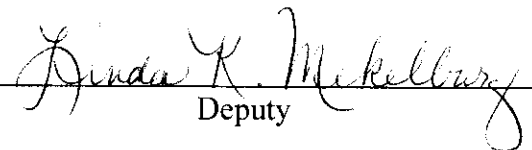
By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors continued the appeal to July 15, 2008 at 1:30 p.m.

1:41 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 10, 2008

REGULAR MEETING

9:04 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
Interim County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Major Frank Severs, The Salvation Army.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Russ Wade spoke regarding air pollution in Shasta County and requested this issue be agendized on the next Air Pollution Control Board agenda.

Dane Wigington stated his research shows a high level of metal in the air, water, and dust. He requested this issue be agendized so that independent testing can be ordered.

Supervisor Cibula directed staff to present any determination or response to this issue in a public forum.

BOARD MATTERS

CERTIFICATE OF RECOGNITION
KENNETH JONES

Supervisor Cibula presented Kenneth Jones a Certificate of Recognition upon his retirement from the Commission on Aging after 10 years of service to Shasta County.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the following items were pulled for discussion: The County claims list; the Public Health request for outreach, health promotion, and health education items expenditures; agreement with ValueOptions, Inc.; agreement with Hayslett Analytical Services; agreement with Baker Investigative Services; and the Breslauer Roof Replacement Project.

CONSENT CALENDAR

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

Approved the minutes of the meeting held on June 3, 2008, as submitted. (Clerk of the Board)

For the Cottonwood Cemetery District Board of Directors, reappointed Randy Armstrong to a term to expire February 2011; and reappointed Bonnie Coleman and John Helfrich to four-year terms to February 2012. (Clerk of the Board)

Appointed Crystal Hatch to the Fall River Mills Cemetery District Board of Directors to fill an unexpired term to November 2009. (Clerk of the Board)

Reappointed Bradley McWhorter to the Manton Joint Cemetery District Board of Directors for a four-year term to December 2011. (Clerk of the Board)

For the Grazing Advisory Board, appointed Bob Nash (as recommended by District 4 Supervisor Hartman) to fill an unexpired term to January 2010 and Don Gallino (as recommended by District 1 Supervisor Kehoe) to a three-year term to January 2011; reappointed Henry Giacomini (as recommended by District 3 Supervisor Hawes) for a three-year term to January 2011 and Glen Aldridge (as recommended by District 5 Supervisor Baugh) for a term to January 2010. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with the California Secretary of State to provide the County with HAVA (Help America Vote Act of 2002) funds retaining the original compensation and term and adding language which clarifies funding is provided from federal changes. (County Clerk/Elections)

Directed the Clerk of the Board to provide notice to the Shasta County Office of Education and 14 school districts (Bella Vista Elementary School District; Black Butte Union Elementary School District; Cascade Union Elementary School District; Columbia Elementary School District; Cottonwood Union Elementary School District; Gateway Unified School District; Grant Elementary School District; Happy Valley Union Elementary School District; Igo, Ono, Platina Union Elementary School District; Mountain Union Elementary School District; Pacheco Union Elementary School District; Redding Elementary School District; Shasta Union Elementary School District; and Shasta Union High School District) that the Board of Supervisors will not authorize issuance of tax and revenue anticipation notes on behalf of the school districts so the Office of Education and the districts can issue notes independent of Shasta County. (County Counsel)

Approved and authorized the Chairman to sign an agreement with the California Department of Health Care Services in an amount not to exceed \$750,000 for the period July 1, 2008 through June 30, 2011 to allow for reimbursement for Medi-Cal Administrative Activities; and approved and authorized the Public Health Director to sign future amendments to the agreement which do not result in a funding increase or decrease of more than ten percent over the life of the agreement. (Public Health)

Approved and authorized the Chairman to sign an agreement with Laboratory Corporation of America (LabCorp) in an annual amount not to exceed \$34,500 to provide genetic parentage testing services for the period July 1, 2008 through June 30, 2009, with two automatic one-year renewals. (Child Support Services/Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Brenda Kilburn d.b.a. Compuscribe Transcription Services in an amount not to exceed \$150,000 to provide transcription services from the date of signing through May 31, 2009, with two automatic one-year extensions. (Sheriff)

Regarding the Hat Creek Park Improvement Project, approved plans and specifications and direct the Public Works Director to advertise for bids; and authorized opening of bids on or after July 10, 2008 at 11:00 a.m. (Public Works)

Adopted Resolution No. 2008-072, which authorizes the use of \$500,000 of Rule 20A Program funds previously allocated to the City of Anderson for use instead on another City of Anderson undergrounding project. (Public Works)

(See Resolution Book No. 49)

Regarding the West Central Landfill Tipping Pad Project, rejected the low bid; and awarded to the second-lowest bidder, Site Work Solutions, Inc., on a lump-sum basis, the contract for construction in the amount of \$259,000. (Public Works)

Awarded to the low bidder, Dean Hammond Construction, on a unit-cost basis, the contract for the Redding Regional Septage Impoundments Cleanout in the amount of \$323,994. (Public Works)

Awarded to the low bidder, Ron Hale Construction, Inc., the Gas Point Road at I-5/Rhonda Road Signals Project in the amount of \$652,369; and approved and authorized the Public Works Director to sign an agreement with Pacific Gas & Electric (PG&E) in the amount of \$5,407.30 to provide electrical service for the Gas Point Road Signals. (Public Works)

Regarding the Apron Phase II improvements to the Fall River Mills Airport, in accordance with Resolution No. 2001-187, approved and authorized the Public Works Director to sign a grant agreement with the Federal Aviation Administration in the amount of \$400,000 for construction of improvements at the Airport; adopted Resolution No. 2008-073, which approves and authorizes the Public Works Director to apply for, accept, and sign a grant agreement with Caltrans in the amount of \$10,526.31 for the state match; and approved and authorized the Chairman to sign an amendment to the agreement with Mead and Hunt, Inc. increasing compensation by \$35,000 (for a new total of \$1,477,000) to provide additional airport consulting services. (Public Works)

(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

COUNTY CLAIMS LIST

In response to questions by Supervisor Baugh, Auditor-Controller Connie Regnell explained that invoices are added to the Claims List if they are more than one year old. Director of Public Health Donnell Ewert explained that due to delays, the Shasta Regional Medical Center invoice was not paid promptly. He assured that there are policies and procedures in place to avoid paying invoices late.

By motion made, seconded (Baugh/Keohoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the County claims list totaling \$11,487.48 requiring special board action. (Auditor-Controller)

AGREEMENT: VALUEOPTIONS, INC.
OUT-OF-COUNTY SERVICE PROVIDERS ADMINISTRATIVE SERVICES

In response to questions by Supervisor Cibula, Director of Mental Health Dr. Mark Montgomery clarified that ValueOptions, Inc. will aide the Department in auditing and tracking foster youth as they leave Shasta County. The vendor will ensure that the youth receive the appropriate mental health services and adequate housing.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with ValueOptions, Inc. in an amount not to exceed \$40,000 to provide administrative services, including payment to mental health service providers, related to the California Counties Medi-Cal Out-of-County Care Program for the period July 1, 2008 through June 30, 2009. (Mental Health)

OUTREACH, HEALTH PROMOTION AND EDUCATION EXPENDITURES
RESOLUTION NO. 2008-074

In response to questions by Supervisors, Director of Public Health Donnell Ewert estimated that the total amount of the outreach, health promotion and education expenditures would be less than \$15,000. One of the expenditures, prepaid gift cards, is rewarded as an incentive which encourages and motivates participants to complete a program.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors Adopted Resolution No. 2008-074, which authorizes Public Health expenditures for outreach, health promotion, and health education items and activities aimed at protecting and improving the health of the community; and authorizes the Auditor-Controller to pay claims associated with the activities. (Public Health)

(See Resolution Book No. 49)

AGREEMENT: HAYSLETT ANALYTICAL SERVICES
CRIMINAL INVESTIGATION/INTELLIGENCE ANALYST SERVICES

In response to questions by Supervisor Cibula, Sheriff Tom Bosenko explained that Mr. Hayslett provides analytical services for criminal prosecution that Sheriff's Office staff is unable to perform.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with Hayslett Analytical Services in an amount not to exceed \$91,104 to provide criminal investigation/intelligence analyst services for the North State Initiative California Multi-jurisdictional Methamphetamine Enforcement Team (NSI Cal-MMET) from July 1, 2008 through June 30, 2009. (Sheriff)

AGREEMENT: BAKER INVESTIGATIVE SERVICES
CRIMINAL INVESTIGATION SERVICES

In response to questions by Supervisors, Sheriff Tom Bosenko explained that Mr. Baker possesses investigation experience and statewide knowledge, which is vital to his department. A Request for Proposal was not pursued in this matter because Mr. Baker is exceedingly qualified. He stated that while Mr. Baker provides on-the-job training to Sheriff's Office staff, the agreement could be amended to add a specific training clause.

By motion made, seconded (Baugh/Hawes), and carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Baker Investigative Services in an amount not to exceed \$89,755.20 to provide criminal investigation services for the North State Initiative California Multi-jurisdictional Methamphetamine Enforcement Team (NSI Cal-MMET) from July 1, 2008 through June 30, 2009. Supervisors Kehoe and Cibula voted no due

to the fact that a Request for Proposal was not issued and staff training is not included in the agreement. (Sheriff)

LOW BIDDER CONTRACT AWARD: HARBERT ROOFING, INC.
BRESLAUER ROOF REPLACEMENT PROJECT
BUDGET AMENDMENTS

Public Works Director Pat Minturn presented the board report. In response to questions by Supervisors, Mr. Minturn explained that Harbert Roofing, Inc. submitted a liquidated damages bond instead of a difference bond; however, for this particular project, the liquidated damages bond will serve the same purpose. Interim County Counsel Mike Ralston confirmed that the liquidated damages bond is acceptable for this project.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors waived minor irregularities regarding the bid bond and awarded to the low bidder, Harbert Roofing, Inc., on a lump-sum basis, the contract for construction on the Mental Health and Cascade Office Building Roof Replacement projects in the amount of \$477,400; approved a budget amendment transferring appropriations in the amount of \$495,000 within the Land Buildings and Improvements budget unit from the Mental Health Roof Project to the Cascade Office Building Roof Project; and approved a budget amendment adjusting the corresponding transfer in/transfer out in the applicable departments and in Accumulated Capital Outlay. (Public Works)

9:58 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 (Baugh/Hawes), and unanimously carried, the Shasta County Water Agency took the following actions, as listed on the consent calendar:

Regarding the Shingletown Meadow Sewer Project, authorized the use of \$25,000 as a loan from the Shasta County Water Agency to County Service Area (CSA) No. 13-Alpine Meadows; and authorized the use of fund balance to increase appropriations in the Shasta County Water Agency for the loan. (Water Agency)

9:59 a.m.: The Shasta County Water Agency adjourned and reconvened as the Board of Supervisors.

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisor Kehoe recently attended the Mental Health Board meeting.

Supervisor Hawes recently attended the Sacramento Valley Basinwide Control Council meeting.

Supervisors reported on issues of countywide interest.

HEALTH AND HUMAN SERVICES

SOCIAL SERVICES

LEASE AGREEMENT: STILLWATER PROPERTIES, LLC. 1400 AND 1550 CALIFORNIA STREET, REDDING

Health and Human Services Business and Support Services Branch Director Leanne Link presented the board report, noting that many ADA (Americans with Disabilities Act) modifications have been rescheduled for completion by September 30, 2008, and recommended approval of the agreement.

Supervisor Kehoe stated he is not supportive of the agreement due to the outstanding ADA modifications.

By motion made, seconded (Hawes/Baugh), and carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal lease with Stillwater Properties, LLC in the amount of \$30,412.44 per month for 60 months for 27,044 square feet of office space (\$1.12 per square foot) at 1400 and 1550 California Street, Redding for the period July 1, 2008 through June 30, 2013, with two optional three-year renewals and with an additional amount of \$1,521 per month for the first 36 months of the initial lease term to pay for building renovations to accommodate job readiness activities. Supervisor Kehoe voted no due to ADA modifications needed to the building.

LAW AND JUSTICE

SHERIFF

UPDATE: DRUG SUPPRESSION PROGRAM CENTRAL VALLEY HIDTA UNIT FUNDING

Sheriff Tom Bosenko stated the Sheriff's Office applied for, and was granted, High Intensity Drug Trafficking Area (HIDTA) designation and received \$100,000 in funding. Office of National Drug Control Policy Director John Walters had recognized the drug eradication efforts of the Sheriff's Office, and presented an award for Operation Alesia.

Lieutenant Jeff Foster provided an overview of HIDTA, noting that the HIDTA program enhances and coordinates drug control efforts among local, state, and federal law enforcement agencies. The program provides agencies with coordination, equipment, technology, and additional resources to prevent drug trafficking among states.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors accepted funding in the amount of \$100,000 from the Central Valley HIDTA Unit for Drug Suppression Program activities in Shasta County.

10:33 a.m.: The Board of Supervisors recessed.

10:38 a.m.: The Board of Supervisors reconvened.

SCHEDULED HEARINGS

LAW AND JUSTICE

**SUPPLEMENTAL LOCAL LAW ENFORCEMENT
CITIZENS OPTION FOR PUBLIC SAFETY
BUDGET AMENDMENT**

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 matter, and the public hearing was closed.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved a request from the Sheriff for front-line law enforcement services funding in the amount of \$127,234; and approved a budget amendment decreasing appropriations and revenues in the amount of \$9,766 in the Sheriff's budget and increasing appropriations and revenue in the amount of \$10,000 in the Coroner's budget, offset by funds made available under the COPS Program.

PUBLIC WORKS

**TIPPING FEES: SISKIYOU COUNTY TRANSFER STATION
RESOLUTION NO. 2008-075**

This was the time set to conduct a public hearing and consider continuing parcel charges for Shasta County residents using Siskiyou County Transfer Station to cover the tipping fees. Public Works Director Pat Minturn presented the staff report and recommended approval of the request. 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 (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-075, which maintains at the current rate parcel charges to pay tipping fees at the Siskiyou County Transfer Station.

(See Resolution Book No. 49)

**TOWN OF KESWICK EASEMENT ABANDONMENT
REDDING AREA
RESOLUTION NO. 2008-076**

This was the time set to conduct a public hearing to consider abandoning a public easement in the town of Keswick, Redding area. Public Works Director Pat Minturn presented the board report and recommended approval of the project. 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 matter, and the public hearing was closed.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-076, which abandons a portion of an undeveloped public easement in the Town of Keswick.

(See Resolution Book No. 49)

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

10:54 a.m.: The Board of Supervisors recessed to Closed Session.

11:44 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, Interim County Counsel Mike Ralston, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

REPORT OF CLOSED SESSION ACTIONS


Interim County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

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


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 17, 2008

REGULAR MEETING

9:02 a.m.: Chairman Hartman 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 Cibula
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Hartman
- District No. 5 - Supervisor Baugh

- County Administrative Officer - Larry Lees
- Interim County Counsel - Mike Ralston
- Deputy Clerk of the Board - Valerie Ibarra
- Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Dr. Andrea Asebedo, Spiritual Enrichment Center.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Pacific Forest & Watershed Lands Stewardship Council Regional Land Conservation Manager Chantz Joyce announced that he was hired as the Shasta County regional manager. He stated that 17 donees responded to the McArthur Swamp Collaborative Group Easement request for applications. The Council plans to publish a public list of the donees and a schedule of public meetings by the end of June.

BOARD MATTERS

PROCLAMATION: SAFETY MONTH

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates June 2008 as Safety Month in Shasta County.

REGULAR CALENDAR

PRESENTATIONS

VICTORY ENSURED THROUGH SERVICE (VETS)
PRESENTATION OF PLAQUE OF APPRECIATION TO LINDA HARTMAN

Victory Ensured Through Service (VETS) Vice Chair John Cleckner stated VETS is a philanthropic organization in Shasta County who supports veterans' hospitals in California, Arizona, and Washington. He presented a plaque of appreciation to Supervisor Hartman for her dedication and contributions in support of Northern California Veterans.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the request for Authorization of Discharge of Accountability, the agreement with Jackson & Coker Locumentenens, LLC, the Juvenile Accountability Block Grant application, and the Fall River Mills Airport aviation fuel purchase were pulled for discussion. She also announced that the County claims list was pulled at the request of the department.

CONSENT CALENDAR

By motion made, seconded (Baugh/Hawes), 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 retroactive lease agreement amendment effective April 10, 2008, with the Judicial Council of California, Administrative Office of the Courts to redefine the commencement date of the agreement to the first day of the first month after the County building permit for the modular installation is issued (instead of April 30, 2008), and retaining the term of ten years with two three-year optional renewals. (Administrative Office)

Approved the minutes of the meeting held on June 10, 2008, as submitted. (Clerk of the Board)

Appointed Marjorie Lewis (as recommended by District 2 Supervisor Cibula) to the Commission on Aging to fill an unexpired term to January 2009. (Clerk of the Board)

Appointed Ronald Rourke to the Millville Masonic & Odd Fellows Cemetery District Board of Directors for a four-year term to March 2012. (Clerk of the Board)

Reappointed Page Halvarson and Terry O'Neill to the Fall River Mills Community Services District Board of Directors for four-year terms to December 2011. (Clerk of the Board)

Adopted Resolution No. 2008-077, which approves and authorizes the Director of Housing and Community Action Programs to sign and submit an application to the California Department of Housing and Community Development for funding in the amount of \$600,000 for housing rehabilitation, approves and authorizes the Chairman to sign a grant agreement if one is awarded, approves and authorizes the Director to sign additional application and participation documents, and authorizes the Auditor-Controller to pay expenses budgeted with the grant; and authorized the Auditor-Controller to establish Budget Unit 591 and a special revenue fund for open grant funds. (Housing and Community Actions Programs)

(See Resolution Book No. 49)

Reappointed Marjorie Hall and Dianna Branch to the Shasta County Mental Health Board for three-year terms to January 2011. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Home Health Care Management, Inc., clarifying responsibilities and compensation to continue providing comprehensive health assessments and retaining the term of July 1, 2006 through June 30, 2009. (Public Health)

Approved and authorized the Chairman to sign an agreement with the California Department of Public Health in an amount not to exceed \$137,237 in revenue to provide continuing Childhood Lead Poisoning Prevention Program activities for the period July 1, 2008 through June 30, 2011; and granted the Public Health Director limited contract authority to execute future amendments to this contract which will result in a net change of no more than ten percent of the dollar value of the current contract, and other minor, non-monetary amendments as necessary. (Public Health)

Approved an amendment to the Opportunity Center Fiscal Year 2007-08 budget increasing revenues and appropriations in the amount of \$70,000 for increased postage costs. (Social Services-Opportunity Center)

For Tract Map No. 1907, Amesbury Village (Cottonwood area), released the security in the amount of \$14,250 guaranteeing maintenance of public improvements. (Public Works)

For the Coram Road and Keswick Dam Road Parking Lot Project, designated the Public Works Director as the County's agent to negotiate and sign a cooperative agreement with the U.S. Bureau of Reclamation in an amount not to exceed \$20,000, to cost-share an asphalt concrete overlay on Coram Road; designated the Public Works Director as the County's agent to negotiate and sign a cooperative agreement with the U.S. Bureau of Land Management in an amount not to exceed \$100,000, to cost-share an asphalt concrete overlay on Coram Road and to pave a parking lot off Keswick Dam Road; and approved a budget amendment for the Recreation and Parks Budget, increasing appropriations and revenue by \$50,000 for the Keswick parking lot paving project. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

AUTHORIZATION OF DISCHARGE OF ACCOUNTABILITY UNPAID UNSECURED PROPERTY TAXES

In response to questions by Supervisors, Treasurer-Tax Collector Lori Scott provided an overview of the board report, noting that the total amount requested to be discharged is \$138,087.43, yet Shasta County's discharge percentage is lower than the State's percentage. She explained that liens are filed for the unpaid unsecured property taxes for 10 years, and the records are perpetually maintained.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved a request for Authorization of Discharge of Accountability in the amount of \$138,087.43 for uncollectible assessments made in calendar years 1994 and 1995, plus \$13,803.93 in penalties, and \$2,360 in costs on the unpaid unsecured property taxes, pursuant to Revenue and Taxation Code section 2611.1. (Treasurer-Tax Collector-Public Administrator)

AGREEMENT: JACKSON & COKER LOCUMENTENENS, LLC TEMPORARY PSYCHIATRIC SERVICES

In response to questions by Supervisor Baugh, Director of Mental Health Dr. Mark Montgomery presented the board report and confirmed that there has been no use of the current agreement for Fiscal Year 2007-08. He also explained that the Department is suffering a major loss of revenue due to the State of California budget cuts. Although he

recommended to the Shasta County Mental Health Board to cut funding for Sierra Center, he agreed to continue to search for funding to keep the Center open. He added that Sierra Center is funded solely by the State.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with Jackson & Coker Locumtenens, LLC in an amount not to exceed \$200,000 for the provision of temporary psychiatric services for the period July 1, 2008 through June 30, 2009. (Mental Health)

JUVENILE ACCOUNTABILITY BLOCK GRANT APPLICATION
RESOLUTION NO. 2008-078

In response to questions by Supervisors, Chief Probation Officer Brian Richart explained that the State of California requires the Probation Department to maintain a case management system, which is currently completed by hand, and to submit statistical reports. Grant funds will be used to purchase a software program to prepare reports and to analyze data. The new program will decrease fiscal staff time and will allow probation officers to spend more one-on-one time with juveniles in their caseload.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-078, which approves and authorizes the Chief Probation Officer to sign and submit a Juvenile Accountability Block Grant application and any subsequent amendments to provide funding in the amount of \$12,551 for Fiscal Year 2008-09. (Probation)

(See Resolution Book No. 49)

FALL RIVER MILLS AIRPORT AVIATION FUEL PURCHASE
BUDGET AMENDMENT

In response to a question by Supervisor Kehoe, Public Works Director Pat Minturn confirmed that the purchase of aviation fuel for the Fall River Mills Airport is profitable for Shasta County, and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved a budget amendment increasing appropriations by \$22,000 in the Fall River Mills Airport Budget to pay for needed aviation fuel. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

MAYORS MEMORIAL HOSPITAL DISTRICT FINANCIAL UPDATE

Mayers Memorial Hospital Chief Executive Officer Katharine Ann Campbell, F.A.C.H.E. stated that the Hospital is 90 percent funded by Medicare and Medi-Cal, and skilled nursing facilities attached to rural hospitals are most targeted for State funding cuts. The Hospital is experiencing severe financial hardship. According to State specifications, of the skilled nursing facility at Mayors Memorial Hospital, a significant number of patients treated are elderly and 93 percent are ineligible for discharge. Nearly 20 nursing homes have been closed in eastern Shasta County. She stated that if the Hospital continues to receive budget cuts, the skilled nursing facility may be closed.

DECREASE EARLY CHILDHOOD EXPOSURE TO VIOLENCE INITIATIVE

Director of Public Health Donnell Ewert presented an overview of the joint initiative with Shasta Children and Families First Commission to decrease early childhood exposure to violence. He said the objective is to decrease early childhood exposure to violence in the home, classroom, and community.

10:13 a.m.: The Board of Supervisors recessed.

10:19 a.m.: The Board of Supervisors reconvened.

Chairman Hartman announced that the proposed transfer of ownership of the Redding Main Library to the City of Redding was pulled at the request of the department.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

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

Supervisor Baugh recently attended the Local Agency Formation Committee meeting.

Supervisor Kehoe recently attended the Local Agency Formation Committee meeting and the Shasta County Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

PINE GROVE CEMETERY DISTRICT BIENNIAL AUDIT

Chief Deputy Clerk of the Board Glenda Tracy presented the board report. In response to questions by Supervisor Kehoe, Pine Grove Cemetery District Board Member Adelle Maricich stated that the Pine Grove Cemetery District's annual budget is \$80,000, of which \$1,535 is spent on the annual audit. The District's bookkeeper has agreed to perform a biennial audit for \$2,000. Interim County Counsel Mike Ralston confirmed that a biennial audit is legally permissible.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved the request of the Pine Grove Cemetery District to replace the annual audit with a biennial audit in accordance with Government Code section 26909(f).

HEALTH AND HUMAN SERVICES

**HEALTH AND HUMAN SERVICES AGENCY PERSONNEL CONSOLIDATION
SALARY RESOLUTION NO. 1350**

In response to questions by Supervisors, Health and Human Services Agency (HHS) Director Marta McKenzie explained that personnel consolidation is administrative and fiscally efficient, which has increased client services throughout the County. The consolidation will not negatively affect employee's tenure. She continues to meet with other California HHS Directors to identify areas within the Agency to streamline.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors took the following actions effective July 6, 2008: Adopted Salary Resolution

No. 1350, which deletes various administrative positions from the Departments of Public Health, Mental Health, and Social Services and adds various positions to the centralized Health and Human Services Agency Administrative budget; and deleted one position in the HHS Administrative budget and added one alternatively-staffed position.

(See Salary Resolution Book)

LAW AND JUSTICE

SHERIFF-CUSTODY DIVISION

AGREEMENT: LEGAL RESEARCH ASSOCIATES, LLC
SHASTA COUNTY JAIL INMATE LEGAL RESEARCH MATERIALS SERVICE
DISMANTLE JAIL LAW LIBRARY

Sheriff Tom Bosenko presented the board report, noting that the Board of Supervisors approved a pilot program with Legal Research Associates, LLC (LRA) for six months prior to executing a full agreement. In response to a question by Supervisor Hawes, Sheriff Tom Bosenko stated that dismantling the jail law library and using LRA to provide legal research materials to Shasta County Jail inmates will reduce staff's time and security issues in transporting inmates to and from the law library.

Supervisor Cibula stated that he will not be supporting the agreement since the Sheriff's Office cannot control the continuing costs of renewal agreements in the future.

In response to questions by Supervisors, Sheriff Bosenko and Captain Don Van Buskirk stated that they do not foresee excessive LRA rate increases in the future; however, they do expect cost increases in maintaining and purchasing new law books. Captain Van Buskirk added that 22 other counties are contracting with LRA and are thoroughly satisfied with the legal research provided and the cost of the contract. He added that the pilot program was not to save money but to provide cost-effective services to the inmates.

By motion made, seconded (Hawes/Kehoe), and carried, the Board of Supervisors approved Legal Research Associates, LLC to continue to provide legal research materials to inmates of the Shasta County Jail pursuant to the May 15, 2007 agreement; approved dismantling of the current jail law library; found that a portion of the Jail's law library collection is no longer required for County use; and authorized donation of the unneeded portions of the collection to the Shasta County Public Law Library. Supervisor Cibula voted no.

SHERIFF-PROBATION

AGREEMENT: CALIFORNIA FORENSIC MEDICAL GROUP
SHASTA COUNTY JAIL, JUVENILE HALL, AND CRYSTAL CREEK BOYS' CAMP
COMPREHENSIVE MEDICAL SERVICES AND SUPPORT

At the recommendation of Sheriff Tom Bosenko and Chief Probation Officer Brian Richart and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a contract with California Forensic Medical Group for a minimum amount of \$8,089,948 for the provision of Comprehensive medical services and support to the Shasta County Jail, Juvenile Hall, and Crystal Creek Boys' Camp for the period July 1, 2008 through June 30, 2011 with two automatic one-year renewals.

PUBLIC WORKS**AGREEMENT: J. F. SHEA CONSTRUCTION, INC.**
2008 ASPHALT OVERLAY PROJECT

At the recommendation of Public Works Director and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors awarded to the low bidder, J.F. Shea Construction, Inc., on a unit-cost basis, the contract for construction on the 2008 Asphalt Concrete Overlay Project.

SCHEDULED HEARINGS**ZONE AMENDMENT NO. 06-048**
FAITH COMMUNITY CHURCH
SOUTH REDDING AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 06-048, Faith Community Church, which would rezone approximately 10.23 acres of a 64.86 acre parcel in the south Redding area from a Commercial-Light Industrial (C-M) District to a Community Commercial (C-2) District. Assistant Director of Resource Management Rick Simon presented the board 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 project, and the public hearing was closed.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-048, Faith Community Church, south Redding area:

1. Adopted the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2008-053;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-053;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-048, as requested.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Bowman v. County of Shasta, Public Works Department, pursuant to Government Code section 54956.9(a).

11:26 a.m.: The Board of Supervisors recessed to Closed Session.

11:36 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, Interim County Counsel Mike Ralston, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

REPORT OF CLOSED SESSION ACTIONS

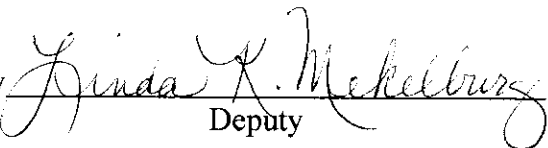
Interim County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation. By a unanimous vote, the Board of Supervisors authorized the law firm of Larry Moss to handle the defense in the matter of Bowman v. County of Shasta, Public Works Department. No other reportable action was taken.

11:37 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 24, 2008

REGULAR MEETING

9:03 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Jim Wilson, PrayNorthState.

PLEDGE OF ALLEGIANCE

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

URGENCY ITEM

FINDING OF URGENCY

Sheriff Tom Bosenko requested the Board of Supervisors proclaim a local emergency due to the high number of fires in Shasta County.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors made a finding that an urgency situation exists with regard to the recent wildfires in Shasta County.

PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY

SHASTA COUNTY FIRES UPDATE

CAL FIRE Shasta-Trinity Unit Chief and County Fire Warden Mike Chuchel stated there are currently over 150 fires in Shasta County, a number of which are contained; all of CAL FIRE Shasta-Trinity Unit resources, most of Shasta County Fire District's resources, and most of the Shasta County Fire Department volunteers are committed and making significant progress. Aid from other California agencies has been requested as resources are running low.

Shasta National Forest Supervisor J. Sharon Heywood discussed the number of fires caused by lightning strikes resulting in the increase of team resources and efficiency. All agencies are communicating and working well together.

Chief Chuchel stated that 8,000 acres in Shasta County have been consumed by vegetation fires, but there have been no loss of structures and no injuries. He requested the County apply to the Governor for a declaration of a state of emergency.

In response to a question by Supervisor Cibula, Chief Chuchel stated that there are over 300 fires in Shasta and Trinity County. Forest Supervisor Heywood noted that the Trinity Alps consists of 500,000 acres of difficult terrain; therefore, the fires in that area may burn all summer.

In response to a question by Supervisor Kehoe, Forest Supervisor Heywood agreed that it would be helpful if the Board of Supervisors communicated to the Chief of U.S. National Forest Service and elected representatives the urgency for aide.

Sheriff's Office Captain Dave Dean discussed the evacuations in Burney and Shingletown and a warning issued for the Platina area.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a Proclamation of Existence of a Local Emergency; and approved and authorized the Chairman to sign correspondence to federal and state officials encouraging them to provide Shasta County with resources needed to contain the fires.

PRESENTATIONS

CERTIFICATE OF RECOGNITION **SHASTA MOSQUITO & VECTOR CONTROL**

Supervisor Hawes presented a Certificate of Recognition to Shasta Mosquito & Vector Control expressing appreciation for work done toward the eradication of the non-native plant menace *Arundo donax*. Shasta Mosquito & Vector Control District Manager William Hazeleur explained that the non-native plant is very invasive, creates flooding issues, and inhibits mosquito suppression.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the 2007 Shasta County Crop and Livestock Report, the agreement with Holly Hetzel, the Cottonwood Sludge Basin Upgrades project, the Cragview water system project, and nuisance abatement item were pulled for discussion.

CONSENT CALENDAR

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

Approved a budget amendment that reallocates General Fund support between Juvenile Hall (+\$273,833), Probation (-\$228,833), and Crystal Creek Boys' Camp (-\$45,000). (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$2,465 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on June 17, 2008, as submitted. (Clerk of the Board)

Accepted the County Clerk's Canvass of the June 3, 2008 Direct Primary Election. (County Clerk/Elections)

Approved a budget amendment to the Farm Advisor budget increasing structural maintenance by \$10,000, offset by a reduction in the General Fund Contingency Reserve. (Farm Advisor)

Approved and authorized the Chairman to sign a renewal agreement with Victor Treatment Centers, Inc. in an amount not to exceed \$317,106 to provide youth mental health services for the period July 1, 2008 through June 30, 2009. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Netsmart New York, Inc. in an amount not to exceed \$10,000 per year to provide a non-transferable license to use the Netsmart/InfoScriber medication management products for the period July 1, 2008 through July 1, 2011 and year to year thereafter unless terminated. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Helios Healthcare, LLC, dba Idylwood Care Center, in an amount not to exceed \$53,000 per fiscal year to provide residential skilled nursing care for the period July 1, 2008 through June 30, 2009, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign agreements with Tri County Community Network, Inc. in an amount not to exceed \$96,831 for housing and employment coordination services to Mental Health Services Act Full Service Partners for the period of July 1, 2008 through June 30, 2009; and in an amount not to exceed \$77,138 to provide CalWORKs Job Club and employment coordination services in eastern Shasta County for the period July 1, 2008 through June 30, 2009. (Mental Health & Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with Shasta County Chemical People, Inc. in an amount not to exceed \$100,000 per fiscal year to provide alcohol and other drug prevention services, to clarify contractor responsibilities, and retaining the term of July 1, 2006 through June 30, 2007, with two automatic one-year renewals. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement and an amendment to the Memorandum of Understanding with the California Department of Public Health, Office of AIDS, increasing funding by \$58,194 (for a new total of \$471,021) to provide HIV/AIDS prevention and education for the period July 1, 2007 through June 30, 2010. (Public Health)

Approved and authorized the Chairman to sign an agreement with The McConnell Foundation for a grant in an amount not to exceed \$225,000 to help fund the "Healthy Shasta Partnership," a community-based collaborative effort to coordinate and target obesity prevention efforts for the period from the date of signing through December 31, 2010. (Public Health)

Approved and authorized the Chairman to sign an agreement with Steve Layton in an amount not to exceed \$131,768 to provide health education and tobacco compliance activities for the period July 1, 2008 through June 30, 2009, with two optional one-year renewals. (Public Health)

Approved and authorized the Chairman to sign a renewal agreement with Victor Treatment Centers, Inc. in the amount of \$180 per youth per day not to exceed \$328,500 to provide intensive day treatment and rehabilitation services for seriously emotionally disturbed youth in residential placement in Shasta County for the period July 1, 2008 through June 30, 2009. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Northern California Youth and Family Programs, Inc. in an amount not to exceed \$155,235 per fiscal year to administer an Independent Living Skills Program for the period July 1, 2008 through June 30, 2009, with two optional one-year renewals. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Lilliput Children's Services, Inc. to provide adoptions support services in an amount not to exceed of \$180,436 per fiscal year for the period July 1, 2008 through June 30, 2009 with two optional one-year renewals. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta County Office of Education in an amount not to exceed \$63,536 to provide foster youth educational support services for the period July 1, 2008 through June 30, 2009. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with Northern Valley Catholic Social Service to administer the Cal Learn program increasing the compensation by \$208,000 for Fiscal Year 2008-09 and \$208,000 for Fiscal Year 2009-2010 (for a new total not to exceed \$618,000) and extending the term of the agreement for two additional one-year periods through June 30, 2010. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with the Shasta County Child Abuse Prevention Coordinating Council (SCCAPCC), increasing compensation by \$75,000 (for a new total not to exceed \$150,000) for adjustments to the responsibilities in providing Child Abuse Prevention, Intervention, and Treatment Afternoon Care, Structured Activity and Parent Mentoring Program services, extending the term for an additional one-year period to June 30, 2009. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with the Shasta County Child Abuse Prevention Coordinating Council (SCCAPCC), increasing compensation by \$112,806 (for a new total not to exceed \$225,612) making adjustments to the responsibilities in providing Differential Response Community Parent Partner services, and extending the term for an additional one-year period to June 30, 2009. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with the Shasta County Child Abuse Prevention Coordinating Council (SCCAPCC) increasing compensation by \$73,036 (for a new total not to exceed \$146,072) to provide Perinatal Substance Abuse/Human Immunodeficiency Virus Parent Partner services, and extending the term for an additional one-year period to June 30, 2009. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Northern Valley Catholic Social Service in an amount not to exceed \$67,000 to provide work-related clothing and related mentoring services for California Work Opportunity and Responsibility to Kids Program (CalWORKs) participants for the period July 1, 2008 through June 30, 2009, with a one-year optional renewal. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Thomas R. Wright, L.C.S.W. d.b.a. Wright Education Services in an amount not to exceed \$76,440 to provide violence/anger management training and counseling for minors for the period July 1, 2008 through June 30, 2009. (Probation)

Approved and authorized the Chairman to sign two agreements with the County of Humboldt for the period July 1, 2008 through June 30, 2010 with two automatic one-year renewals in an amount of \$171.89 per day, seven days a week per minor for the use of

New Horizons Program facility; and in an amount of \$169.46 per day, five days a week per minor for mental health services provided at the Northern California Regional Facility. (Probation)

Transferred appropriations between Salaries & Benefits and Services & Supplies in the amount of \$125,000; and increased appropriations and revenue in the amount of \$60,000 due to receipt of the State Criminal Alien Assistance Program Grant for 2007 and Booking Fee Recoveries. (Sheriff's Office-Jail)

For construction in various Permanent Road Divisions, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and direct the Public Works Director to advertise for bids; and authorized opening of bids on or after July 17, 2008 at 11:00 a.m. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Mental Health Accessible Parking project and record it within 10 days of actual completion of the work.

Approved and authorized the Chairman to sign an agreement with Basic Laboratory, Inc. in an amount not to exceed \$150,000 per year to provide laboratory testing and analyses of water, soil, and wastewater samples for the period July 1, 2008 through June 30, 2009, with two automatic one-year renewals. (Public Works)

Authorized the Public Works Director to sign a grant agreement, pursuant to Resolution No. 2001-187, with the Federal Aviation Administration (FAA) in the amount of \$85,000 for a design grant to update planning documents for the Fall River Mills Airport; and adopted Resolution No. 2008-079, which authorizes the Public Works Director to apply for, accept, and sign a grant agreement with Caltrans in the amount of \$2,236.84 for the state match. (Public Works)

(See Resolution Book No. 49)

Adopted Resolution No. 2008-080, which authorizes the Department of Resource Management to apply for the Used Oil Recycling Block Grant, Fiscal Year 2008-09 in the amount of \$28,361 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake. (Resource Management-Community Education Section)

(See Resolution Book No. 49)

Approved a budget amendment transferring \$45,000 from the Services and Supplies to the Fixed Asset account to fund vehicle repairs. (County Fire)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

2007 SHASTA COUNTY CROP AND LIVESTOCK REPORT

In response to a request by Supervisor Hawes, Deputy Agricultural Commissioner/Sealer of Weights and Measures Paul Kjos presented the Report, noting an 11 percent increase of over \$74,500,000 in the value of agricultural commodities and livestock in Shasta County.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors accepted the 2007 Shasta County Crop and Livestock Report. (Agricultural Commissioner/Sealer of Weights & Measures)

AGREEMENT: HOLLY HETZEL SHASTA DRUG ENDANGERED CHILDREN PROGRAM

In response to questions by Supervisor Baugh, Assistant District Attorney Dan Flynn explained the Shasta Drug Endangered Children Program (DEC) was designed to assist children

who are at risk for exposure in homes where drugs are made and sold. The program monitors the number of labs where DEC is called to respond, the number of children residing in the home, how the children are placed and cared for, and prosecutions in those cases related to child endangerment. So far in 2008, there have been 10 arrests; three included child endangerment charges.

In response to a question by Supervisor Kehoe, District Attorney Chief Fiscal Officer Elizabeth Leslie answered that County staff works closely with Holly Hetzel, but she does not supervisor or complete performance evaluations.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with Holly Hetzel to implement and oversee the Shasta County Drug Endangered Children program in an amount not to exceed \$79,280 per fiscal year for the period July 1, 2008 through June 30, 2009, with two automatic one-year renewals. (District Attorney)

CONTRACT: ALL PHASE CONSTRUCTION
COTTONWOOD SLUDGE BASIN UPGRADES

Public Works Director Pat Minturn presented the board report, noting All Phase Construction, Inc. as the low bidder, and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors awarded to the low bidder All Phase Construction, on a unit cost basis, the contract for the construction on the Cottonwood Wastewater Treatment Plant Sludge Basin Upgrades; and authorized the use of fund balance to increase appropriations in the Cottonwood Sewer Capital Improvement budget for the transfer of \$40,000 from the Cottonwood Sewer Capital Improvement budget to a Fixed Asset account. (Public Works)

COUNTY SERVICE AREA NO. 23 - CRAGVIEW WATER
WATER SYSTEM IMPROVEMENTS
RESOLUTION NO. 2008-081

In response to a question by Supervisor Kehoe, Public Works Director Pat Minturn explained that the County Service Area (CSA) No. 23 - Cragview Water system is obsolete and requires filtration and treatment system upgrades. In 2005, the United States Department of Agriculture (USDA) offered a grant/loan package, but it failed to move forward due to community opposition. Residents have requested to be connected to the Dunsmuir water system, but that system is unable to supply the capacity needed for the CSA.

In response to a question by Supervisor Cibula, Mr. Minturn agreed that should the current grant/loan option fail again due to community opposition, the County could choose to turn the CSA over to a private operator.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisor, acting on behalf of County Service Area No. 23 - Cragview Water, approved and authorized the Public Works Director to prepare a grant application for the California Department of Public Health for funding of improvements to the Cragview water system; and adopted Resolution No. 2008-081, which authorizes the Public Works Director to sign the grant/loan application and submit various other documents related to the application process. (County Service Area No. 23 - Cragview Water)

(See Resolution Book No. 49)

NUISANCE ABATEMENT COST RECOVERY
RESOLUTION NO. 2008-082

Supervisor Baugh thanked the Department of Resource Management for their efforts in the nuisance abatement process, and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-082, which

authorizes the County to recover its costs to abate nuisance conditions on various parcels by means of special assessments and liens. (Resource Management)
(See Resolution Book No. 49)

10:19 a.m.: The Board of Supervisors recessed and convened as the Shasta County In-Home Supportive Services Public Authority Governing Board.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY

By motion made, seconded (Hawes/Cibula), and unanimously carried, the In-Home Supportive Services Public Authority took the following action, which was listed on the Consent Calendar:

Accepted and approved the In-Home Supportive Services Public Authority (IHSS/PA) Recommended Budget for Fiscal Year 2008-09 with total appropriations of \$711,833; and set Tuesday, August 19, 2008 at 1:30 p.m., or as soon thereafter as may be heard, for a public hearing on the Final IHSS/PA Budget for Fiscal Year 2008-09.

10:20 a.m.: The Shasta County In-Home Supportive Services Public Authority Governing Board adjourned, and the Board of Supervisors recessed.

10:20 a.m.: The Board of Supervisors reconvened.

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no report.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

AGREEMENT: CITY OF REDDING
TRANSFER OF REDDING MAIN LIBRARY OWNERSHIP TO CITY OF REDDING
TRANSFER OWNERSHIP OF ALL PERSONAL PROPERTY
QUITCLAIM DEED
RESOLUTION NO. 2008-083

At the recommendation of Senior Administrative Analyst Julie Hope and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors transferred ownership of the Redding Main Library to the City of Redding pursuant to ownership and operational agreements approved by the Board of Supervisors on August 22, 2006; adopted Resolution No. 2008-083, which declares the County-owned building, its contents, and land located at 1100 Parkview Avenue, Redding, California, no longer necessary for County use pursuant to Government Code sections 25365 and 26227; approved and authorized the Chairman to sign a Quitclaim Deed to transfer the ownership of the real property (land and building) to the

City of Redding; approved and authorized the Chairman to sign a grant agreement transferring ownership of all personal property in the Redding Main Library (furniture, fixtures, equipment, computers, and collection materials) to the City of Redding; and relieved the County for accountability of fixed assets located in the Redding Main Library as listed in the County of Shasta Fixed Asset Inventory Report of April 10, 2008.

(See Resolution Book No. 49)

SHASTA COUNTY BUDGET
FISCAL YEAR 2008-09

CAO Lees presented the Shasta County Budget for Fiscal Year 2008-09, noting that all County departments have implemented cost-saving programs due to the anticipated funding cuts from the State of California. Although the General Fund allocation to the Public Safety unit was increased for the next fiscal year, he estimates that there will be a \$600,000 gap due to the State funding cuts, which is due to increased operation costs.

Sheriff Tom Bosenko discussed past budget cuts which resulted in jail closures and staff reduction. The Department's priority is to fill positions and provide more public safety, while implementing cost-saving programs. The suggested budget cuts would result in no 24 hour patrol in Burney and Shingletown.

In response to a question by Supervisor Cibula, CAO Lees explained that the Tobacco Settlement Fund (TSF) Citizens Advisory Committee distributes the money allocated to them for community grant programs, but the committee has no authority to determine where TSF funds in general are used; therefore, the Committee did not consider the proposed reallocation of tobacco settlement revenue.

By motion made, seconded (Kehoe/Baugh), and carried, the Board of Supervisors accepted and approved the recommended Shasta County Budget for Fiscal Year 2008-09 with total appropriations of \$380,817,462, including General Operating funds of \$333,163,785, Internal Service funds of \$27,003,181, Enterprise funds of \$10,136,249, and Special Districts governed by the Board of Supervisors totaling \$10,514,247; approved a revision to the allocation of tobacco settlement revenue, maintaining ten percent to Shasta Community Health Center, and reallocating 15 percent from community grants to debt service, and a one-time use of fund balance in the amount of \$550,000 for mission-critical social service programs in Fiscal Year 2008-09; and set Tuesday, August 19, 2008, at 1:30 p.m. for a public hearing on the Final Shasta County Budget for Fiscal Year 2008-09. Supervisor Cibula voted no because the proposed reallocation was not considered by the TSF Citizens Advisory Committee.

MEMORANDUM OF AGREEMENT: THE McCONNELL FOUNDATION
SHASTA COUNTY PARKS, TRAILS, AND OPEN SPACE PLAN GRANT AWARD

At the recommendation of Administrative Analyst Angela Richardson and by motion made, seconded (Cibula/Hawes), and unanimously carried, the Board of Supervisors approved the acceptance of a grant award from The McConnell Foundation for an amount not to exceed \$50,000 for the project entitled "Shasta County Parks, Trails, and Open Space Plan"; approved and authorized the Chairman to sign a Memorandum of Agreement with The McConnell Foundation for the grant award; and authorized the Auditor-Controller to pay claims associated with the project.

RESOURCE MANAGEMENT

ADMINISTRATION DIVISION

**AGREEMENT: MOORE IACOFANO GOLTSMAN, INC.
COMMUNITY PARKS, MULTI-USE TRAILS, BIKEWAYS, OPEN SPACE PLAN
SHASTA COUNTY UNINCORPORATED AREAS**

Resource Management Chief Fiscal Officer Ronni Harman presented the board report and recommended approval of the agreement.

In response to questions by Supervisors, Director of Resource Management Russ Mull explained that subdivisions are subject to aggressive General Plan policies which require parks and recreation areas in the planning process. A public committee will be formed to review and consider the optional tasks: an online questionnaire and document reproduction services.

By motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Moore Iacofano Goltsman, Inc. in an amount not to exceed \$100,000 to prepare a plan for community parks, multi-use trails, bikeways, and open space within the unincorporated areas of Shasta County for the period July 1, 2008 through June 30, 2009.

GENERAL GOVERNMENT

SUPPORT SERVICES-PERSONNEL DIVISION

**2007-08 SALARY RESOLUTION AND SALARY PLAN
SALARY RESOLUTION NO. 1351**

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1351, which amends the 2007-08 Salary Resolution and Salary Plan effective June 22, 2008 in preparation for the supplemental and final budget process; approved job specifications for the Housing Programs Specialist and Deputy Assessor-Recorder classifications; and deleted job specifications for Housing Programs Technician and the Deputy Assessor Recorder-Valuation and Deputy Assessor Recorder-Administration classifications.

(See Salary Resolution Book)

SUPPORT SERVICES-FLEET MANAGEMENT

**REPLACEMENT VEHICLE EQUIPPING
RESOLUTION NO. 2008-084**

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-084, which will allow Fleet Management to complete equipping replacement vehicles which were approved for purchase during Fiscal Year 2007-08 and until adoption of the final budget as allowed by Government Code section 29124.

(See Resolution Book No. 49)

HEALTH AND HUMAN SERVICES

MENTAL HEALTH

AGREEMENTS: VARIOUS PROVIDERS

MEDI-CAL-ELIGIBLE CHILDREN MENTAL HEALTH SERVICES

At the recommendation of Director of Mental Health Dr. Mark Montgomery and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign renewal agreements with the following to provide mental health services for Medi-Cal-eligible children during the period July 1, 2008 through June 30, 2009: New Directions to Hope in an amount not to exceed \$476,710; Northern Valley Catholic Social Service in an amount not to exceed \$763,478; Remi Vista, Inc. in an amount not to exceed \$742,000; and Victor Community Support Services, Inc. in an amount not to exceed \$1,568,862.

AGREEMENTS: CRESTWOOD BEHAVIORAL HEALTH, INC.

RESIDENTIAL MENTAL HEALTH SERVICES

ENHANCED MENTAL HEALTH SERVICES AT REDDING FACILITY

At the recommendation of Director of Mental Health Dr. Mark Montgomery and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approve and authorize the Chairman to sign renewal agreements with Crestwood Behavioral Health, Inc. in an amount not to exceed \$1,704,307 per fiscal year to provide residential treatment mental health services for the period July 1, 2008 through June 30, 2009, with two automatic one-year renewals; and approved and authorized the Chairman to sign a renewal agreement with Crestwood Behavioral Health, Inc. in an amount not to exceed \$137,800 per fiscal year to provide enhanced services to people in residential treatment services in Crestwood's Redding facility for the period July 1, 2008 through June 30, 2009, with two automatic one-year renewals.

PUBLIC WORKS

FIXED ASSETS AND CAPITAL PROJECTS EXPENDITURES

RESOLUTION NO. 2008-085

At the recommendation of Public Works Chief Fiscal Officer Barbara Young and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-085, which will allow the Department of Public Works to pay expenditures on Fixed Assets and Capital Projects which were approved during Fiscal Year 2007-08 and until adoption of the final budget as allowed by Government Code section 29124.

(See Resolution Book No. 49)

SCHEDULED HEARINGS

BURNEY DISPOSAL INC.

ANDERSON-COTTONWOOD DISPOSAL SERVICES

RATE INCREASE

RESOLUTION NOS. 2008-086 AND 2008-087

This was the time set to conduct a public hearing to consider increased rates for Burney Disposal, Inc. and Anderson-Cottonwood Disposal Services. Public Works Director Pat Minturn

presented the board report and recommended approval of the rate increases. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

In response to a question by Supervisor Cibula, Mr. Minturn explained that fuel prices are drastically affecting the costs of service; therefore, the request is to partially compensate the vendor.

Supervisor Hawes stated many Palo Cedro residents are dissatisfied with the vendor's service, including leaving garbage on personal property. The residents are opposed to the rate increase due to poor service and increasing living expenses.

In response to questions by supervisors, Mr. Minturn confirmed that the County is not obligated to approve the fuel increases. Mr. Minturn stated four letters of protest were received from residents opposing the proposed increases.

Supervisor Baugh stated he received six or seven phone calls and spoke with six or seven additional people who oppose the increases. Shingletown residents have complained to him about being charged for services even though the vendor could not access their area due to roads blocked by snow.

The public hearing was opened, at which time Waste Management District Manager Matt Fryor stated garbage dropped by their staff is not the responsibility of the residents. Mr. Fryor confirmed that once snow conditions allowed the trucks to access Shingletown residents, extra service was offered at no additional charge. In addition, those residents who complained regarding charges for services not rendered were credited.

Waste Management Regional Manager Tim McGill explained that gasoline prices are affecting the cost to provide services. The company is considering hybrid vehicles and other alternatives.

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

In response to a question by Supervisor Hartman, Mr. Minturn explained that the County entered in to a 10-year contract because previously, no contractor would service rural areas or they would charge more for remote areas, and the vendor offered a very low monthly rate for senior citizens.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution Nos. 2008-086 and 2008-087, which increase rates for Burney Disposal, Inc. and Anderson-Cottonwood Disposal services, Inc. effective July 1, 2008.

(See Resolution Book No. 49)

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

12:21 p.m.: The Board of Supervisors recessed to Closed Session.

12:50 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

12:51 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, July 15, 2008

REGULAR MEETING

9:03 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Charles Clark, St. Marks Missionary Baptist Church.

PLEDGE OF ALLEGIANCE

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

BOARD MATTERS

PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY
SHASTA COUNTY FIRES UPDATE

Sheriff Tom Bosenko presented the board report and recommended renewal of the Proclamation of Existence of a Local Emergency.

Shasta National Forest Supervisor J. Sharon Heywood provided an update of the wildland fires and advised that fire suppression efforts have been successful in many areas. In response to questions by Supervisors, Ms. Heywood noted that more supplemental fire resources are needed.

Whiskeytown National Park Superintendent Jim Milestone gave a detailed overview of forest fires in the Park, including fire growth and merger, fire suppression, and the advance burning of suppression lines over the last 20 years, which has kept the fire inside the Park's boundaries.

CAL FIRE Shasta-Trinity Unit Chief and County Fire Warden Mike Chuchel discussed the containment of several large fires. Protection of full-time residences is priority.

In response to questions by Supervisors, Chief Probation Officer Brian Richart confirmed the Crystal Creek Boys Camp is in no immediate danger, and there is no need to evacuate at this time.

Sheriff Bosenko stated that 16 areas have been evacuated, and Animal Control has assisted in evacuating animals.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors found that the circumstances and factors that led to the proclamation of a local emergency due to wildland fires have not been totally resolved and that there is a need for the continuance of this proclamation.

CERTIFICATE OF APPRECIATION
SENIOR DEPUTY DISTRICT ATTORNEY BRENT LEDFORD

In recognition of more than 16 years of service to Shasta County, the Board of Supervisors presented Senior Deputy District Attorney Brent Ledford with a certificate of appreciation upon the occasion of his retirement. District Attorney Jerry Benito thanked Mr. Ledford for his services and outstanding dedication.

PROCLAMATION: PROBATION SUPERVISION WEEK

At the recommendation of Chief Probation Officer Brian Richart and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors designated July 13-19, 2008 as Probation Supervision Week in Shasta County.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the Attorney's Diversified Services agreement and the Ono Fire Station Building Project were pulled for discussion.

CONSENT CALENDAR

By motion made, seconded (Hawes/Baugh), 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 mutual termination of agreement with the Shasta Genealogy Society to house genealogical materials for public access as the City of Redding provides access at the Redding Library. (Administrative Office-Library)

Approved and authorized the Chairman to sign assignments of joint cooperative agreements to transfer services to the City of Redding with the Shasta Union High School District to provide shared electronic library services; and with the Redding School District to provide joint-use library services consisting of a family literacy center and associated services. (Administrative Office-Library)

Approved and authorized the Chairman to sign the County Claims List totaling \$5,196.60 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on June 24, 2008, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with the Law Office of Larry B. Moss increasing attorney hourly rates by \$10 per hour (for a new total of

\$170 per hour) and paralegal hourly rates by \$5 per hour (for a new total of \$90 per hour) to provide legal services. (County Counsel)

Adopted Resolution No. 2008-088, which adjusts the County contribution toward dental insurance premiums for Confidential Employees until the General Unit successor Memorandum of Understanding is negotiated. (Support Services)

(See Resolution Book No. 49)

Approved the Fiscal Year 2008-09 Shasta County Substance Abuse and Crime Prevention Act of 2000 County Plan for drug treatment, probation supervision, and other supportive services; and approved and authorized the Alcohol and Drug Program Administrator to sign and submit the Plan and the Offender Treatment Program Application. (Mental Health-Alcohol and Drug Programs)

Approved and 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 \$126,270 for Fiscal Year 2008-09 to provide services to the participants in the Addicted Offender Program. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the County Alcohol and Drug Program Administrator to sign the Comprehensive Drug Court Implementation Notice of Grant Award with the Department of Alcohol and Drug Programs in the amount of \$111,434 to provide intensive case management and outpatient counseling for the Addicted Offender Program for the period January 1, 2009 through December 31, 2009. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an agreement with Gen-Probe in the amount of \$48,213.60 per year to purchase reagents and to use testing equipment from the date of signing through June 30, 2013; approved and authorized the Director of Public Health to sign amendments that result in a net change of no more than 10 percent of the total dollar value of the current contract or that make other minor, non-monetary amendments; and authorized the Auditor-Controller to pay claims associated with the contract. (Public Health)

Adopted Resolution No. 2008-089, which authorizes public outreach expenditures by the Department of Child Support Services, and directs the Auditor-Controller to pay claims associated with the expenditures. (Child Support Services)

(See Resolution Book No. 49)

Released the security guaranteeing maintenance of public improvements in the amount of \$59,025 for Tract Map No. 1912, Cottonwood Creek Meadows Subdivision (Cottonwood area). (Public Works)

Released the security guaranteeing maintenance of public improvements in the amount of \$28,750 for Tract Map No. 1880, Canto Del Lupine subdivision (Centerville area). (Public Works)

For the Canyon Road Bike Lanes Project, approved and authorized the Chairman to sign right-of-way contracts with the Richard M. Chambers and Lois E. Chambers, Co-Trustees of the Richard M. Chambers and Lois E. Chambers Living Trust (0.10 acres at \$3,000), Preston Avery and Lois Avery (0.06 acres at \$1,500), and Robert W. Jones, Douglas Kalin Jones, Russel Alexander Jones, Julie Michelet Jones, and Sonja F. Jones, as Trustee of the Sonja F. Jones Trust, (2.60 acres at \$21,000); and accepted three easement deeds from these owners conveying parcels of project right of way. (Public Works)

Approved and authorized the Chairman to sign a retroactive lease agreement with the U.S. Forest Service for the U.S. Forest Service to pay approximately \$33,672.49 to use the Inter-Mountain Fairgrounds as an emergency fire camp during the Peterson fire. (Inter-Mountain Fair)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**AGREEMENT: ATTORNEY'S DIVERSIFIED SERVICES
LEGAL DOCUMENTS SERVICE**

In response to questions by Supervisors, Director of Child Support Services Terri Love explained that Attorney's Diversified Services contacted Child Support Services in May 2008 to renegotiate compensation to include a \$4 per service fuel surcharge, and in order for the contract to renew, both parties must agree to the changes in compensation.

In response to questions by Supervisors Baugh and Kehoe regarding the possibility of initiating a Request for Proposal (RFP), County Counsel Mike Ralston and County Administrative Officer (CAO) Larry Lees said that if an RFP were issued and all responses came in at a higher cost, ADS has the right to opt out of the existing contract. Ms. Love agreed that the fuel surcharge should only apply to the first service and not to subsequent services, and she will negotiate with ADS to add a clause to the contract to include a reduction of the fuel surcharge should fuel prices decline.

By consensus, the Board of Supervisors continued this matter to a future meeting to allow staff to seek clarification from the vendor as to when the fuel surcharge would be charged and about adding a fuel decline clause to the contract.

ONO FIRE STATION BUILDING PROJECT

Public Works Director Pat Minturn presented the Board report and recommended approval of the project, noting that the project would be funded by the fire budget and not the roads budget, as listed in the Board report.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors found the Ono Fire Station Building Project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after August 28, 2008 at 11:00 a.m. (Public Works)

10:38 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

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the Shasta-Tehama County Watermaster District item was pulled to allow a member of the public to comment.

**SHASTA-TEHAMA WATERMASTER DISTRICT
BOARD OF DIRECTORS**

Shasta County Water Agency Chief Engineer Pat Minturn presented the board report and recommended approval, noting that the rescission of the appointment of Matt Magnuson as the Burney Creek representative is because he is not a landowner. The North Fork Cottonwood Creek is managed by the Igo-Ono Community Services District and the Bee Ditch Diversion, which both own the water rights and are not property owners. The North Fork

Cottonwood Creek representative must be an officer through election designated by the District's Board of Directors.

Robert Pearce supported the rescinding of the appointment of Matt Magnusen as the Burney Creek representative on the Shasta-Tehama Watermaster District Board of Directors. He asked how the District's Board of Directors would pay for expenses without any form of funding, and he will take the matter to the Superior Court to oppose landowners being subject to the District.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors rescinded the appointment of Matt Magnusen, the appointed Director for the Burney Creek adjudicated area Shasta-Tehama County Watermaster District; directed staff to re-solicit for nominees for the Burney Creek adjudicated area and for the North Fork Cottonwood Creek adjudicated area; and reconvened the selection committee to consider nominees for the Burney Creek and North Fork Cottonwood Creek adjudicated areas.

10:50 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

CAO Larry Lees had no legislative report.

Supervisors reported on issues of countywide interest.

HEALTH AND HUMAN SERVICES

MENTAL HEALTH

AGREEMENT: CALIFORNIA DEPARTMENT OF MENTAL HEALTH

MENTAL HEALTH SERVICES PERFORMANCE CRITERIA

MENTAL HEALTH CARE DELIVERY

At the recommendation of Director of Mental Health Dr. Mark Montgomery and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with the California Department of Mental Health to establish performance criteria in the provision of mental health services and allow access to certain federal and state resources and local realignment funds to support mental health care delivery for the period July 1, 2007 through June 30, 2010.

CLOSED SESSION ANNOUNCEMENT

County Administrative Officer Larry Lees announced that the Closed Session was cancelled.

11:05 a.m.: The Board of Supervisors recessed.

1:35 p.m.: The Board of Supervisors reconvened with all Supervisors, County Administrative Officer Larry Lees, Assistant County Counsel John Loomis, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

AFTERNOON CALENDAR

SCHEDULED HEARINGS

RESOURCE MANAGEMENT - PLANNING DIVISION

APPEAL OF PARCEL MAP NO. 06-070A2
MITCH CHUCK
BURNEY AREA

This was the time set to conduct a public hearing continued from the June 3, 2008 Board of Supervisors meeting regarding the appeal by Mitch Chuck of certain conditions of Parcel Map No. 06-070A2 in the Burney area. The Affidavit of Publication and Notice of Public Hearing are on file with the Clerk of the Board. Chairman Hartman stated that a letter was received from the appellant withdrawing the appeal.


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

1:36 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, July 22, 2008

REGULAR MEETING

9:00 a.m.: Chairman Hartman 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 Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

District No. 2 - Supervisor Cibula - Absent

INVOCATION

Invocation was given by Supervisor Baugh.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Assemblyman Doug LaMalfa provided an update on the California state budget, including an overview of proposed taxes, fuel tax revenues, Proposition 1A funding, public safety funding, and health care funding.

United Public Employees of California (UPEC) Local 792 representative Steve Allen discussed negotiations between union and County representatives and urged the Board of Supervisors to consider UPEC's requests.

Charles Alexander spoke in opposition to a proposed parolee day reporting center in Redding.

10:00 a.m.: The Board of Supervisors recessed.

10:05 a.m.: The Board of Supervisors reconvened.

BOARD MATTERS

**PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY
SHASTA COUNTY FIRES UPDATE**

At the recommendation of Sheriff Tom Bosenko and County Fire Warden and CAL FIRE Shasta-Trinity Unit Chief Warden Mike Chuchel and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors found that the circumstances and factors that led to the proclamation of a local emergency due to wildland fires have not been totally resolved and that there is a need for the continuance of this proclamation.

**JULY 2008 EMPLOYEE OF THE MONTH
ACCOUNTANT AUDITOR III SUE CROWE
RESOLUTION NO. 2008-090**

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-090, which recognizes Accountant Auditor III Sue Crowe as Shasta County's July 2008 Employee of the Month.

(See Resolution Book No. 49)

PROCLAMATION: NATIONAL NIGHT OUT

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates August 5, 2008 as National Night Out in Shasta County.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Hawes), 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 the County Claims List totaling \$4,907.36 requiring special board action. (Auditor-Controller)

Adopted Resolution No. 2008-091, which establishes the Shasta County Appropriations Limit for Fiscal Year 2008-09 in the amount of \$121,430,955; and sets the annual adjustment factors used to calculate the appropriations limit at the change of 6.08 percent reflecting the change in Shasta County's local assessment roll from the preceding year due to the addition of local non-residential new construction, and a factor of 0.88 percent reflecting the annual change in population within the local jurisdiction combined with the change in population within all counties that are contiguous with the local jurisdiction as provided by the Demographic Section of the Department of Finance. (Auditor-Controller)

(See Resolution Book No. 49)

Approved the minutes of the meeting held on July 15, 2008, as submitted. (Clerk of the Board)

For the PSA2 Area Agency on Aging Advisory Council, corrected the term expiration dates of Virginia Webster from July 2008 to November 2008, Alan Masden from July 2009 to September 2009, and J.D. Leitaker from July 2011 to May 2011. (Clerk of the Board)

Reappointed Gary Eide, Janet Pillow, and Merna Burnham to the Anderson Cemetery District Board of Trustees for four-year terms through March 2011. (Clerk of the Board)

Adopted Resolution No. 2008-092, which approves and authorizes the Director of Housing and Community Action Programs to sign and submit an application to the California Department of Housing and Community Development for HOME Investment Partnership Program funding in an amount not to exceed \$800,000 for a first-time homebuyer program, approves and authorizes the Chairman to sign a grant agreement if one is awarded, and approves and authorizes the Director to sign application and program participation documents (Housing and Community Action Programs)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign an amendment to the contract with the California Department of Mental Health adding the Fiscal Year 2007-08 annual allocation of \$1,164,790 to allow the County to continue to operate the Managed Mental Health Care Plan for Medi-Cal eligible residents and retaining the term of July 1, 2006 through June 30, 2009. (Mental Health)

Approved and authorized the Chairman to sign renewal agreements with BHC Heritage Oaks Hospital and BHC Sierra Vista Hospital in an amount not to exceed \$100,000 each per fiscal year to provide psychiatric inpatient hospital services from the date of signing through June 30, 2009, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign the annual Agreement Funding Application with the California Department of Public Health in the amount of \$98,147 to allow Public Health to continue providing maternal, child, and adolescent health services for the period July 1, 2008 through June 30, 2009; and authorized the Auditor-Controller to pay claims related to the expenditures of the allocated funds. (Public Health)

Approved and authorized the Chairman to sign amendments to agreements with the California Department of Rehabilitation making minor adjustments and increasing matching funds by \$10,000 annually for Fiscal Years 2008-09 and 2009-10 (for a new total of \$75,185 per fiscal year) to continue vocational rehabilitation services for Mental Health clients and retaining the term July 1, 2007 through June 30, 2010; and making minor adjustments and increasing matching funds by \$20,000 annually for Fiscal Years 2008-09 and 2009-10 (for a new total of \$220,000 per fiscal year) to continue vocational rehabilitation services for Social Services Opportunity Center clients and retaining the term July 1, 2007 through June 30, 2010. (Social Services-Opportunity Center/Mental Health)

Approved and authorized the Chairman to sign an agreement with Michael Green d.b.a. Tri-County Vocational Services in an amount not to exceed \$25,000 per fiscal year (for a total not to exceed \$75,000) to provide learning disability evaluations of CalWORKs participants from the date of signing through July 1, 2009, with two optional one-year renewals. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta County Office of Education in an amount not to exceed \$1,879,149 to provide Stage I child care services to CalWORKs participants for the period July 1, 2008 through June 30, 2009. (Social Services)

For Tract Map No. 1935, Whitmore Village (Whitmore area), released securities guaranteeing faithful performance in the amount of \$95,300 and guaranteeing payment in the amount of \$47,650, approved and authorized the Chairman to sign an agreement with Fall River Development, Inc. guaranteeing workmanship for one year, and accepted security for faithful performance in the amount of \$8,500. (Public Works)

For the proposed Tract Map No. 1900, Silverbridge Highlands Permanent Road Division (Millville 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 September 9, 2008 at 9:00 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 Mead and Hunt, Inc. increasing compensation by \$105,000 (for a new total of \$1,582,000) to provide additional design services for electronic navigation aids for the Fall River Mills Airport Expansion Project and retaining the term to September 25, 2011. (Public Works)

Adopted Resolution No. 2008-093, which authorizes the Director of Resource Management to accept a Local Government Waste Tire Cleanup and Amnesty Event grant for Fiscal Year 2007-08 in an amount not to exceed \$90,000 on behalf of Shasta County and the Cities of Anderson and Shasta Lake; appoints the Director of Resource Management as the agent for Shasta County for the purposes of this program; authorizes program expenditures and revenues to be included in the Supplemental Budget process; and authorizes the Auditor-Controller to pay claims for said expenditures. (Community Education)

(See Resolution Book No. 49)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including the possible use of reserve funds to cover Shasta County's budget deficit.

By consensus, the Board of Supervisors approved and authorized the Chairman to sign letters opposing proposed state crime laboratory fees to Governor Schwarzenegger, Senator Aanestad, Assemblyman LaMalfa, and Attorney General Edmund G. Brown, Jr.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

SHASTA COUNTY CODE

CHAPTER 12.24, BOATING, SWIMMING, AND FISHING

Administrative Analyst Angela Richardson presented the board report and recommended approval of an ordinance which would make the following changes for the Lake Britton Reservoir area: Move the "no boating" buoy line at the ferry crossing to increase the lake area available to recreational watercraft and implementing a speed management zone for the increased area at Lake Britton Reservoir. A third enhancement to the ordinance was not recommended for the Pit 4 Reservoir due to the potential dangers to recreational users.

U.S. Forest Service Lands Forester Kathy Valenzuela stated the risk of the Pit 4 Reservoir drum gates is very low.

PG&E representative Janet Walther opposed the opening of Pit 4 for recreational use, noting that the area is very remote and emergency response would be lengthy.

PG&E Project Operations Supervisor John Klobas stated drum gates have a record of occasional failure, although the Pit 4 gates have not yet failed.

Sheriff's Office Captain Dave Dean opposed the opening of Pit 4 for recreation use. He estimated the rescue response time at two hours, which could be fatal.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which amends certain provisions of the *Shasta County Code*, Chapter 12.24, *Boating, Swimming and Fishing*.

HEALTH AND HUMAN SERVICES

SOCIAL SERVICES

AGREEMENT: SECURITAS SECURITY SERVICES USA, INC. SECURITY SERVICES FOR VARIOUS LOCATIONS

Business and Support Services Branch Director Leanne Link presented the board report and recommended approval of the agreement.

Wolf Securities Owner Dick Wolf spoke in opposition to the Request for Proposal (RFP) process performed by Social Services. The RFP stated that vendors would be interviewed in order to choose a company to contract with. Social Services interviewed only Securitas Security Services USA, Inc. Mr. Wolf stated that Securitas is not a local company as it is based out of Sweden. Ms. Link explained that federal law prohibits giving preference to local vendors. No firms were interviewed prior to selecting a vendor.

In response to questions by Supervisors, CAO Lees and County Counsel Mike Ralston stated the RFP provided Social Services the ability to modify the process; the process was legal and fair.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Securitas Security Services USA, Inc. in an amount not to exceed \$190,000 per fiscal year to provide security services for Social Services, Mental Health, and the County Administration Center parking structure for the period August 1, 2008 through June 30, 2009, with two automatic one-year renewals.

LAW AND JUSTICE

DISTRICT ATTORNEY

MEMORANDUM OF UNDERSTANDING: CITY OF REDDING SEXUAL ASSAULT RESPONSE TEAM ON-CALL NURSES FUNDING AGREEMENT: SHASTA REGIONAL MEDICAL CENTER ON-CALL STAFF

At the recommendation of District Attorney Jerry Benito and Women's Refuge Executive Director Maggie John and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a memorandum of understanding with the City of Redding in an amount not to exceed \$34,000 to help fund the Sexual Assault Response Team on-call nurses for the period July 1, 2008 through June 30, 2009; approved and authorized the Chairman to sign an amendment to the agreement with Shasta Regional Medical Center increasing maximum compensation by \$67,229.30 (for a new total not to exceed \$209,222.80) and extending the term through June 30, 2009 to provide on-call staff; approved and authorized the County Administrative Officer to sign subsequent amendments with the City of Redding and Shasta Regional Medical Center regarding the program; and authorized the Auditor-Controller to pay claims related to the program.

SHERIFF**OFFICE OF EMERGENCY SERVICES****2007 STATE HOMELAND SECURITY GRANT PROGRAM
RESOLUTION NO. 2008-094**

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-094, which designates authorized signatures for the purpose of obtaining financial assistance for the 2008 State Homeland Security Grant Program.

(See Resolution Book No. 49)

PUBLIC WORKS**AGREEMENT: HAT CREEK CONSTRUCTION, INC.
HAT CREEK PARK IMPROVEMENTS PROJECT**

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors awarded to Hat Creek Construction, Inc., on a lump-sum basis, the contract in the amount of \$192,360 for construction on the Hat Creek Park Improvements project.

OTHER DEPARTMENTS**COUNTY FIRE****SHASTA/TRINITY UNIT FIRE MANAGEMENT PLAN
SHASTA COUNTY WILDFIRE PROTECTION PLAN
HAT CREEK VALLEY STRATEGIC FUELS REDUCTION PLAN**

At the recommendation of County Fire Warden Mike Chuchel and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved the addition of the Hat Creek Valley Strategic Fuels Reduction Plan into the Shasta/Trinity Unit Fire Management Plan/Shasta County Communities Wildfire Protection Plan; approved and authorized the Chairman to sign an updated signature page for the Shasta County Communities Wildfire Protection Plan; and approved and authorized the Chairman to sign a signature page for the Hat Creek Valley Strategic Fuels Reduction Plan.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss significant exposure to potential litigation, pursuant to Government Code section 54956.9(a); and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

11:30 a.m.: The Board of Supervisors recessed to Closed Session.

1:00 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Hawes, Hartman, and Baugh, County Administrative Officer/Clerk of the Board Larry Lees, and County Counsel Mike Ralston present.

REPORT OF CLOSED SESSION ACTIONS

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

1:01 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 5, 2008

REGULAR MEETING

9:02 a.m.: Vice 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 Cibula
 District No. 3 - Supervisor Hawes
 District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
 County Counsel - Mike Ralston
 Chief Deputy Clerk of the Board - Glenda Tracy
 Deputy Clerk of the Board - Diane Colson

District No. 4 - Supervisor Hartman - Absent

INVOCATION

Invocation was given by Pastor Dave Honey, Good News Rescue Mission.

PLEDGE OF ALLEGIANCE

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

BOARD MATTERS

AUGUST 2008 EMPLOYEE OF THE MONTH
LEGAL SECRETARY JULIE PROCTOR
RESOLUTION NO. 2008-095

At the recommendation of Director of Child Support Services Terri Love and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-095, which recognizes Legal Secretary Julie Proctor as Shasta County's August 2008 Employee of the Month.

(See Resolution Book No. 49)

PROCLAMATION: CHILD SUPPORT AWARENESS MONTH

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates August 2008 as Child Support Awareness Month in Shasta County. Director of Child Support Services (DCSS) Terri Love discussed the transition to the new statewide automation system known as California Child Support Enforcement System. In the 12 months ending June 20, 2008, DCSS collected and disbursed over \$22.6 million in child support.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the County Claims List.

CONSENT CALENDAR

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

Approved the minutes of the meeting held on July 22, 2008, as submitted. (Clerk of the Board)

Reappointed Scott Hill to the Grazing Advisory Board for a three-year term to January 2010. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with the California Department of Health Care Services, Medi-Cal Administrative Activities increasing the maximum compensation by \$150,000 (for a new total not to exceed \$610,000) to provide additional outreach activities for Fiscal Year 2007-08 and retaining the term of July 1, 2003 through June 30, 2008. (Public Health)

Approved and authorized the Chairman to sign a retroactive agreement with Golden Umbrella in an amount not to exceed the maximum claimable federal financial participation reimbursement to provide targeted case management services for the period October 1, 2007 through September 30, 2012; and authorized the Auditor-Controller to pay claims related to the agreement. (Public Health)

Authorized the Public Works Director to act as the agent for County Service Area No. 3 - Castella Water, County Service Area No. 6 - Jones Valley Water, County Service Area No. 23 - Crag View Water, and County Service Area No. 25 - Keswick Water to negotiate water transfers with the Shasta County Water Agency or other willing transferors in an amount not to exceed \$15,000 through 2011. (County Service Areas No. 3, 6, 23, and 25)

Awarded to the low bidder, Giles Excavating and Paving, on a unit-cost basis, the contract for construction on Various Permanent Road Divisions in the amount of \$129,572. (Public Works)

For Tract Map No. 1942, Phase 1, Poulos Subdivision (Cottonwood area), approved the final map for filing; and accepted on behalf of the public offers of dedication for public road rights of way, public utility easement, and relinquished access rights. (Public Works)

Approved and authorized the Chairman to sign an agreement with Pacific Gas and Electric in the amount of \$137,133.82 to relocate utility facilities for the Airport Road at Sacramento River Bridge Replacement Project. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

COUNTY CLAIMS LIST

In response to a question by Supervisor Kehoe, Chief Probation Officer Brian Richart advised that the Department of General Services (DGS) had previously charged a flat fee of \$2,500 for lease preparation and negotiations per each lease. An invoice was received with itemized charges in excess of that fee; DGS was contacted by Shasta County, and DGS advised

to disregard the invoice. Later, DGS advised that the charges were due. After advice from County Counsel to pay the charges, Mr. Richart negotiated with DGS, and the bill was reduced from \$12,180.25 to \$9,088.75.

By motion made, seconded (Kehoe/Cibula), and carried, the Board of Supervisors approved and authorized the Chairman to sign the County Claims List totaling \$9,088.75 requiring special board action and correspondence to be sent to Assemblyman LaMalfa to communicate the excessive charges. Supervisor Baugh voted no. (Auditor-Controller)

9:30 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

WATER AGENCY

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the item to authorize negotiation of water transfers with willing transferors.

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

AUTHORITY TO NEGOTIATE WATER TRANSFERS

In response to questions by Supervisor Kehoe, Water Agency Chief Engineer Pat Minturn stated that some County Service Areas (CSA) do not have Citizen's Advisory Boards, and some CSA advisory boards do not meet often; therefore, it is difficult to meet with the boards. Supervisor Kehoe requested that letters be sent to each CSA informing them of the possible water transfers.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Shasta County Water Agency authorized the Chief Engineer to act as an agent to negotiate water transfers with willing transferors in an amount not to exceed \$15,000 through 2011 and with County Service Areas in an amount not to exceed \$15,000 through 2011; and to send correspondence to the affected County Service Areas. (Water Agency)

CONSENT CALENDAR

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Shasta County Water Agency took the following action, which was listed on the Consent Calendar, as amended:

Approved and authorized the Chairman to sign a seven-year contract with the California Department of Transportation to provide 3 acre-feet of Central Valley Project water per year. (Water Agency)

9:40 a.m.: The Shasta County Water Agency adjourned and reconvened as the Shasta County Board of Supervisors.

REGULAR CALENDAR**LAW AND JUSTICE****PROBATION****AGREEMENT: NICHOLS, MELBURG & ROSETTO, ARCHITECTS, INC.
ADULT AND JUVENILE DETENTION FACILITIES FEASIBILITY STUDY UPDATE
JUVENILE HALL CONSTRUCTION GRANT APPLICATION**

Chief Probation Officer Brian Richart presented the staff report and recommended approval of a contract with Nichols, Melburg & Rossetto, Architects, Inc. (NMR) to update the October 2006 Adult and Juvenile Detention Facilities Feasibility Study and complete a Senate Bill No. 81 (SB 81) juvenile hall construction grant application.

In response to questions by Supervisor Kehoe, Mr. Richart said that the feasibility study for the juvenile hall completed by NMR in 2006 was a result of a Request for Proposal (RFP). Mr. Lees stated that the Facilities Master Plan submitted in February 2008 by NMR was not in response to an RFP.

The juvenile hall construction funded under provisions of SB 81 requires counties applying for funds to provide a 25 percent match of funds; 5 percent of which is cash and 20 percent is in-kind, which may be negotiated. If the project is approximately \$20 million and Shasta County receives total allowable funding for the project, the match would be approximately \$2 million; funds are currently available in the capital reserve fund. \$30 million is available for the small counties in California. Because Shasta County had the foresight to set aside capital improvement funds, Mr. Richart believes that will assist Shasta County if juvenile hall construction or renovation is approved. Shasta, Mendocino, and Monterey are the three small counties in the state that have antiquated facilities.

In response to questions by Supervisor Cibula, Mr. Richart advised that the SB 81 grant application opportunity has been in effect for approximately one year; however, it was not finalized until July 15, 2008, which does not allow time for an RFP. He was informed by NMR that their subcontractor would not agree to the contract if it was not presented to the Board of Supervisors before today.

Mr. Richart explained outside assistance is needed to construct how the information is submitted to the state on the grant application. Neither he nor his staff have experience in writing the grant proposal.

Elin Klaseen stated that the feasibility study had been presented to the Board of Supervisors in December 2006; members of the public requested to view the study in October 2007 and were told it was not available.

CAO Lees said that there is adequate time to go out for an RFP or Request for Quote (RFQ) as the deadline to submit the grant applications is January 2009. Mr. Richart estimated a six-week timeframe to do an RFP and a three-week timeframe to do an RFQ.

By motion made, seconded (Baugh/Cibula), and unanimously carried, the Board of Supervisors directed a Request for Quote be issued for the proposal to update the October 2006 Adult and Juvenile Detention Facility Feasibility Study and completion of a SB 81 juvenile hall construction grant application.

10:30 a.m.: The Board of Supervisors recessed.

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

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

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including opposition to attempts to change or eliminate Proposition 10 funding at the local level. These changes could affect First 5 Shasta which meets the specific needs of Shasta County families with young children. By consensus, the Board of Supervisors approved and authorized the Chairman to sign letters opposing proposed changes to Proposition 10 funding.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE**AGREEMENT: NORTHERN CALIFORNIA EMERGENCY MEDICAL SERVICES, INC.
LOCAL EMERGENCY MEDICAL SERVICES ADMINISTRATION**

Administrative Analyst Mike Lindsey presented the staff report and recommended approval of a retroactive renewal agreement with Northern California Emergency Medical Services, Inc. (Nor Cal EMS). Nor Cal EMS will continue to oversee provision of basic life support and advanced life support ambulance and emergency services, oversee training programs, certify specific emergency personnel, and operate a regional communication system.

In response to questions by Supervisor Cibula, County Counsel Mike Ralston stated the provision in the contract regarding legal fees is that Nor Cal EMS will pay the first \$1,000 of any legal action per fiscal year, Shasta County will pay to a cap of \$25,000, and Nor Cal EMS will pay any excess exposure over the \$25,000.

Nor Cal EMS Counsel Patrick Tillman explained that the contracts with the other counties also include this provision; however, there is no cap amount.

By motion made, seconded (Baugh/Cibula), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a retroactive renewal agreement with Northern California Emergency Medical Services, Inc. for a base compensation in the amount of \$65,979.66 to provide local emergency medical services administration for the period July 1, 2008 through June 30, 2009, with two optional one-year renewals (for a maximum base compensation in the amount of \$205,962.11).

CLOSED SESSION ANNOUNCEMENT

Vice 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 Ristemi v. County of Shasta and Yeadon v. City of Redding, pursuant to Government Code section 54956.9(a);
2. Confer with its counsel to discuss potential litigation, pursuant to Government Code section 54956.9(b); and
3. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

11:25 a.m.: The Board of Supervisors recessed to Closed Session.

2:50 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Cibula, Hawes, and Baugh, County Administrative Officer Larry Lees, County Counsel Mike Ralston, Chief Deputy Clerk of the Board Glenda Tracy, and Deputy Clerk of the Board Diane Colson present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation and potential litigation, as well as labor negotiations. By a unanimous vote, the Board of Supervisors authorized the law firm of Gary Brickwood to handle the defense in the matter of Yeadon v. City of Redding. Supervisor Cibula recused from the discussion on the matter of Ristemi v. County of Shasta. No other reportable action was taken.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

GENERAL PLAN AMENDMENT NO. 07-005
ZONE AMENDMENT NO. 07-020
JERRY AND KERRY COMINGDEER
KESWICK AREA
RESOLUTION NO. 2008-096

This was the time set to conduct a public hearing to consider the request to approve General Plan Amendment No. 07-005, Jerry and Kerry Comingdeer, which would change approximately 115 acres in the Keswick area from a Natural Resource Protection-Open Space (N-O) land designation to a Mineral Resource (MR) land designation, and Zone Amendment No. 07-020, which would rezone approximately 115 acres from an Unclassified (U) District to a Mineral Resource (MR) District. Senior Planner Bill Walker presented the staff report and recommended approval of the project. 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 property owner Jerry Comingdeer thanked County staff for their assistance in this matter. No one else spoke for or against the project, and the public hearing was closed.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding General Plan Amendment No. 07-005 and Zone Amendment No. 07-020, Jerry and Kerry Comingdeer, Keswick area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the findings as set forth in Planning Commission Resolutions No. 2008-066 and 2008-067;
2. Adopted Resolution No. 2008-096, which approves General Plan Land Use Element map changes in General Plan Amendment No. 07-005 from Natural Resource protection-Open Space (N-O) land designation to Mineral Resource (MR) land designation, as recommended by the Planning Commission;
3. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-067; and
4. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-020, as requested.

ZONE AMENDMENT NO. 07-017
DAVID DURETTE AND CINDY CROOKHAM
SHINGLETOWN AREA

This was the time set to conduct a public hearing and consider taking action on Zone Amendment No. 07-017, David Durette and Cindy Crookham, which would rezone approximately 20 acres in the Shingletown area from an Unclassified (U) District to a Limited Residential (R-L) District. Senior Planner Kent Hector 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 (Baugh/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-017, David Durette and Cindy Crookham, Shingletown area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a negative declaration, with the findings as set forth by Planning Commission Resolution No. 2008-062;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-062; and
3. Introduced and waived the reading of an ordinance which approves Zone Amendment No. 07-017, as requested.

REPEAL OF ORDINANCE NO. 588
INCREASE SPECIFIED FEES

This was the time to conduct a public hearing to consider repealing Ordinance No. 588 and enacting an ordinance to increase specified fees by the Planning Division of the Department of Resource Management over the next three years. Director of Resource Management Russ Mull presented the staff report and recommended approval. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

Mr. Mull stated that the last increase of user fees by the Department of Resource Management was in 1995. The proposed fees are to be divided equally over the next three years with full implementation on July 1, 2010.

The public hearing was opened, at which time Shasta VOICES Executive Director Mary Machado, representing 622 Shasta County citizens who oppose the proposed fee increase, urged the Board of Supervisors to consider input from the community.

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

In response to questions by Supervisor Kehoe, Mr. Mull explained that while the rates have not been raised for approximately 15 years, the proposed rate increase is comparable to annual rate increases over the last 15 years.

In response to a question by Supervisor Baugh, Mr. Mull stated that fees will be reviewed every five years.


By motion made, seconded (Baugh/Kehoe), and carried, the Board of Supervisors introduced and waived the reading of an ordinance which repeals Ordinance No. 588 and increases fees for various services performed by the Department of Resource Management; and directed staff to review fees in 5 years. Supervisor Cibula voted no as he would like members of the community to be allowed to provide input.

3:35 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 12, 2008

REGULAR MEETING

9:03 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Heather Hennessey, First Christian Church.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM THE CONSENT CALENDAR

Supervisor Cibula requested clarification and County Counsel Mike Ralston confirmed that a joint powers agreement with the California Department of Transportation for the Opportunity Center to provide mailroom services is the appropriate manner in which provide services.

Chairman Hartman announced that the minutes of the August 5, 2008 Board of Supervisors meeting were pulled at the request of the department.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Cibula recused on the Shasta County Administration Center item due to real property holdings):

Approved and authorized the Chairman to sign an assignment of agreement from Bartig, Basler and Ray, Inc. to Gallina, LLP with no change in compensation or term to audit the

Fiscal Year 2006-07 through 2008-09 financial statements of Shasta County. (Administrative Office/Grand Jury)

Approved and authorized the Chairman to sign the County Claims List totaling \$2,188.68 requiring special board action. (Auditor-Controller)

Accepted the annual report of petty cash shortage reimbursements in the amount of \$52.94 for Fiscal Year 2007-08. (Auditor-Controller)

Enacted Ordinance No. SCC 2008-02, which amends provisions of Chapter 12.24 of the Shasta County Code regarding waterskiing, boating, and swimming on Lake Britton and the Pit 4 Forebay, as introduced July 22, 2008. (Clerk of the Board)

(See Shasta County Code Ordinance Book)

Approved and authorized the Chairman to sign a five-year Authorization to Order Under State Contract MSA 1 with SBC Global Services, Inc. (AT&T) to provide telecommunications services under the State of California's CALNET II agreement; approved and authorized the Chairman to sign a five-year Authorization to Order Under State Contract MSA 2 with AT&T to provide telecommunications services under the State of California's CALNET II agreement; and approved and authorized the County Administrative Officer to sign Letters of Agency related to the transition to the CALNET II agreement. (Information Technology)

Adopted Resolution No. 2008-097, which approves and authorizes the Chairman to sign a joint powers agreement with the California Department of Transportation in an amount not to exceed \$134,856 for the Opportunity Center to provide mailroom services for the period September 1, 2008 through August 31, 2011. (Social Services-Opportunity Center)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign an agreement with the City of Redding required as a condition of applying for the 2008 Edward Byrne Memorial Justice Assistance Grant (JAG) Program in order for JAG to award \$16,541 to the City of Redding for Fiscal Year 2008-09. (Sheriff)

Approved and authorized the Chairman to sign an amendment to the agreement with the County of Siskiyou removing the maximum compensation for the Shasta County Coroner's Office to provide autopsy and related services and retaining the term of February 26, 2008 through June 30, 2009. (Sheriff)

Adopted Resolution No. 2008-098, which approves the purchase of personal protective products for employees of the Department of Public Works who work outdoors. (Public Works)

(See Resolution Book No. 49)

Approved and authorized the Public Works Director to sign a Certificate of Completion for the Shasta County Administration Center. (Public Works)

Adopted Resolution No. 2008-099, which makes the required findings to utilize tax increment funds from the Buckeye Redevelopment Project for the Old Oasis Road at Churn Creek Bridge Replacement Project. (Public Works)

(See Resolution Book No. 49)

Adopted Resolution No. 2008-100, which makes the required findings to utilize tax increment funds from the SHASTEK Redevelopment Project for the Old Oregon Trail Widening Project. (Public Works)

(See Resolution Book No. 49)

Ratified the signature of the Deputy Public Works Director on a Federal Aviation Administration grant application in the amount of \$40,800 to design security lighting improvements at the Fall River Mills Airport; and adopted Resolution No. 2008-101, which approves and authorizes the Public Works Director and Deputy Public Works Director to sign

grant applications and agreements in order to obtain financial assistance from the Federal Aviation Administration to improve the Fall River Mills Airport. (Public Works)
(See Resolution Book No. 49)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Cottonwood Wastewater Treatment Plant Sludge Basin Upgrades Project and record it within 10 days of actual completion of the work. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

2008 COMMUNITY CREEK CLEAN-UP

Public Works Director Pat Minturn stated the City of Redding Project Manager, who was scheduled to provide the presentation, was not in attendance. He said the City of Redding is focusing on clean up of Churn Creek this year and is soliciting volunteers.

ILLEGAL DUMPING PREVENTION PROGRAM

District Attorney Jerry Benito provided an update of the Illegal Dumping Prevention Program Two Year Pilot Project. The Program focused on clean up of numerous known dump sites throughout Shasta County and helps land owners prevent illegal dumping by blocking access. Of 317 sites cleaned, only two had repeat illegal dumping. Illegal dumping road signs will be placed at dumping sites warning the public of surveillance cameras.

In response to a question by Supervisor Kehoe, Mr. Benito stated solid waste facilities in Shasta County offer free dumping events throughout the year.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisors reported on issues of countywide interest.

SCHEDULED HEARINGS

PUBLIC WORKS

ANNUAL PARCEL CHARGE REPORTS PERMANENT ROAD DIVISIONS RESOLUTION NO. 2008-102

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 2008-09. Public Works Director Pat Minturn presented the staff report and recommended approval. 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 proposal, and the hearing was closed.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-102, 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 2008-09:

- | | | |
|--------------------------|--------------------------|-------------------------------|
| Aiden Park | Foxwood Estates | Ritts Mill Road |
| Alpine Way | Fullerton Way | River Hills Estates |
| Amber Lane | Holiday Acres Community | Rolland Country Estates |
| Amber Ridge | Intermountain Road | Robledo Road |
| Amesbury Village | Jordan Manor | Rocky Ledge Estates |
| Blackstone Estates | L & R Estates | Santa Barbara Estates, Unit 1 |
| Buckshot Lane | Lark Court | Santa Barbara Estates, Unit 2 |
| Butterfield Lane EFER | Laverne Lane | Shasta Lake Ranchos |
| Canto Del Lupine | Logan Road | Shasta Meadows Drive |
| China Gulch | Los Palo Drive EFER | Shelly Lane |
| Coloma Drive | Manor Crest | Ski Way |
| Cottonwood Creek Meadows | Manton Heights | Sonora Trail |
| Country Fields Estates | Manzanillo Orchard | Squaw Carpet Fire Access |
| Craig Lane | Marianas Way | Timber Ridge |
| Crowley Creek Ranchettes | Millville Way | Valparaiso Way |
| Deer Flat Road | Mountain Gate Meadows | Vedder Road |
| Diamond Ridge Estates | Mule Mountain Parkway | Victoria Highlands Estates |
| Dusty Oaks Trail | North Chapparal Drive | Wisteria Estates |
| East Stillwater Way | Old Stagecoach Road | Woggon Lane |
| Equestrian Estates | Palo Cedro Oaks | |
| Fore Way Lane | Ponder Way/Carriage Lane | |

(See Resolution Book No. 49)

ANNUAL PARCEL CHARGE REPORTS
COUNTY SERVICE AREAS
RESOLUTION NO. 2008-103

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 2008-09. Public Works Director Pat Minturn presented the staff report and recommended approval. 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 proposal, and the public hearing was closed.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-103, which confirms the Annual Parcel Charge Reports for the following County Service Areas; and directed that the parcel charges be placed on the property tax bills for Fiscal Year 2008-09:

- | | |
|--------------------------|------------------------------|
| CSA No. 2 - Sugarloaf | CSA No. 11 - French Gulch |
| CSA No. 6 - Jones Valley | CSA No. 14 - Belmont |
| CSA No. 7 - Burney (SW) | CSA No. 15 - Street Lighting |
- (See Resolution Book No. 49)

DELINQUENT FEES AND UNCOLLECTIBLE DEBTS
COUNTY SERVICE AREAS
RESOLUTION NO. 2008-104

This was the time set to conduct a public hearing and consider confirming the Reports of Delinquent Fees and Uncollectible Debts for various County Service Areas (CSAs). Public Works Director Pat Minturn presented the staff report and recommended approval. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

In response to questions by Supervisors, Mr. Minturn explained that interest and penalties are assessed on unpaid accounts. He will research methods of discouraging property owners from allowing unpaid water and sewer service accounts to be applied to property taxes. Treasurer-Tax Collector Lori Scott confirmed that when property taxes are not paid, a 10 percent penalty is immediately assessed and a \$15 redemption fee added; thereafter, a penalty of 1.5 percent per month (or 18 percent annually) is continually assessed. After five delinquent years, additional penalties are added, and the property is sold to recover delinquent charges.

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 (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-104, which confirms the Reports of Delinquent Fees for the following County Service Areas; directed that the annual liens be placed on the property tax bills for Fiscal Year 2008-09; and approved a discharge of accountability for collection of unpaid water and sewer service accounts in the amount of \$805.19 that are uncollectible:

CSA No. 2 - Sugarloaf	CSA No. 17 - Cottonwood
CSA No. 8 - Palo Cedro	CSA No. 25 - Keswick
CSA No. 11 - French Gulch	

(See Resolution Book No. 49)

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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 County of Shasta v. Swendiman and Siler v. County of Shasta, pursuant to Government Code section 54956.9(a); and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

10:04 a.m.: The Board of Supervisors recessed to Closed Session.

1:31 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike 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.

1:35 p.m.: Supervisor Hawes recused on this item due to business dealings with the proponent and left the chambers.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 07-014

DENNIS MANLEY

HAPPY VALLEY AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 07-014, Manley, which would rezone approximately 105.43 acres in the Happy Valley area from a Limited Agriculture (A-1) District to a Rural Residential (R-R) District combined with an Open Space (OS) District. Senior Planner Kent Hector presented the staff report and recommended approval of the project. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

Applicant's engineer Duane Miller stated the project's drainage culverts meet County standards. No flooding or traffic congestion is anticipated as a result of the project.

In response to a question by Supervisor Kehoe, Mr. Hector and Public Works Director Pat Minturn noted that they received confirmation from Clear Creek Community Services District that water will be supplied to the proposed subdivision, and adjacent roads are able to handle any increased traffic from the subdivision.

The public hearing was opened, at which time Sandra L. Winters and Pat O'Brien opposed the subdivision due to concerns over increased traffic, including traffic from another adjacent subdivision in the area, and flooding.

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

In response to questions by Supervisors, Mr. Hector explained that Palm Avenue is not designated on the Federal Emergency Management Agency (FEMA) flood maps. Assistant Director of Resource Management Rick Simon said that even if the other proposed adjacent subdivision is approved, the roads will not be at capacity for traffic.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-017, Dennis Manley, Happy Valley area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the finding as specifically set forth in Planning Commission Resolution No. 2008-078;

2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-078; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-14, as requested.

1:57 p.m.: Supervisor Hawes returned to the chambers.

PRESENTATIONS

2008 COMMUNITY CREEK CLEAN-UP


Public Works Director Pat Minturn introduced City of Redding Community Projects Manager Chris Glover, who discussed the success of the clean-ups in 2006 and 2007, noting that a total of 32.50 miles was cleaned, 1,100 volunteers helped, and 82.60 tons of debris and trash was removed. The third annual community creek clean-up even will focus on Churn Creek, and volunteers are needed.

2:15 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 19, 2008

REGULAR MEETING

9:01 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor George Gunn, Shasta Bible College.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the ordinance repealing Ordinance No. 588, which sets fees for various services performed by the Department of Resource Management.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Hartman abstained from the minutes of the meeting held on August 4, 2008 as she was not in attendance at that meeting):

Approved and authorized the Chairman to sign a retroactive agreement at no cost to loan twenty cubicle panels to the U.S.D.A. Forest Service for use at the Forest Service's temporary base for the period July 17, 2008 through December 31, 2008. (Administrative Office)

Approved the minutes of the meetings held on August 5 and 12, 2008, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1978, which approves Zone Amendment No. 07-020, Comingdeer (Keswick area), as introduced August 5, 2008. (Clerk of the Board)
(See Zoning Ordinance Book)

Approved and authorized the Chairman to sign an agreement with CHW Medical Foundation in an amount not to exceed \$100,000 to provide inpatient psychiatric hospital services from the date of signing through June 30, 2009. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the California Department of Alcohol and Drug Programs decreasing compensation by \$45,252 (for a new total not to exceed \$1,971,131 for Fiscal Year 2007-08) to provide alcohol and other drug treatment and prevention services and retaining the term of July 1, 2007 through June 30, 2010. (Mental Health-Alcohol and Drug Programs)

Found the Shasta Fire Station SCBA Building Project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved and authorized the Public Works Director to sign a future agreement with Pacific Gas & Electric in an amount not to exceed \$15,000 to design electrical services; approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after September 11, 2008 at 11:00 a.m. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the West Central Landfill Tipping Pad Project and record it within 10 days of actual completion of the work. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Platina Road Embankment Repair and record it within 10 days of actual completion of the work. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

DEPARTMENT OF RESOURCE MANAGEMENT FEES

REPEAL OF ORDINANCE NO. 588

ORDINANCE NO. 666

Supervisor Kehoe stated he pulled this item from the consent calendar to allow public comment. No one spoke for or against the ordinance.

By motion made, seconded (Kehoe/Baugh), and carried, the Board of Supervisors enacted Ordinance No. 666, which repeals Ordinance No. 588 and sets fees for various services performed by the Department of Resource Management-Planning Division, as introduced August 5, 2008. Supervisor Cibula voted no. (Clerk of the Board)

(See General Ordinance Book)

9:06 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

WATER AGENCY

Supervisor Cibula pulled for discussion the letter commenting on the Delta Vision Strategic Plan.

ITEMS PULLED FROM CONSENT CALENDAR

**LETTER COMMENTING ON DELTA VISION STRATEGIC PLAN
WATER SUPPLY RELIABILITY AND WATER QUALITY**

In response to questions by Supervisors, Water Agency Chief Engineer Pat Minturn explained that water supply to Southern California is limited; therefore, the Governor's Blue Ribbon Task Force was charged with developing a "Delta Vision" before January 1, 2008 and a management plan before October 31, 2008. The proposed management plan would supersede local and regional controls.

In response to questions by Supervisor Kehoe, Mr. Minturn provided an overview of the proposed letter, including explanations of terminology.

Supervisor Cibula suggested continuance of this matter to allow public discussion in a workshop. Mr. Minturn recommended sending the proposed letter at this time as other counties have already sent in comparable letters, with plans to hold a workshop, and send additional comments at a later time.

By motion made, seconded (Baugh/Hawes), and carried, the Shasta County Water Agency approved and authorized the Chairman to sign a letter opposing the Delta Vision Strategic Plan, which aims to improve water supply reliability and water quality for habitat and export, including the correction of a typographical error; to send copies of the letter to local counties, Senator Aanestad, and Assemblyman La Malfa; and to schedule a workshop to discuss the Delta Vision Strategic Plan in more detail. Supervisor Kehoe abstained as he would like more information on the matter and to allow public discussion in a workshop. (Water Agency)

In response to a question by Supervisor Cibula, County Administrative Officer (CAO) Lees agreed to invite Senator Aanestad and Assemblyman La Malfa to the workshop.

9:45 a.m.: The Shasta County Water Agency recessed, and the Shasta County Board of Supervisors reconvened.

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

CAO Larry Lees had no legislative report.

Supervisors reported on issues of countywide interest.

HEALTH AND HUMAN SERVICES

MENTAL HEALTH

**AGREEMENT: NORTHERN VALLEY CATHOLIC SOCIAL SERVICE, INC.
NON-RESIDENTIAL MENTAL HEALTH WELLNESS AND RECOVERY SERVICES**

At the recommendation of Director of Mental Health Dr. Mark Montgomery and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors

approved and authorized the Chairman to sign an amendment to the agreement with Northern Valley Catholic Social Service, Inc. increasing compensation by \$100,000 (for a maximum Fiscal Year 2008-09 compensation of \$450,000 and a maximum total compensation of \$633,318) to provide expanded non-residential mental health wellness and recovery services and retaining the term through June 30, 2009.

**AGREEMENT: SHASTA COMMUNITY HEALTH CENTER
OUTPATIENT MENTAL HEALTH SERVICES EXPANSION**

Director of Mental Health Dr. Mark Montgomery presented the staff report and recommended approval of the agreement. In response to a question by Supervisor Kehoe, Dr. Montgomery and Health and Human Services Agency Director Marta McKenzie explained the recruitment of retired mental health care professionals on an extra-help basis has been successful. The Department is working to recruit more mental health care professionals to fill the needs of Shasta County.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Shasta Community Health Center in an amount not to exceed \$254,572 per fiscal year to expand outpatient mental health services in Shasta County from the date of signing through June 30, 2009, with two optional one-year renewals.

10:03 a.m.: The Board of Supervisors recessed.

10:10 a.m.: The Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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 Jorgensen v. County of Shasta and Schrader v. County of Shasta, pursuant to Government Code section 54956.9(a); and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

10:11 a.m.: The Board of Supervisors recessed to Closed Session.

11:15 a.m.: The Board of Supervisors recessed from Closed Session.

1:31 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike 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.

FISCAL YEAR (FY) 2008-09 BUDGET HEARINGS

OVERVIEW OF SUPPLEMENTAL BUDGET REPORT-PROPOSED REVISIONS

County Administrative Office Chief Fiscal Officer Bebe Palin provided an overview of the preparation process of the proposed budget.

PROPOSED BUDGET HEARING SCHEDULE AND FORMAT

By consensus, the Board of Supervisors accepted the Proposed Budget schedule and format.

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

REGULAR CALENDAR

REVISION TO FY 2008-09 PROPOSED BUDGET

Ms. Palin noted there is no Supplemental Budget Report - Proposed Revisions as the State of California has not finalized the Fiscal Year 2008-09 State Budget.

In response to questions by Supervisors, Ms. Palin and CAO Lees explained that vacant positions are still allocated, and will be filled once the budget allows. Due to sound fiscal planning and action, the General Reserve now equals \$10 million. The contingency reserve will be supplemented by the General Reserve.

In response to a question by Supervisor Kehoe regarding an increase in armored car fees, Ms. Palin explained that Treasurer-Tax Collector Lori Scott has searched for a less expensive armored car service but has not found one with the same level of security; therefore, Ms. Scott continues to work with the current vendor to decrease costs.

In response to a question by Supervisor Kehoe regarding an increase to appropriations and revenues in the amount of \$2,000 gift cards, Agricultural Commissioner/Sealer of Weights and Measures Mary Pfeiffer explained that the gift cards are from the Office Depot civil settlement to be used to purchase office expenses.

CONSENT CALENDAR

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved those budget units which have not been formally appealed and have 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	Conflict Public Defense
207	County Public Defender
208	Grand Jury
221	County Clerk
237	Sheriff Civil Unit
256	Victim/Witness Assistance
280	Agricultural 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
-----	---------------------

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 (History)
-----	------------------------------

CAPITAL PROJECTS-LIBRARY BUILDING FUND (043)

167	Library Building (History)
-----	----------------------------

CAPITAL PROJECTS-ADMINISTRATION BUILDING FUND (044)

169	Administration Building (History)
-----	-----------------------------------

CAPITAL PROJECTS-ANIMAL SHELTER BUILDING FUND (045)

16901	Animal Shelter Building
-------	-------------------------

COUNTY MEDICAL SERVICES PROGRAM FUND (061)

409	County Medical Services
-----	-------------------------

CAPITAL PROJECTS - GENERAL (062)

166	Land, Buildings, and Improvements
-----	-----------------------------------

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
425 Perinatal Program**MENTAL HEALTH SERVICES ACT FUND (081)**

404 Mental Health Services Act

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
502 Health & Human Services Agency Administration
540 County Indigent Cases
541 Cash Aid Payments**WILDLIFE FUND (150)**

294 Wildlife Control

GENERAL RESERVE FUND (170)

160 General Reserves

CALHOME PROP 1C FUNDING (187)

591 CalHome Prop 1C Funding

ENDANGERED SPECIES FUND (188)

285 Knighton Road Beetle Mitigation

SUBSTANCE ABUSE CRIME PREVENTION FUND (189)

424 Substance Abuse Crime Prevention

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

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

DEBT SERVICE (198)

801 Debt Service

INTERNAL SERVICE FUNDS

Fund 201 Fleet Management (Cost Center 940)
 Fund 202 Risk Management (Cost Center 950)
 Fund 203 Information Technology (Cost Center 925)
 Fund 204 Facilities Management (Cost Center 955)
 Fund 205 Shasta Co. Utilities Admin. (Cost Center 00205)

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
 399 } Permanent Road Divisions
 600- } (Includes Fund 391-CSA #1 -
 607 } County Fire)

OTHER AGENCIES

Fund 371 Shasta County Water Agency
 Fund 373 Air Quality Management District
 Fund 944 Shasta County Redevelopment Agency Administration
 Fund 851 In-Home Supportive Services Public Authority

2:06 p.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SHASTA COUNTY WATER AGENCY**CONSENT CALENDAR**

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Shasta County Water Agency adopted the FY 2008-09 Water Agency budget Fund 371, as listed on the consent calendar.

2:06 p.m.: The Shasta County Water Agency adjourned and convened as the Shasta County Air Pollution Control Board.

SHASTA COUNTY AIR POLLUTION CONTROL BOARD**CONSENT CALENDAR**

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Shasta County Air Pollution Control Board adopted the FY 2008-09 Air Quality Management District budget Fund 373, as listed on the consent calendar.

2:07 p.m.: The Shasta County Air Pollution Control Board adjourned and convened as the Shasta County Redevelopment Agency.

SHASTA COUNTY REDEVELOPMENT AGENCY

CONSENT CALENDAR

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Shasta County Redevelopment Agency adopted the FY 2008-09 Redevelopment Agency Administration budget Fund 944, as listed on the consent calendar.

2:07 p.m.: The Shasta County Redevelopment Agency adjourned and convened as the Shasta County In-Home Supportive Services Public Authority Governing Board.

SHASTA COUNTY IN-HOME SUPPORTIVE SERVICES

PUBLIC AUTHORITY GOVERNING BOARD

CONSENT CALENDAR

By motion made, seconded (Cibula/Hawes), and unanimously carried, the Shasta County In-Home Supportive Services Public Authority Governing Board adopted the FY 2008-09 In-Home Supportive Services Public Authority budget Fund 851, as listed on the consent calendar.

2:08 p.m.: The Shasta County In-Home Supportive Services Public Authority Governing Board adjourned, and the Shasta County Board of Supervisors reconvened.

FY 2008-09 FINAL BUDGET RESOLUTION

By consensus, the Board of Supervisors directed the County Administrative Officer to prepare, for subsequent Board consideration and action, a FY 2008-09 Final Budget Resolution, which will reflect changes to the FY 2008-90 Proposed Budget, as directed by the Board of Supervisors during budget hearings, and subsequent technical adjustments required as additional information regarding State legislative action becomes available.

2:08 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 26, 2008

REGULAR MEETING

9:01 a.m.: Chairman Hartman 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 Cibula
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Hartman
- District No. 5 - Supervisor Baugh

- County Administrative Officer - Larry Lees
- County Counsel - Mike Ralston
- Chief Deputy Clerk of the Board - Glenda Tracy
- Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Reverend Sandra Soley Keep, Unity in Redding

PLEDGE OF ALLEGIANCE

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

BOARD MATTERS

PROCLAMATION: YOUTH PEER COURT MONTH

At the recommendation of Youth Violence Prevention Council of Shasta County Director Charles Menoher and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 2008 as Youth Peer Court Month in Shasta County.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the County Claims List and the proposed agreement with Gould and Lamb, LLC.

Supervisor Cibula pulled for discussion the proposed retroactive amendment to the agreement with Health Improvement Partnership.

CONSENT CALENDAR

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

Approved the minutes of the meeting held on August 19, 2008, as submitted. (Clerk of the Board)

Reappointed Larry Lewis and Ernest Rouse as members to the Assessment Appeals Board for three-year terms to September 2011; and appointed Ken Brown as an alternate member to fill an unexpired term on the Assessment Appeals Board to September 2010. (Clerk of the Board)

Approved the appointment of Selena Colson at Step 'D' of the Executive Assistant-Confidential classification. (Mental Health)

Approved and authorized the Chairman to sign Certificates of Compliance to allow the Veterans Service Office to participate in the County Subvention program and the Medi-Cal Cost Avoidance program. (Veterans Service Office)

Approved and authorized the Chairman to sign an Equitable Sharing Agreement and Certification Affidavit outlining receipt and expenditure of federal asset forfeiture sharing funds during Fiscal Year 2007-08. (District Attorney)

Approved and authorized the Chairman to sign an Equitable Sharing Agreement and Certification Affidavit outlining receipt and expenditure of federal asset forfeiture sharing funds during Fiscal Year 2007-08. (Sheriff)

Approved and authorized the Public Works Director to sign Notices of Completion for the Fall River Mills Airport for the Phase III Taxiway and Apron Construction project and the Fencing Construction project and record them within 10 days of actual completion of the work. (Public Works)

Designated the Public Works Director as the County's agent in all aspects of the acquisition and acceptance of additional project right of way for the Airport Road at Sacramento River Bridge Project. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**COUNTY CLAIMS LIST**

In response to a question by Supervisor Kehoe, Director of Mental Health Dr. Mark Montgomery advised that a client had done extensive damage to an apartment where he had been placed, necessitating repair costs to be paid by the County for the damage. By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the County Claims List totaling \$4,616.40 requiring special board action. (Auditor-Controller)

**AGREEMENT: GOULD AND LAMB, LLC
WORKERS' COMPENSATION MEDICARE CLAIMS**

In response to a question by Supervisor Kehoe, Director of Support Services Michelle Schafer stated that there are three vendors that provide services related to potential Medicare costs associated with workers' compensation claims. Gould & Lamb offered a reduced rate if the County would use their firm exclusively. Ms. Schafer explained that the service provided by the other two firms is inadequate. By motion made, seconded (Baugh/Hawes), and

unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Gould and Lamb, LLC to provide services related to potential Medicare costs associated with workers' compensation claims (Medicare Set-Aside Arrangements) from the date of signing through July 31, 2009, with two automatic one-year renewals. (Support Services)

AGREEMENT: HEALTH IMPROVEMENT PARTNERSHIP

9:20 a.m.: Supervisor Kehoe recused because he is a member of the Youth Violence Prevention Council, one of the potential recipient organizations, and he left the Chambers.

In response to a question by Supervisor Cibula, Public Health Director Donnell Ewert explained that Shasta County entered into an agreement with Health Improvement Partnership (HIP) to perform projects in the community that would build developmental assets for Shasta County children and youth. HIP entered into 31-month subcontracts with Youth Violence Prevention Council, Shasta County Chemical People, Hill Country Community Clinic, Anderson Middle School, and Shasta Family YMCA. The agreement allowed \$120,000 in compensation annually. In three years, \$330,954 was spent, less than the \$360,000 contract amount; however, there was an imbalance in expenditures on an annual basis.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a retroactive amendment to the agreement with Health Improvement Partnership to modify the compensation clause to remove the annual compensation limit of \$120,000 per fiscal year while retaining the maximum compensation of \$360,000 for the entire term of the agreement and retaining the term of June 22, 2005 through June 21, 2008. (Public Health)

9:27 a.m.: Supervisor Kehoe returned to the Chambers.

REGULAR CALENDAR

PRESENTATIONS

SHASTA COUNTY INTERCONNECTING TRAILS

Bureau of Land Management Field Manager Steve Anderson provided an overview of the interconnecting trails in Shasta County. He provided letters of appreciation to County Administrative Officer Larry Lees and Public Works Director Pat Minturn for cooperation and collaboration of efforts with the Bureau of Land Management (BLM).

Mr. Anderson discussed plans to connect various trails throughout Shasta County. Many of the current and future trails offer use by horseback riders, bicycle riders, walkers, and runners. Additional funding and volunteer help is needed for potential future trails and maintenance of existing trails.

Mr. Anderson requested the Board of Supervisors to send letters to NOAA Restoration Center, Department of Fish and Game, U.S. Fish and Wildlife Office, and Bureau of Reclamation to thank them for the funds provided from the Iron Mountain Mine Trust Fund settlement, which paid for the parking lot and 2.9 miles of trail at the Keswick Reservoir.

In reply to a question by Supervisor Kehoe, Mr. Anderson agreed that certain areas of trail where oncoming walkers or riders do not see each other would be improved by additional "etiquette" signs.

Chuck Hornbeck advised that he has worked on the trails. Hornbeck Trail was named after him and he would prefer it be renamed Quartz Hill Railway Trail because the trail is lined

with quartz rock which fell off the railroad trains in 1907 to 1915. He encouraged others to assist with maintenance of the trails.

Friends of Whiskeytown President Dave Bartle supported continued work being done on the trails. Friends of Whiskeytown are raising funds for the trail to go from Brandy Creek drainage to Boulder Creek drainage.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including the current status on the state budget. Governor Schwarzenegger has stated that the state will not borrow to raise needed funds. Mr. Lees said that some Shasta County departments have programs that are struggling to continue to provide specific services, as the state is not in a position to reimburse, and has advised counties to hold back in filing claims for services.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES

MEMORANDUM OF UNDERSTANDING:

PROFFESIONAL PEACE OFFICERS ASSOCIATION

RESOLUTION NO. 2008-105

PROFESSIONAL PEACE OFFICERS ASSOCIATION SALARY ADJUSTMENTS

SALARY RESOLUTION NO. 1352

At the recommendation of Director of Support Services Michelle Shafer and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-105, which adopts a successor comprehensive Memorandum of Understanding with the Professional Peace Officers Association for the period August 1, 2008 through July 31, 2010; and adopted Salary Resolution No. 1352, which implements salary adjustments for Professional Peace Officers Association classifications in the amount of 3 percent effective December 21, 2008 and 3 percent effective December 20, 2009.

(See Resolution Book No. 49)

(See Salary Resolution Book)

LAW AND JUSTICE

CHILD SUPPORT SERVICES

AGREEMENT: ATTORNEY'S DIVERSIFIED SERVICES

LEGAL DOCUMENT SERVICE FUEL SURCHARGE

At the recommendation of Director of Child Support Services Terri Love and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with Attorney's Diversified Services adding a conditional fuel surcharge to provide service of legal documents and retaining the term of July 1, 2007 through June 30, 2008, with two automatic one-year renewals.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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(a); and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

10:20 a.m.: The Board of Supervisors recessed to Closed Session.

10:48 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session; however, no reportable action was taken.

10:49 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, September 9, 2008

REGULAR MEETING

9:00 a.m.: Chairman Hartman 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 Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Linda Mekelburg

District No. 2 - Supervisor Cibula - Absent

INVOCATION

Invocation was given by Pastor John Roland, First Baptist Church of Cottonwood.

PLEDGE OF ALLEGIANCE

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

BOARD MATTERS

SEPTEMBER 2009 EMPLOYEE OF THE MONTH
HUMAN RESOURCES ASSISTANT JENNIFER LAYTON
RESOLUTION NO. 2008-106

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-106, which recognizes Human Resources Assistant Jennifer Layton as Shasta County's September 2008 Employee of the Month.

(See Resolution Book No. 49)

PROCLAMATION: SUICIDE PREVENTION WEEK

At the recommendation of Director of Public Works Donnell Ewert and Director of Mental Health Mark Montgomery, Psy.D. and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopting a proclamation which designates September 7-13, 2008 as Suicide Prevention Week in Shasta County.

PROCLAMATION: RECOVERY HAPPENS

At the recommendation of Deputy Director of Mental Health David Reiten and Empire Recovery Enter Program Coordinator Michael Olds and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 2008 as Recovery Happens Month in Shasta County.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced the lease with Bert and Karen Boothroyd and the California Grant Endowment agreement were pulled for discussion.

CONSENT CALENDAR

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Hartman recused on the ordinance approving Zone Amendment No. 07-017, Durette, as she was not in attendance at the August 5, 2008 meeting when it was introduced; and Supervisor Hawes abstained on the ordinance approving Zone Amendment No. 07-014, Manley, and Tract Map No. 1966, Phase I, Manley):

Adopted Resolution No. 2008-107, which approves a short-term loan in the amount of \$4,000 to the Fall River Mills Cemetery District from the County General Reserve (Administrative Office)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign the County Claims List totaling \$67,334.32 requiring special board action. (Auditor-Controller)

Adopted Resolution No. 2008-108, which approves the Fiscal Year 2008-09 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. 49)

Approved the minutes of the meeting held on August 26, 2008, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with Wilkins, Underwood & Johnson to provide nuisance abatement hearing officer services, changing the name of the firm to Wilkins & Johnson and retaining the term and maximum compensation. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with Wilkins, Underwood & Johnson to provide Assessment Appeals Board legal services, changing the name of the firm to Wilkins & Johnson and retaining the term and maximum compensation. (Clerk of the Board)

Adopted Resolution No. 2008-109, which approves amendments to Exhibit "A," Designated Positions, and Exhibit "B," Disclosure Categories, of the Western Shasta Resource Conservation District Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 49)

Enacted Ordinance No. 378-1979, which approves Zone Amendment No. 07-017, Durette (Shingletown area), as introduced August 5, 2008. (Clerk of the Board)

(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1980, which approves Zone Amendment No. 07-014, Manley (Happy Valley area), as introduced August 12, 2008. (Clerk of the Board)
(See Zoning Ordinance Book)

Approved and authorized the Chairman to sign a letter which rejects a claim for refund of property taxes filed on behalf of Kriss Miranda and all similarly situated California residents. (County Counsel)

Approved and authorized the Chairman to sign a renewal lease with the Knighten 1982 Trust d.b.a. Knighten Enterprises in an amount not to exceed \$36,180 to provide 20 parking spaces for the period October 1, 2006 through December 31, 2009, at an individual rate of \$45 per month for 2006 and 2007 and \$47.25 per month for 2008 and 2009. (Social Services)

Approved and authorized the Chairman to sign an agreement with Northern California Youth and Family Programs, Inc. in an amount not to exceed \$230,400 to initiate and provide a Transitional Housing Placement-Plus Program to eligible Shasta County residents who are former foster youth for the period July 1, 2008 through June 30, 2009. (Social Services)

Approved and authorized the Chairman to sign an agreement with the California Department of Health Care Services to comply with Medi-Cal Data Privacy and Security requirements effective the date of signing. (Social Services)

For Tract Map No. 1966, Phase 1, Manley Subdivision (Happy Valley area), approved the final map for filing; and accepted on behalf of the public offers of dedication for public road rights of way and public utility easements. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the 2008 Various Permanent Road Divisions Project and record it within 10 days of actual completion of the work. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Breslauer Roof Replacement Project and record it within 10 days of actual completion of the work. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the 2008 Asphalt Concrete Overlay Project and record it within 10 days of actual completion of the work. (Public Works)

Awarded to the low bidder, Robert D. Nichol Construction, on a lump-sum basis, the contract for construction on the Ono Volunteer Fire Department Building Project in the amount of \$104,000. (Public Works)

For landowners within the existing Sonora Trail Permanent Road Division, received the petition for activation of a revised annual parcel charge, affidavit verifying petition information, maintenance cost estimate, and annual parcel charge report; and set a public hearing for October 28, 2008 at 9:00 a.m. (or as soon thereafter as may be heard) to consider activation of a revised parcel charge. (Public Works)

For the Waste Disposal Facilities Groundwater Monitoring Wells Project, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and direct the Public Works Director to advertise for bids; and authorized opening of bids on or after September 25, 2008 at 11:00 a.m. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**AGREEMENT: BERT AND KAREN BOOTHROYD
OFFICE SPACE AT 1220 SACRAMENTO STREET, REDDING**

In response to a question from Supervisor Baugh, Director of Public Health Donnell Ewert confirmed Shasta County is in good financial standing with Bert and Karen Boothroyd.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the lease with Bert and Karen Boothroyd for office space at 1220 Sacramento Street, Redding, clarifying the County's obligations regarding payment of services and utilities, correcting the Lessor's address, and retaining the compensation and term of the original agreement. (Public Health)

**AGREEMENT: THE CALIFORNIA ENDOWMENT
HEALTH EQUITY PROJECT**

In response to questions by Supervisors, Director of Public Health Donnell Ewert explained that, although substantial impact to the community is unlikely within the two years of the agreement, the grant will provide more staff training and allow the department to determine how to increase academic performance, economic development, and create more equal opportunity for all ethnic groups within Shasta County.

In response to a question by Supervisor Hawes, Mr. Ewert confirmed that the grant is funded from a private foundation and is not tax monies.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a grant agreement with The California Endowment for the County to receive \$314,668 for the period July 15, 2008 through July 14, 2010 to continue work on the Health Equity Project designed to improve community health by eliminating health disparities through public health practices; and to conduct a workshop to provide feedback to the Board of Supervisors and the public. (Public Health)

9:52 a.m.: The Board of Supervisors recessed and reconvened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

WATER AGENCY

Chairman Hartman announced that the appointments to the Shasta-Tehama County Watermaster District Board of Directors were pulled to allow for public comment.

ITEMS PULLED FROM THE CONSENT CALENDAR

**SHASTA-TEHAMA COUNTY WATERMASTER DISTRICT
BOARD OF DIRECTORS APPOINTMENTS**

Robert Pearce spoke in support of the proposed appointments and asked the Board of Supervisors to require each director to complete and submit a Statement of Economic Interests, Form 700 (Form 700).

In response to a question by Supervisor Kehoe, County Counsel Mike Ralston explained that a Form 700 outlines potential conflicts of interest for public and appointed officials; however, Shasta County is not responsible for requiring the filing of 700 forms for the District.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors appointed Jerry "Abe" Hathaway (Burney Creek area) and John "Gil" Spencer (North Fork Cottonwood Creek area) to the Shasta-Tehama County Watermaster District Board of Directors for a term to November 2009. (Water Agency)

9:55 a.m.: The Shasta County Water Agency adjourned and reconvened as the Board of Supervisors.

REGULAR CALENDAR

PRESENTATIONS

2008-09 ASSESSOR-RECORDER ANNUAL REPORT

Assessor-Recorder Leslie Morgan presented the 2008-09 Assessor-Recorder Annual Report, highlighting a 5.39 percent increase in total taxable value, 4.89 percent increase in exemptions, and a 5.42 percent increase net taxable value from 2007-08.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisor Kehoe recently attended the Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

RESPONSE TO THE FINAL REPORT OF THE FISCAL YEAR 2007-08 SHASTA COUNTY GRAND JURY

CAO Lees presented the staff report and recommended approval of the response to the Grand Jury. In response to a question by Supervisor Hawes, CAO Lees confirmed that no additional funding is required to implement Information Technology changes.

Supervisor Baugh expressed his concern regarding proper notice of public hearing items and requested that public notices for planning items being heard by the Board of Supervisors be mailed to property owners living at a farther distance from the affected property than what the law currently requires.

By consensus, the Board of Supervisors directed staff to investigate a more extensive public notification process for Negative Declarations, Mitigated Negative declarations, and Environmental Impact Report determinations.

In response to questions by Supervisor Kehoe, CAO Lees confirmed the Department of Mental Health is tracking past due reimbursements from the State of California and agreed to initiate a cost study to confirm continued cost savings of the closure of the psychiatric hospital in Shasta County.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the response to the Final Report of the Fiscal Year 2007-08 Shasta County Grand Jury.

SCHEDULED HEARINGS

HEALTH AND HUMAN SERVICES

HOUSING AND COMMUNITY ACTION PROGRAMS

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
KESWICK WATER SYSTEM IMPROVEMENTS STUDY
SHASTA COUNTY UNINCORPORATED AREAS HOUSING CONDITIONS SURVEY
RESOLUTION NO. 2008-110

This was the time set to conduct a public hearing and consider the request to submit a Community Development Block Grant Program grant application. Director of Housing and Community Action Programs Richard Kuhns presented the staff report and recommended approval of the submission of the application. The 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 proposal, and the public hearing was closed.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-110, which approves submission of a Community Development Block Grant Program planning and technical assistance grant application in the amount of \$70,000 to fund a water system improvements study for the community of Keswick and a housing conditions survey in the unincorporated area of Shasta County.

(See Resolution Book No. 49)

PUBLIC WORKS

TRACT MAP NO. 1900
SILVERBRIDGE HIGHLANDS PERMANENT ROAD DIVISION
MILLVILLE AREA

This was the time set to conduct a public hearing regarding the formation of the proposed Tract Map No. 1900, Silverbridge Highlands Permanent Road Division (PRD) in the Millville area. Supervising Engineer Al Cathey presented the staff report and recommended approval of the project.

The public hearing was opened, at which time applicant's engineer Dave Boren requested a 30-day extension as the ballot was misdirected and, therefore, not received in a timely manner, and he requested clarification of the PRD process. The applicant wishes to create a gated subdivision to care for maintenance with private roads and a security gate rather than a public PRD.

Co-applicant Corkey Harmon confirmed the desire to create a gated subdivision and the request for an extension.

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

Public Works Director Pat Minturn stated the Planning Commission conditioned this project to form a PRD to maintain the roads through annual maintenance contracts paid by property taxes. No request was made by the applicant at any Planning Commission meeting for a homeowners association or private gated community and the timeline to appeal the decision by the Planning Commission has expired. Due to disagreements among property owners over road maintenance in the past, the County's policy for large tracts has been to create a PRD to ensure road maintenance and emergency and fire road access. He recommended against forming a gated community since government agencies should not maintain roads which are not for public use.

In response to a question by Supervisor Kehoe, Mr. Minturn explained that in order to reopen the decision by the Planning Commission to include the applicant's request for a private subdivision, the applicant would need to file a new application and pay associated costs.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors approved the applicant's request of a 30 day extension. By consensus, the Board of Supervisors continued the public hearing to October 21, 2008 at 9:00 a.m. (or as soon thereafter as may be heard).

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

10:45 a.m.: The Board of Supervisors reconvened.

WORKSHOP

PROTECTING OUR COMMUNITIES--SOLVING THE WILDFIRE CRISIS

Supervisor Hawes introduced Thomas M. Bonnicksen, Ph.D. of The Forest Foundation who presented a PowerPoint entitled "Protecting Our Communities--Solving the Wildfire Crisis".

Dr. Bonnicksen stated that overcrowded forests and aging thick brush fuel fires. Since fires that threaten property frequently start in forestlands, the best protection is through defensible space around structures, restoration fuel breaks, and restoring the forest. A Fire Prevention Plan would allow land owners to reduce their fire hazards.

In response to questions by supervisors, Dr. Bonnicksen explained that forests are impacted by overcrowding of non-native trees, insect infestation, and tree mortality. He agreed that a citizens advisory group would benefit and aide the project, and urged the Board of Supervisors to include an implementation plan.

By consensus, the Board of Supervisors directed staff to host public forums locally to allow for public input and to create a citizens advisory committee consisting of five to seven members to provide advice and counsel regarding forest management.

County Fire Warden Mike Chuchel reminded the Board of Supervisors that Shasta County must adhere to state and federal laws and regulations, and confirmed that Shasta County is working to improve forest maintenance through the approved Shasta County Fire Protection Plan.

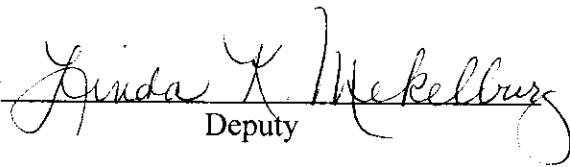
Michael Quinn discussed communities that were warned before fires but ignored the warnings. He encouraged the Board of Supervisors to take action.

11:49 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, September 16, 2008

REGULAR MEETING

9:02 a.m.: Chairman Hartman 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 Cibula
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

District No. 3 - Supervisor Hawes - Absent

INVOCATION

Invocation was given by Pastor Paul Schmidt, Liberty Hill Christian Church.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the proposed wildfire prevention resolution was pulled for discussion.

CONSENT CALENDAR

By motion made, seconded (Baugh/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 the County Claims List totaling \$3,705.82 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on September 9, 2008, as submitted. (Clerk of the Board)

Adopted Resolution No. 2008-111, which approves revisions to the Board Bylaws of the Enterprise Elementary School District regarding the Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 49)

Reappointed Robert (Bob) Rynearson, Rod McArthur, William (Bill) Buckman, Peter (Pete) Johnson, and Patrick Oilar to the Fall River Resource Conservation District Board of Directors for four-year terms to December 2012. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with the Shasta Family Young Men's Christian Association (YMCA) to increase the County's compensation in an amount not to exceed \$125,000 (for a new total not to exceed \$186,000) to expand the County's responsibilities for oversight of the formal planning process of the Healthy Students Initiative and extending the term from September 30, 2008 to June 30, 2009. (Public Health)

Adopted Resolution No. 2008-112, which extends the term of the 2005-2008 Child Abuse Prevention Plan through November 2, 2010, and authorizes Social Services to submit the extension to the Plan and a Notice of Intent to the California Department of Social Services in order to be eligible for funding for the period July 1, 2008 through November 2, 2010; and approved and authorized the Chairman to sign a Notice of Intent which confirms Shasta County's intent to contract with public or private nonprofit agencies to provide services identified in the plan and designates Social Services as the local public agency for program administration. (Social Services)

(See Resolution Book No. 49)

Adopted Resolution No. 2008-113, which approves and authorizes the Public Works Director to apply for, accept, and sign a grant agreement with Caltrans in the amount of \$969 (state matching funds) to provide design improvements for the Fall River Mills Airport Expansion Project. (Public Works)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign a retroactive amendment to the cooperative fire protection agreement with the U.S. Forest Service in the amount of \$6,662.77 to allow payment to the County Fire Department for assistance provided on a control burn for the period April 19, 2008 through December 31, 2008; ratified the County Fire Warden's signing of Exhibit B, *2008 Annual Operating Plan*, to the agreement for 2008; and approved and authorized the County Fire Warden to sign subsequent amendments to the agreement. (County Fire)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

CALIFORNIA NATIONAL FORESTS HAZARDOUS CONDITIONS RESOLUTION NO. 2008-114

In response to a question by Supervisor Kehoe, Administrative Analyst Angela Richardson explained that the \$910 million emergency supplemental funding for the United States Forest Service equals \$610 million for wildfire suppression, \$125 million for state and private lands fuel reduction, \$100 million for rehabilitation, \$50 million for federal lands fuel reduction, and \$25 million for firefighter recruitment and retention in high risk areas.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-114, which declares an emergency due to the catastrophic and unhealthy hazardous fuel conditions in the national forests throughout California, including language added to reflect lives lost to wildfires in California; and requests Governor Schwarzenegger to take an active role in requesting and securing wildfire prevention and maintenance work in California's national forests and other federal lands. (Administrative Office)

(See Resolution Book No. 49)

REGULAR CALENDAR

PRESENTATIONS

GOLDEN SHOE AND WALK THIS WAY

Director of Public Health Donnell Ewert stated the "Healthy Shasta" community collaborative started in 2006 to promote wellness and nutrition. Community Education Specialist Amy Pendergast stated the Golden Shoe Challenge and Walk This Way activities will be held from September 15 to October 4, 2008 and will include free admission to Turtle Bay, a fun walk, healthy cooking demonstrations and food samples, kids' activities and live entertainment, and health screenings. The goal of the program is to celebrate healthy lifestyles, eating, and exercise.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including the State of California legislature's adoption of a state budget, although the budget is unpopular to all political parties. The proposed budget seeks to fill the deficit by increasing income taxes and deferring cost of living adjustments and Medi-Cal reimbursements, which will directly affect Shasta County.

CAO Lees announced that the California State Association of Counties (CSAC) awarded Shasta County with two merit awards for the "Don't Buy the Lies" and "Don't Trash Shasta" programs.

Supervisor Kehoe recently attended the Redding Area Bus Authority (RABA) Board meeting.

Supervisors reported on issues of countywide interest.

HEALTH AND HUMAN SERVICES

MENTAL HEALTH-ALCOHOL AND DRUG PROGRAMS

9:33 a.m.: Supervisor Kehoe announced that he would recuse due to his membership on the Youth Violence Prevention Council, and he left the chambers.

AGREEMENT: VARIOUS VENDORS
FOSTER PROGRAM OVERSIGHT AND IMPLEMENTATION

At the recommendation of Deputy Director of Mental Health David Reiten and by motion made, seconded (Baugh/Cibula), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign agreements for the period September 1, 2008 through September 30, 2009, with three additional one-year renewals with Shasta County Chemical People, Inc. to oversee implementation of and operate components of the Foster Outreach Strengthened Through Empowerment and Resources (FOSTER) Program in an amount not to exceed \$462,061; with the Health Improvement Partnership of Shasta to implement and operate components of the FOSTER Program in an amount not to exceed \$187,040; and with Youth Violence Prevention Council of Shasta County to implement and operate components of the FOSTER Program in an amount not to exceed \$151,290.

9:35 a.m.: Supervisor Kehoe returned to the chambers.

YOUTH PEER COURT
U.S. DISTRICT COURTHOUSE OPEN HOUSE

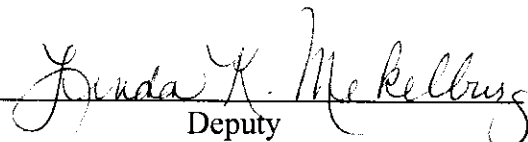
At the request of Supervisor Kehoe, Youth Peer Court Coordinator Chris Hartman announced that in conjunction with National Youth Peer Court Month, the U.S. District Courthouse is hosting an open house, and the public is invited to attend. She encouraged interested teenagers to attend and volunteer.

9:38 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, September 23, 2008

REGULAR MEETING

9:01 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - John Loomis
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Paul Shrum, Grace Fellowship.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Senior Field Representative Nadine Bailey of Senator Sam Aanestad's Office told of a tour provided for Undersecretary of Agriculture Mark Rey and U.S. Forest Service regional representatives to view the extensive wildfire damage to almost 350,000 acres of Trinity County forests. She voiced concerns over the long-term effects of the dead trees left standing and the lack of federal funding for reforestation.

BOARD MATTERS

PROCLAMATION: MENTAL ILLNESS AWARENESS WEEK

By motion made, seconded (Kehoe/Cibula), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 5-11, 2008 as Mental Illness Awareness Week in Shasta County. Director of Mental Health Mark Montgomery, Psy.D. discussed the scheduled public events, including a candlelight vigil and the National Alliance on Mental Illness (NAMI) banquet.

PROCLAMATION: BREAST CANCER AWARENESS MONTH AND THINK PINK DAY

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2008 as Breast Cancer Awareness Month and October 16, 2008 as Think Pink Day in Shasta County. Nor-Cal Think Pink board member Jean Peterson spoke about the success of Think Pink Day locally and across the nation and expressed appreciation for the many contributions for the 40,000 information bags that will be distributed on Think Pink Day.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Cibula), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Hawes recused on the minutes of the meeting held on September 16, 2008 as he was not in attendance at that meeting):

Approved and authorized the Chairman to sign the County Claims List totaling \$7,191.96 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on September 16, 2008, as submitted. (Clerk of the Board)

Adopted Salary Resolution No. 1353, which amends the following position titles and job classifications for Support Services and Probation effective September 28, 2008 to more accurately reflect existing job duties:

1. Approves job specifications for the Personnel Analyst I/II/III, Risk Management Analyst I/II/III, Personnel Assistant-Confidential, Risk Management Assistant-Confidential, Workers' Compensation Assistant-Confidential, Personnel Technician I/II-Confidential, Risk Management Technician I/II-Confidential, Workers' Compensation Technician I/II-Confidential, Supervising Juvenile Detention Officer, and Juvenile Detention Officer I/II classifications; and
2. Deletes job specifications for the Human Resources Analyst I/II/III, Human Resources Assistant-Confidential, Human Resources Technician I/II, Supervising Group Counselor, Group Counselor I/II, Human Resources Analyst I/II/III, Human Resources Assistant-Confidential, Human Resources Technician I/II classifications. (Support Services)
(See Salary Resolution Book)

Approved and authorized the Chairman to sign a retroactive amendment to an agreement with Catholic Social Services of Southern Illinois, Diocese of Belleville increasing maximum compensation by \$100 (for a new total not to exceed \$17,108) to provide additional case management and supervision services for two Juvenile Court dependents currently placed in Illinois and extending the term to April 30, 2009. (Social Services)

Approved and authorized the Chairman to sign an End User License Agreement with ITRON, Inc. to provide electronic meter-reading software for use in County Service Area No. 3 - Castella Water. (County Service Area No. 3 - Castella Water)

Approved and authorized the Chairman to sign an agreement with the California State Lands Commission in an estimated amount of \$3,000 for the period July 2, 2008 through July 1, 2010 to reimburse the Lands Commission for services to process an amendment to its lease for land needed by the County to replace and maintain the Airport Road at Sacramento River Bridge to allow utilities to be installed on the Bridge. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Redding Regional Septage Impoundments Cleanout Project and record it within 10 days of actual completion of the work. (Public Works)

Released the security guaranteeing maintenance of public improvements in the amount of \$31,000 for Tract Map No. 1908, Timber Ridge Subdivision (Burney area). (Public Works)

Adopted Resolution No. 2008-115, which summarily abandons an undeveloped portion of Thatcher Mill Road (Shingletown area); and approved and authorized the Public Works Director to sign an Offer of Dedication accepting right of way for the present alignment. (Public Works)

(See Resolution Book No. 49)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including the proposed state budget, which will negatively affect Shasta County.

Supervisors Cibula and Baugh recently attended the Commission on Aging meeting.

Supervisor Kehoe recently attended the Commission on Aging meeting and the Superior California Economic Development meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

9:43 a.m.: Supervisor Cibula recused on the Joint Declaration due to real property holdings in the vicinity and left the chambers.

**JOINT DECLARATION: ADMINISTRATIVE OFFICE AND COUNTY OF SHASTA
COURT FACILITIES EXECUTION OF TRANSFER AGREEMENTS**

Administrative Chief Fiscal Officer Bebe Palin presented the report and recommended authorizing the Chairman to sign the Declaration.

In response to questions by Supervisors, Ms. Palin and CAO Lees explained that the County has been negotiating the transfer of court facilities to the State since 2002 but was unable to complete the transfer by the statutory date of September 30, 2008. The transfer agreement includes the main courthouse, justice center, courthouse annex, Burney Joint Sheriff/Court Building, and juvenile hall and is for use only and not title deeds. The County will benefit by the agreement in that it includes a fixed maintenance cost rate; therefore, increasing maintenance costs will not affect the fixed rate. The Administrative Office of the Courts (AOC) will not consider Shasta County for a new courthouse if the County fails to transfer the use of the courthouse buildings to the AOC.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a Joint Declaration of the Administrative Office of the Courts and the County of Shasta Regarding Execution of Transfer Agreements for Court Facilities to relieve the County of a penalty assessment for failure to finalize court facility transfers prior to September 30, 2008.

10:02 a.m.: Supervisor Cibula returned to the chambers.

FISCAL YEAR 2008-09 FINAL BUDGET

RESOLUTION NO. 2008-116

POSITION ALLOCATION AMENDMENTS AND COUNTY SALARY PLAN

SALARY RESOLUTION NO. 1354

At the recommendation of Chief Fiscal Officer Bebe Palin and by motion made, seconded (Kehoe/Cibula), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-116, which approves the Fiscal Year 2008-09 Final Budget; and adopted Salary Resolution No. 1354, which reflects the position allocation amendments approved in the Fiscal Year 2008-09 Final Budget effective September 28, 2008, the 2008-09 County Position Allocation effective September 28, 2008, and the County Salary Plan.

(See Resolution Book No. 49)

(See Salary Resolution Book)

ADMINISTRATIVE OFFICE/AUDITOR-CONTROLLER/

TREASURER-TAX COLLECTOR/SUPPORT SERVICES

AGREEMENT: CALPERS CALIFORNIA EMPLOYERS RETIREE BENEFIT TRUST

IRREVOCABLE OTHER POST EMPLOYMENT BENEFIT (OPEB) TRUST PLAN

RESOLUTION NO. 2008-117

Auditor-Controller Connie Regnell presented the staff report and recommended approval of the CalPERS California Employers Retiree Benefit Trust (CalPERS) investment portfolio.

In response to questions by supervisors, Ms. Regnell and CAO Lees confirmed that the proposal is fiscally responsible and in compliance with Governmental Accounting Standards Board Statement 45 (GASB 45); and the investment portfolio of Public Agency Retirement System (PARS) is riskier and includes more fees than the portfolio of CalPERS California Employers Retiree Benefit Trust (CalPERS). CAO Lees stated that by creating a trust to prefund Shasta County's retired employees' liability of \$90-\$145 million, Shasta County's bond and loan rating will be higher than if no trust is created. The monies used for this allocation can only be used for benefits.

Supervisors Hawes and Baugh requested that the Board of Supervisors receive presentations or information from both PARS and CalPERS in order to make a fully informed decision as to which Other Post Employment Benefit (OPEB) Trust Plan to choose.

Supervisor Kehoe moved to accept staff's recommendations. Supervisor Cibula seconded the motion.

Supervisor Baugh moved to continue this matter to a future board meeting in order to allow staff time to prepare a presentation to the Board of Supervisors with the OPEB proposals from PARS and CalPERS. Supervisor Baugh's motion died for lack of a second.

Ms. Regnell recommended the Board of Supervisors commit an amount to create an irrevocable trust in order to allow time for her staff to complete the 2008 financial statements due to the State by October 10, 2008, with the selection of an OPEB Trust Fund by December 31, 2008.

Supervisor Baugh moved that the monies be assigned to create an irrevocable trust and continue the selection of a trust fund administrator to a future meeting in order to allow the Board of Supervisors to review the portfolios of CalPERS and PARS.

In response to a question by Supervisor Baugh, Assistant County Counsel John Loomis stated that the motion of Supervisor Kehoe is still on the floor, and action is required prior to making another motion. Supervisor Kehoe may amend his motion to include Supervisor Baugh's request to allow the Board of Supervisors to review the portfolios of both CalPERS and PARS.

Supervisor Kehoe declined to amend his motion. Supervisor Baugh's motion to amend was not seconded; therefore, no action was taken on the amended motion.

By a 3-2 vote, the Board of Supervisors adopted Resolution No. 2008-117, which approves and authorizes the County Administrative Officer to sign an agreement with the CalPERS California Employers Retiree Benefit Trust to establish and administer the County's irrevocable Other Post Employment Benefit (OPEB) Trust Plan; reaffirms the use of \$2.875 million from the County's Self-Insurance Fund and an additional \$9.125 million from the Self-Insurance Fund, for a new total of \$12 million, to pre-fund the County's OPEB liability; authorizes the Auditor-Controller to process the necessary refund, charge, and transfer of funds to an appropriate trust pending execution of the Shasta County Irrevocable OPEB Trust Plan; authorizes the Auditor-Controller to transfer \$12 million into the Irrevocable OPEB Trust Fund upon execution of the Trust agreement; and appoints the Auditor-Controller as the County's authorized representative to make periodic transfers of funds to the OPEB Trust Fund and to request disbursements from the OPEB Trust Fund for payment of retiree health care benefits.

The vote was as follows:

AYES: Supervisors Kehoe, Cibula, and Hartman
NOES: Supervisor Hawes and Baugh

Supervisors Baugh and Hawes voted no as they would like the Board of Supervisors to receive presentations or information from both PARS and CalPERS in order to make a fully informed decision as to which Other Post Employment Benefit (OPEB) Trust Plan to choose, although they still fully support the concept of funding in advance.

(See Resolution Book No. 49)

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 08-002
JAIME AND CINDY LYNN
WEST REDDING AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 08-002, Jaime and Cindy Lynn, which would rezone approximately 16.54 acres in the West Redding area from an Unclassified (U) District to a Rural Residential (R-R) District in conjunction with a four-parcel residential land division. Assistant Director of Resource Management Rick Simon presented the staff report and recommended approval of the project. The Affidavit of Posting and Notice of Hearing are on file with the Clerk of the Board.

In response to questions by supervisors, Mr. Simon confirmed that there will be no impact to any ditch or trails on the property, and there is no substantial noise from the adjacent

gun range. He explained that a gate was installed on Radio Lane to protect the property from illegal dumping, but emergency access is still available. He agreed to amend page 15, paragraph 3, of the Environmental Initial Study to correct the description of Benton Airpark.

The public hearing was opened, at which time applicant's engineer Duane Miller stated that, although the adjacent gun range is not close in proximity to the proposed project, the owner will disclose the noise from the gun range in all realty documents. No one else spoke for or against the proposal, and the public hearing was closed.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 08-002, Jaime and Cindy Lynn, West Redding area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the findings as set forth in Planning Commission Resolution No. 2008-085;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-085; and
3. Introduced and waived the reading of an ordinance which approves Zone Amendment No. 08-002, as requested.

10:53 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

10:53 a.m.: The Shasta County Water Agency recessed.

11:00 a.m.: The Shasta County Water Agency reconvened.

SPECIAL DISTRICTS/OTHER AGENCIES WORKSHOP

WATER AGENCY

Water Agency Chief Engineer Pat Minturn provided an overview of the Delta Vision process, including the CALFED system, and introduced former Water Agency Chief Engineer Joseph Patten. Mr. Patten discussed the history of the State Water Project since 1959. He spoke in support of a peripheral canal to correct basic water quality.

Senator Emeritus Maurice Johannessen spoke regarding the water struggle between Northern and Southern California water rights holders. He recommended additional water storage and the building of dams.

Supervisor Cibula proposed modifying the letter to be more direct, add origin rights language, and outline ramifications to Northern California.

By motion made, seconded (Cibula/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter, as modified, commenting on the "Delta Vision Strategic Plan," which aims to improve water supply reliability and water quality for habitat and export, and authorized Supervisor Cibula to work with staff on the proposed general revisions.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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 Burns v. City of Redding, et al., pursuant to Government Code section 54956.9, subdivision (a); and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

12:04 p.m.: The Board of Supervisors recessed to Closed Session.

12:25 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, and Assistant County Counsel John Loomis present.

REPORT OF CLOSED SESSION ACTIONS

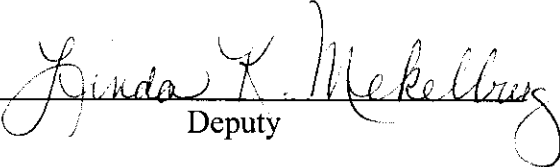
Assistant County Counsel John Loomis reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as labor negotiations. By a 4-0 vote, with Supervisor Cibula recusing, the Board of Supervisors authorized the law firm of Gary Brickwood to handle the defense in the matter of Burns v. City of Redding, et al. No other reportable action was taken.

12:26 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 7, 2008

REGULAR MEETING

9:02 a.m.: Chairman Hartman 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 Cibula
 District No. 3 - Supervisor Hawes
 District No. 4 - Supervisor Hartman
 District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
 County Counsel - Mike Ralston
 Deputy Clerk of the Board - Valerie Ibarra
 Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Martin Murdock, First United Methodist Church.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Miss Donna Walton, representing the Reenactors of the American Civil War.

BOARD MATTERS

CERTIFICATE OF RECOGNITION
HISTORY WEEK

The Board of Supervisors presented a Certificate of Recognition recognizing October 10-19, 2008 as History Week in Shasta County to Don Walton, representing the Reenactors of the American Civil War. Mr. Walton invited the public to attend the events scheduled for History Week.

OCTOBER 2008 EMPLOYEE OF THE MONTH
SENIOR PROGRAMMER ANALYST JOSHUA SMITH
RESOLUTION NO. 2008-118

At the recommendation of Chief Technology Officer Charlie Haase and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-118, which recognizes Senior Programmer Analyst Joshua Smith as Shasta County's October 2008 Employee of the Month.

(See Resolution Book No. 49)

CERTIFICATE OF RECOGNITION
GOLDEN UMBRELLA

The Board of Supervisors presented a Certificate of Recognition to Golden Umbrella expressing appreciation for 40 years of service to seniors in Shasta County. Golden Umbrella Executive Director Larry Montgomery and Program Director Tina Brown accepted the certificate on behalf of Golden Umbrella.

PROCLAMATION: DOMESTIC VIOLENCE AWARENESS MONTH

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2008 as Domestic Violence Awareness Month in Shasta County. District Attorney Jerry Benito and Shasta Women's Refuge Executive Director Maggie John accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the California Department of Public Health agreement and the Squaw Carpet Fire Access Permanent Road Division item were pulled at the request of the departments; and the minutes of the meeting held on September 23, 2008 was pulled for discussion by Supervisor Baugh.

CONSENT CALENDAR

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

Adopted Salary Resolution No. 1355, which deletes one Senior Assessor-Recorder Clerk position and adds one Supervising Assessor-Recorder Clerk position in the Assessor's budget effective October 12, 2008. (Assessor-Recorder)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign the County Claims List totaling \$2,593.40 requiring special board action. (Auditor-Controller)

Reappointed Billy Sutter, Jr. and Robert Miller to the Board of Building Appeals for two-year terms to December 2010. (Clerk of the Board)

For the Buckeye Fire Protection District Board of Directors, reappointed Fred Braun, Rick Sawyer, and Michael Smith for four-year terms to December 2009; and reappointed William Gutzman and Robert Kwake for four-year terms to December 2012. (Clerk of the Board)

Appointed Bryson Ronald Fisher to the Halcumb Public Cemetery District Board of Trustees for a four-year term to May 2012. (Clerk of the Board)

Appointed Larry Clark to fill an unexpired term on the Happy Valley Fire Protection District Board of Directors to December 2011. (Clerk of the Board)

Reappointed Bob Moller, Phil Schoefer, and Bruce Wendt to the Western Shasta Resource Conservation District Board of Directors for four-year terms to November 2012. (Clerk of the Board)

Adopted Resolution No. 2008-119, which approves amendments to Exhibit "A," *Designated Positions*, and Exhibit "B," *Disclosure Categories*, of the Gateway Unified School District Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 49)

Enacted Ordinance No. 378-1981, which approves Zone Amendment No. 06-048, Faith Community Church (south Redding area), as introduced June 17, 2008. (Clerk of the Board)

(See Zoning Ordinance Book)

Approved and authorized the Chairman to sign an agreement with the California Department of Public Health, Network for a Healthy California for Shasta County Public Health to receive \$2,402,352 to provide nutrition education and physical activity promotion programs to Food Stamp Nutrition Education eligible residents in Shasta County for the period October 1, 2008 through September 30, 2011; approved and authorized the Director of Public Health to sign amendments that result in a net change of no more than 10 percent of the total dollar value of the current agreement or that make other minor, non-monetary amendments; and authorized the Auditor-Controller to pay claims related to the agreement. (Public Health)

Adopted Salary Resolution No. 1356, effective October 12, 2008, which adds one Chief Public Defender Investigator position and deletes one Supervising Public Defender Investigator position in the Public Defender budget, and deletes the Supervising Public Defender Investigator classification; and approved job specifications for the Chief Public Defender Investigator classification. (Public Defender)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign an agreement with the McConnell Foundation at no compensation to house river-rescue equipment in the Park Marina area, Redding, from the date of signing until either party gives 90 days written notice to terminate the agreement. (Sheriff-Boating Safety)

Adopted Resolution No. 2008-120, which repeals Resolution No. 2008-094 and designates authorized signatures and other information required to obtain \$473,701 from the California State Homeland Security Grant Program for various County and local agency projects. (Sheriff/Office of Emergency Services)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign an agreement with the U.S. Forest Service to reimburse the County in an amount not to exceed \$85,000 for the County to conduct restoration work along Westside Road on the west side of Shasta Lake from the date of signing through April 30, 2009, unless the agreement is extended by the U.S. Forest Service by written modification for a total duration not to exceed five years. (Public Works)

Approved a budget amendment increasing appropriations by \$1,000 in the Coloma Drive Permanent Road Division Administration budget to cover maintenance costs, to be offset by fund balance. (Public Works)

For the Cottonwood Sewer Sludge Pond Liner Project, approved budget amendments correcting an accounting oversight, to be offset by fund balance, increasing appropriations by \$40,000 in a fixed asset account line item in the Cottonwood Sewer Administration budget; and increasing appropriations by \$40,000 in the Cottonwood Sewer Capital Improvement Administration budget. (Public Works)

For Tract Map No. 1915, Unit 1, Mount Lassen Woods (Shingletown area), for the proposed Mount Lassen Woods Permanent Road Division, adopted Resolution No. 2008-121, which forms the Division, adopted Resolution No. 2008-122, which confirms the annual parcel charge report for Fiscal Year 2009-10, and received the annual parcel charge report; and for the final map, approved the final map for filing, accepted on behalf of the public offers of dedication for public roads, public utility easements, access easements, relinquished access rights, and emergency fire escape road, adopted Resolution No. 2008-123, which consents to but does not

accept all offers of dedication for storm drain easements, and approved and authorized the Chairman to sign an agreement with Sierra Pacific Industries, Inc. guaranteeing workmanship on Mt. Lassen Woods Drive, Velvet Rye Court, Princess Pine Place, Spear Grass Court, Brooms Edge Place, and the fire access road, and accept security for maintenance in the amount of \$75,000. (Public Works)

(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

SEPTEMBER 23, 2008 BOARD OF SUPERVISORS MINUTES

Supervisor Baugh stated that Chief Deputy Clerk of the Board Glenda Tracy agreed to listen to the recording of the September 23, 2008 to more accurately reflect the motions on page 225, and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved the minutes of the meeting held on September 23, 2008, with corrections. (Clerk of the Board)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisor Kehoe recently attended a Health and Human Services Agency Steering Committee meeting.

Supervisor Baugh recently attended a Regional Council of Rural Counties meeting and the Sacramento Valley Basinwide Air Pollution Control Council meeting.

Supervisor Cibula recently attended a Regional Council of Rural Counties meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

SHASTA COUNTY ANIMAL SHELTER
2625 BRESLAUER WAY, REDDING

CAO Lees presented the staff report and recommended approval of the plan of action. He has met with City of Redding City Manager Kurt Starman regarding possible purchase of six acres of City-owned property on Eastside Road adjacent to Haven Human Society, although no guarantee has been issued as the proposal has not been brought before the Redding City Council. A proposal will be offered to the Redding City Council once the appraisals are completed. The selection of a location will depend on the property values as determined by the appraisals. Another possibility is selling the Breslauer Way property to a non-profit organization friendly to parks, trails, and open space, with the condition that the property must remain perpetually undeveloped.

In response to questions by Supervisors, CAO Lees explained that should the Board of Supervisors choose to sell the Breslauer Way location, an easement from Radio Lane will be needed to provide access, but it will not reduce the amount of land available to build a new Juvenile Hall.

Terry Starr and Steve Courtney spoke in support of the proposal.

Shasta Cascade Rail Preservation Society Board Member Dave Jungkeit spoke in opposition to the County purchasing and using the Eastside Road location as the Society currently leases the property from the City of Redding, and many historic artifacts would have to be moved to a new location.

Sheriff Tom Bosenko supported acquisition of the Eastside Road location and asked the Board of Supervisors to consider appraising all underdeveloped County-owned property on Breslauer Way to determine the value for negotiations.

By motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors directed staff to obtain two appraisals for a parcel located at 2625 Breslauer Way, Redding to determine its value regarding full development potential and its value regarding open space with parks and trails development; directed staff to return to the Board of Supervisors with a resolution which describes the property, specifies minimum price and lists terms, and sets a public hearing to receive and consider sealed proposals to purchase the property; and directed staff to work with the City of Redding to acquire property at 7449 Eastside Road, Redding to construct a new animal shelter.

10:18 a.m.: Supervisor Cibula announced that he would abstain from the vacant library building item due to real property holdings in the vicinity and left the chambers. The Board of Supervisors recessed.

10:24 a.m.: The Board of Supervisors reconvened with Supervisor Cibula absent.

VACANT LIBRARY BUILDING
1855 SHASTA STREET, REDDING
BUDGET AMENDMENT

CAO Lees presented the staff report and recommended approval of the project. In response to questions by Supervisors, CAO Lees confirmed the building at 1855 Shasta Street will serve the growth of the District Attorney's office for several decades. Public Works Director Pat Minturn estimated the building would be ready in three years.

In response to a question by Supervisor Kehoe, CAO Lees and Mr. Minturn confirmed that the cost of demolishing the existing building and construction of a new building of equal or lesser size would exceed the capital revenues set aside for the project.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors, regarding renovation of the vacant library building at 1855 Shasta Street, Redding, approved a budget amendment which increases appropriations by \$5,000,000 in the Accumulated Capital Outlay budget, utilizing fund balance, and increases appropriations and revenues by \$5,000,000 in the Land, Buildings, and Improvements and the District Attorney budgets for the renovations; directed the Public Works Director to prepare plans and specifications to upgrade and convert the vacant library for use as office space for the District Attorney's Office.

10:51 a.m.: Supervisor Cibula returned to the chambers.

HEALTH AND HUMAN SERVICES

HOUSING AND COMMUNITY ACTIONS PROGRAM/MENTAL HEALTH

**ASSIGNMENT AGREEMENT: CALIFORNIA HOUSING FINANCE AGENCY
MENTAL HEALTH SERVICES (MHS) ACT HOUSING PROGRAM
LETTER: CALIFORNIA MHS OVERSIGHT AND ACCOUNTABILITY COMMISSION
MANDATORY ASSIGNMENT OF LOCAL FUNDS**

Director of Housing and Community Actions Program Richard Kuhns, Psy.D. and Director of Mental Health Mark Montgomery, Psy.D. presented the staff report and recommended approval of the agreement and letter.

In response to questions by Supervisors, Dr. Montgomery explained that the State of California will confiscate the funds from Shasta County if the funds assignment is not approved. Supervisor Cibula suggested the letter be rewritten to include stronger language.

In response to a question by Supervisor Baugh, CAO Lees stated the only other alternatives to the mandatory assignment are to not participate in the program or to file a lawsuit with the State of California. He recommended against the lawsuit as Shasta County does not have additional resources to fund the costs of a lawsuit. Health and Human Services Agency Director Marta McKenzie explained that a draft Joint Powers Agreement (JPA) is currently being circulated throughout all California Counties to consider legal action against the State of California. She strongly recommended consideration of entering the JPA and will present it to the Board of Supervisors in the future.

Gracious Palmer stated the League of California Cities, in partnership with the California State Association of Counties and School Boards Association will bring a mandate to the State of California regarding how business is conducted, mandates to counties, and the State's future budget processes.

By motion made, seconded (Cibula/Kehoe), and carried, the Board of Supervisors approved and authorized the Chairman to sign an assignment agreement in the amount of \$2,686,000 to transfer funds on behalf of Shasta County from the California Department of Mental Health to the California Housing Finance Agency to support the Mental Health Services Act (MHSA) housing program; and approved and authorized the Chairman to sign a letter to the California Mental Health Services Oversight and Accountability Commission expressing concern regarding the mandatory assignment of local funds, and authorized Supervisor Kehoe to work with staff on the general revisions. Supervisor Baugh voted no.

LAW AND JUSTICE

SHERIFF

**AGREEMENT: U.S. DEPARTMENT OF INTERIOR, BUREAU OF RECLAMATION
PUBLIC LANDS AND ROADS PATROL**

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors took the following actions to retroactively approve an agreement with the U.S. Department of the Interior, Bureau of Reclamation for the Shasta County Sheriff's Office to provide patrol services on public lands and roads administered by the Bureau of Reclamation:

1. Retroactively approved the services provided since the inception of the program in January 2002;

2. Ratified the signature of the Sheriff on an agreement with the Bureau of Reclamation in the amount of \$68,422 for the period February 1, 2007 through September 30, 2007;
3. Ratified the signature of the Sheriff on the first amendment to the agreement with the Bureau of Reclamation increasing compensation by \$102,000 (for a new total of \$170,422) and extending the term for the period October 1, 2007 through September 30, 2008; and
4. Ratified the signature of the County Administrative Officer on the second amendment to the agreement with the Bureau of Reclamation increasing compensation by \$3,977.79 (for a new total not to exceed \$174,399.79) and extending the term for the period October 1, 2008 through December 31, 2008.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 07-028

RAE LINDSAY

WHITMORE AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 07-028, Lindsay, which would rezone approximately 187 acres from an Unclassified (U) District to a Habitat Protection District with minimum lot area of 40 acres (H-P-BA-40) and also a Timberland (TL) District. Senior Planner Bill Walker presented the staff report and recommended approval of the project. 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 proposal, and the public hearing was closed.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-028, Rae Lindsay, Whitmore area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2008-088;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-088; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-028, as requested.

ZONE AMENDMENT NO. 08-005

NATHAN HAWLEY

MILLVILLE AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 08-005, Hawley, which would rezone approximately 13,800 square feet on two parcels from a Community Commercial (C-2) District to a Mixed Use (MU) District. Senior Planner Bill Walker presented the staff report and recommended approval of the project. 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 proposal, and the public hearing was closed.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 08-005, Nathan Hawley, Millville area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2008-090;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-090; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 08-005, as requested.

WORKSHOP

RESOURCE MANAGEMENT

SHASTA COUNTY PARKS, TRAILS, AND OPEN SPACE

Associate Planner Shiloe Braxton introduced Moore Iacofano Goltsman, Inc. (MIG) Project Manager Ryan Mottau. Mr. Mottau discussed MIG's comprehensive and strategic planning, planning issues unique to Shasta County, community involvement in the process, vision development, and implementation. He suggested creating a Planning Advisory Committee in the future to review plan directions and compatibility with existing plans and opportunities.

In response to suggestions by Supervisors, Mr. Mottau confirmed that the plan will include connectivity of trails throughout the incorporated and unincorporated areas for future implementation.

Supervisor Kehoe suggested expanding dog parks and including a tri-city trail, community gardens, produce parks, and waterways.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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 State of California et al. v. Infineon Technologies AG, pursuant to Government Code section 54956.9, subdivision (a); and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

- 11:55 a.m.: The Board of Supervisors recessed to Closed Session.
- 12:10 p.m.: The Board of Supervisors recessed and convened as the In-Home Supportive Services (IHSS) Public Authority Governing Board to confer with its Labor Negotiators, County Administrative Officer Larry Lees, IHSS Public Authority Program Manager Phil Paulsen, and Labor Consultant Becker and Bell to discuss the California United Homecare Workers of America, pursuant to Government Code section 54957.6.
- 12:31 p.m.: The IHSS Public Authority Governing Board recessed and reconvened in Open Session as the Board of Supervisors with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerk of the Board Valerie Ibarra present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike 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.

- 12:32 p.m.: The Board of Supervisors adjourned and reconvened as the IHSS Public Authority Governing Board.

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the IHSS Public Authority Governing Board met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

- 12:33 p.m.: IHSS Public Authority Governing Board adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 14, 2008

REGULAR MEETING

9:03 a.m.: Chairman Hartman 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 Cibula
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Hartman
- District No. 5 - Supervisor Baugh

- County Administrative Officer - Larry Lees
- County Counsel - Mike Ralston
- Deputy Clerk of the Board - Valerie Ibarra
- Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Barry McGee, Cow Creek Community Church.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the proposed records retention schedule for the Public Defender's Office and the speed limit on Eastside Road were pulled for discussion.

CONSENT CALENDAR

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

Adopted Resolution No. 2008-124, which repeals Resolution No. 2006-50, and establishes a revised records retention schedule for the County Administrative Office. (Administrative Office)

(See Resolution Book No. 49)

Approved and authorized the Auditor-Controller to make budget adjustments to reflect use of appropriations for salary contingency as necessary by fiscal-year end. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$185.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on October 7, 2008, as submitted. (Clerk of the Board)

Adopted Resolution No. 2008-125, which approves amendments to the Appendix, Designated Positions/Disclosure Categories, for the Anderson Union High School District Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign an amendment to the agreement effective June 1, 2008 with the County Medical Services Program (CMSP) to authorize Anthem Blue Cross to bill and seek payment from the Medi-Cal program any amounts paid by Anthem Blue Cross to Public Health for services provided to CMSP members during any period of retrospective enrollment for Medi-Cal Eligibility. (Public Health)

For Parcel Map No. 05-051, Walker (Anderson area), released the security in the amount of \$15,000 guaranteeing performance of subdivision improvements; and released the security in the amount of \$7,500 guaranteeing payment. (Public Works)

For Tract Map No. 1944, Village Green Subdivision (Anderson area), released the security guaranteeing maintenance of public improvements in the amount of \$24,000. (Public Works)

Adopted Resolution No. 2008-126, which establishes a records retention schedule for County Service Area (CSA) No. 1-County Fire Administration. (County Fire)

(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

RECORDS RETENTION SCHEDULE **PUBLIC DEFENDER**

Public Defender Neal Pereira stated that Public Defender files are technically owned by the client, the County, and the Public Defender's Office. Due to a lack of storage space in their office, a records retention schedule combined with an electronic storage component would be efficient. Assistant Public Defender Tim Pappas has researched various methods of records retention.

In response to questions by Supervisors, Assistant Public Defender Tim Pappas explained that the cost to electronically record documents and store them onsite equals that of leasing or renting storage facilities for paper records. Files recorded electronically eliminate the need for staff to pull files from off-site storage facilities. The department will provide to new clients written notification that they may obtain their file prior to destruction. The costs are unknown because the total number of pages of all files to be recorded is yet to be determined. The department's current budget and anticipated consecutive budgets will cover the projected costs.

At the recommendation of County Administrative Officer (CAO) Larry Lees, and by consensus, the Board of Supervisors directed that this matter be continued to a future meeting to allow staff to prepare a cost estimate. (Public Defender)

45 MILE-PER-HOUR SPEED LIMIT ORDINANCE
EASTSIDE ROAD

In response to a question by Supervisor Kehoe, Public Works Director Pat Minturn confirmed that local residents had been contacted regarding the proposed speed limit, and there were no objections.

In response to a request by Supervisor Cibula, Chairman Hartman invited the audience to comment. No one spoke for or against the proposed ordinance.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which establishes a 45 mile-per-hour speed limit on Eastside Road from Latona Road to the Redding City Limit. (Public Works)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

CAO Larry Lees had no legislative report.

Supervisor Kehoe recently attended the Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES

UNITED PUBLIC EMPLOYEES OF CALIFORNIA (UPEC) GENERAL UNIT
SUCCESSOR COMPREHENSIVE MEMORANDUM OF UNDERSTANDING
RESOLUTION NO. 2008-127
UPEC GENERAL UNIT CLASSIFICATIONS SALARY INCREASES
SALARY RESOLUTION NO. 1357

Director of Support Services Michelle Schafer presented the staff report and recommended approval of the agreement.

UPEC Chief Negotiator Steve Allen thanked the Board of Supervisors and County staff for working together well.

In response to a question by Supervisor Kehoe, CAO Lees stated that the Fiscal Year 2008-09 Budget was prepared to include these projected costs.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors, regarding the United Public Employees of California (UPEC) General Unit, adopted

Resolution No. 2008-127, which approves a successor comprehensive Memorandum of Understanding for the period May 1, 2008 through April 30, 2010; and adopted Salary Resolution No. 1357, which implements salary increases for UPEC General Unit classifications in the amount of 3 percent effective October 26, 2008 and 3 percent effective October 25, 2009.

(See Resolution Book No. 49)

(See Salary Resolution Book)

PUBLIC WORKS

BALLS FERRY BOAT RAMP IMPROVEMENT PROJECT

RESOLUTION NO. 2008-128

BUDGET AMENDMENT

Public Works Director Pat Minturn presented the staff report and recommended approval of the project. He noted that the grant funds will allow for the current narrow boat ramp to be widened; the dredging area to be expanded; and the restrooms, parking area, and road to be updated. The Water Agency will pay for any incidental costs.

In response to questions by Supervisors, Mr. Minturn agreed to see that picnic tables will be located in the area. He confirmed that the ramp will continue to be free of charge, and the construction will be scheduled around popular fishing seasons to avoid disruptions to those using the boat ramp. CAO Lees explained the project costs will be reimbursed by the State of California after the project completion with funds already allocated for the project. If the State fails to reimburse the County, project costs could be borrowed from capital funds.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-128, which accepts \$810,000 in grant funds from the California Department of Boating and Waterways Boat Launching Facilities Program for the Balls Ferry Boat Ramp Improvement Project; approved and authorized the Public Works Director to sign all related documents with the California Department of Boating and Waterways; and approved a budget amendment increasing appropriations by \$179,000 in the Recreation and Parks Development budget to fund Phase One of the Project.

(See Resolution Book No. 49)

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled *Maradino v. County of Shasta and Simonis, et al. v. Magrini, et al.*, pursuant to Government Code section 54956.9, subdivision (a).

9:53 a.m.: The Board of Supervisors recessed to Closed Session.

10:27 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerk of the Board Valerie Ibarra present.

REPORT OF CLOSED SESSION ACTIONS


County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation. By a unanimous vote, the Board of Supervisors authorized County Counsel to appeal the small claim judgment and to represent the County's interest in the appeal in the matter of Maradino v. County of Shasta. By a unanimous vote, the Board of Supervisors authorized the Law Office of Gary Brickwood to handle the defense in the matter of Simonis, et al. v. Magrini, et al. No other reportable action was taken.

10:28 a.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 21, 2008

REGULAR MEETING

9:00 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Robert Brown, First Baptist Church of Redding.

PLEDGE OF ALLEGIANCE

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

BOARD MATTERS**PROCLAMATION: RED RIBBON WEEK**

At the recommendation of Director of Public Health Donnell Ewert and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 23-31, 2008 as Red Ribbon Week in Shasta County. Lassen View Elementary School Student Red Ribbon Program Volunteers accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled the Eileen Stern and Mobile Mini, Inc. agreements for further discussion.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign the County Claims List totaling \$5,319.69 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on October 14, 2008, as submitted. (Clerk of the Board)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**AGREEMENT: EILEEN STERN, D.B.A. STERN CONSULTING
HEALTH AND HUMAN SERVICES AGENCY FISCAL CONSULTING SERVICES**

In response to questions by Supervisor Kehoe, Health and Human Services Agency Business and Support Services Branch Director Leanne Link explained that telephone and e-mail consultation with the vendor is minimal as the majority of services are performed on site. There is no anticipated need for further services beyond the requested term of June 2009.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a retroactive renewal agreement with Eileen Stern d.b.a. Stern Consulting in an amount not to exceed \$18,000 to provide fiscal consulting services for the Health and Human Services Agency for the period September 15, 2008 through June 30, 2009. (Social Services)

**AGREEMENT: MOBILE MINI, INC. A.K.A. THE MOBILE STORAGE GROUP
PORTABLE STORAGE UNIT LEASE**

In response to a question by Supervisor Kehoe, Sheriff Tom Bosenko agreed to research the purchase of a portable storage unit or storage in County facilities for future storage rather than incurring monthly storage fees.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved the continuation of an agreement with Mobile Mini, Inc. a.k.a. The Mobile Storage Group (successor in interest to Port-A-Storage) to lease a portable storage unit at 2690 Radio Lane, Redding on a month-to-month basis in the amount of \$85 per month; and authorized the Auditor-Controller to pay claims related to the agreement. (Sheriff-Animal Control)

9:19 a.m.: The Board of Supervisors recessed and convened as the Shasta County In-Home Supportive Services Public Authority Governing Board.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD

CONSENT CALENDAR

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the In-Home Supportive Services Public Authority Governing Board approved and authorized the Chairman to sign an amendment to the agreement with Becker & Bell, Inc. decreasing compensation by \$15,400 (for a new total not to exceed \$116,900), revising the responsibilities of the contractor

and the IHSS Public Authority, and extending the term of the agreement through June 30, 2009. (In-Home Supportive Services Public Authority)

9:20 a.m.: The Shasta County In-Home Supportive Services Public Authority Governing Board adjourned and reconvened as the Board of Supervisors.

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: 2008 POWER TO SENIORS CELEBRITY SOUP KITCHEN

Shasta County Older Adult Policy Council Chairman Trish Clarke explained that the Power to Seniors program was created over 10 years ago in conjunction with the City of Redding due to diminished funding for the senior population and to coordinate programs and groups to eliminate duplication of efforts.

The Power to Seniors program provides low-income seniors in Shasta County assistance in paying their utility bills. Since the program's inception, over \$216,000 has been raised, of which over \$207,000 has been expended for 606 individuals.

The Power to Seniors Celebrity Soup Kitchen is an integral fundraising event, with the Seventh Annual Soup Kitchen being held on October 30, 2008 at the Veterans Hall in Redding. The \$10 cost per meal and the raffle for many donated baskets will raise proceeds. Support and donations are needed as contributions are down for 2008.

PRESENTATION: SHASTA COUNTY INVESTMENTS STATUS

Treasurer-Tax Collector Lori Scott provided an overview of Shasta County's investments. Federal Reserve Chairman Ben Bernake has endorsed another government stimulus before the House Budget Committee, which may initiate further interest rate cuts. Reducing interest rates might induce consumers and businesses to boost spending; however, as a result, Shasta County's investments will suffer a significant loss if the interest rate remains reduced for more than one year.

The State of California sells Revenue Anticipation Notes every year to meet shortfall in funding until income taxes are received. \$3.9 million in notes were sold this year; therefore, Shasta County schools will not need to acquire dry-period financing, and Shasta County will continue to receive budgeted State funding.

Shasta County's investments are currently safe. No banks or investment companies in which the County has investments have filed for bankruptcy. However, Shasta County will experience delinquent taxes in both secured and unsecured tax rolls due to the failing economy.

Shasta County will continue in conservative investing and will continue to monitor the stock market.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisor Kehoe recently attended the Redding Area Bus Authority (RABA) Board meeting.

Supervisors reported on issues of countywide interest.

PUBLIC WORKS

LETTER OF SUPPORT: OFF-HIGHWAY VEHICLE ROUTE DESIGNATION

Public Works Director Pat Minturn presented the staff report and added that the U.S. Forest Service (U.S.F.S.) proposes to close many dirt roads in the Shasta-Tehama National Forest, which would prevent access to some Shasta County roads for off-road enthusiasts.

In response to a question by Supervisor Cibula, Mr. Minturn confirmed that Public Works was not contacted by the U.S.F.S. to work in conjunction on the off-highway vehicle (OHV) route designation project.

Supervisor Cibula stated that he has asked County Counsel to review whether Shasta County has a legal entitlement to being a key partner in the preliminary discussions. He suggested holding a workshop for further discussion.

In response to a question by Supervisor Cibula, County Counsel Mike Ralston confirmed that a workshop could be held in early November 2008.

Supervisor Baugh stated he met with local OHV groups to discuss this matter, and he said that he is disappointed that U.S.F.S. did not contact or include Shasta County citizens in the process.

Deputy Forest Supervisor Scott Armentrout provided an overview of the OHV route designation process, including the Notice of Intent process. Over the last two years, the U.S.F.S. mapped unidentified trails and roads to create a motor vehicle map to identify legal areas of travel.

In response to questions by supervisors, Mr. Armentrout explained that "cross country travel" refers to OHV travel other than on roads or trails, which creates new road systems. The U.S.F.S. only recognizes roads as those that are maintained and were specifically constructed for a particular reason and subsequently assigned a road number. All other unassigned roads will be considered for possible inclusion in the map. Once all roads are mapped, an Environmental Impact Statement will be prepared with an estimated completion of February 2009, and then an official public comment period will commence. The final determinations will be made by the Forest Supervisor and the regional offices located in Vallejo, California.

Recreation Outdoor Coalition (ROC) Chair Sylvia Milligan, Pam Rocca, Dale Hevner, and Terry Oxley spoke in opposition to the Forest Service prohibiting roads and trails and expressed displeasure in that there is limited promotion of OHV recreation in Shasta County.

Supervisor Cibula moved to approve and authorize the Chairman to sign an amended letter supporting off-highway vehicle route designations with a broader definition of "roads." Supervisor Hawes seconded the motion.

In response to a question by Supervisor Cibula, Mr. Armentrout confirmed that the U.S.F.S. will hold public meetings to discuss alternatives satisfactory to the public.

Supervisor Cibula moved to amend his motion to include the scheduling of a workshop in November. Supervisor Hawes seconded the amended motion.

By motion made, seconded (Cibula/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter supporting off-highway vehicle route designations with a broader definition of "roads"; and directed staff to present a workshop regarding off-highway vehicle route designations.

At the recommendation of CAO Lees and by consensus, the Board of Supervisors directed that a recording of the meeting be provided to Mr. Armentrout so that the U.S.F.S can review the discussion.

At the request from a member of the public, Chairman Hartman stated that the time of the workshop will be determined at a later date, and an evening meeting will be considered.

10:46 a.m.: The Board of Supervisors recessed.

10:54 a.m.: The Board of Supervisors reconvened.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING

ZONE AMENDMENT NO. 06-009

GPA, INC.

SHINGLETOWN AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 06-009, GPA, Inc., which would rezone approximately 38.84 acres in the Shingletown area from an Unclassified (U) District to a Limited Residential (R-L) District, in conjunction with a parcel map to create four parcels with a 161.96-acre remainder parcel. Senior Planner Bill Walker presented the staff report and recommended approval of the project. 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 project, and the public hearing was closed.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-009, GPA, Inc., Shingletown Area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2008-100;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-100; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-009, as requested.

PUBLIC WORKS

TRACT MAP NO. 1900
SILVERBRIDGE HIGHLANDS PERMANENT ROAD DIVISION
MILLVILLE AREA

This was the time set to re-open the public hearing continued from September 9, 2008 regarding the formation of the proposed Tract Map No. 1900, Silverbridge Highlands Permanent Road Division (PRD) in the Millville area. Supervising Engineer Al Cathey presented the staff report and noted that the applicant had not submitted the required ballot; and therefore, the PRD formation fails. However, the tract map is not jeopardized since the applicant requested and received a two year extension. 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 formation of the permanent road division, and the public hearing was closed.

No further action was taken by the Board of Supervisors.

CLOSED SESSION ANNOUNCEMENT

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

1. Conduct its annual review of pending civil cases, pursuant to Government Code section 54956.9, subdivision (a), as follows:
 1. AIG Life Insurance Co. v. Chatreau
 2. Ames, Bryon v. County of Shasta
 3. Arbo, Dwain v. Sheriff's Dept., et al.
 4. Babcock, Carol v. County of Shasta
 5. Bowman, Jamie Lee v. County of Shasta
 6. Brummett, Melvin v. Teske, Clair, et al.
 7. Burns, Dwayne v. City of Redding, PHS, County of Shasta, et al.
 8. California, State of, et al. v. Infineon Technologies AG, et al.
 9. Citizens for a Healthy Environment v. County of Shasta, Tullis, et al.
 10. Coleman/Plata Intervenor
 11. County of Shasta v. Swendiman
 12. Denney, Philip v. DEA, County of Shasta
 13. Douglas, Shirley v. Shasta County Sheriff's Department, Mike Nelson, N. Thompson
 14. Gardner, Joyce v. County of Shasta
 15. Maes, Christopher v. Bonnie Jorgensen and Karen Opbroeck
 16. McDaniel, Donald v. Woods, John
 17. Morin, Patricia v. County of Shasta, Tom Bosenko, and J. Ruiz
 18. Nunnelley, Ed and Rhonda v. County of Shasta
 19. Pinkston, Kenneth v. State of California, County of Shasta, City of Redding, and City of Anderson
 20. Pirritano, Denise R. v. City of Redding, County of Shasta, et al.
 21. Ristemi, Izai v. County of Shasta
 22. Santos, Timothy v. Shasta County Sheriff's Department
 23. Seven Hills Land and Cattle Co. & Anselmo v. Andrew Jensen, Russ Mull, County of Shasta
 24. Siler, William v. Shasta County Sheriff's Department
 25. Simonis, Moore, Lovett v. Magrini, Fitch, Clemens, De Pui, Shasta County
 26. Snodgrass, Wade v. Shasta County Dept. of Corrections

27. Thompson, Roy v. Shasta County, Jim Blalock
 28. Thompson, Vickie v. County of Shasta
 29. Towne, Jerry and Beverly v. County of Shasta
 30. Varner, Scott v. Visser, John and Shasta County Sheriff's Department
 31. Yeadon, Dale Leroy v. City of Redding, County of Shasta, et al.; and
2. Confer with its Real Property Negotiator County Administrative Officer Larry Lees and Administrative Office of the Courts to negotiate price and terms of payment regarding 1500 Court Street, Redding, California; and
 3. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.
- 10:58 a.m.: The Board of Supervisors recessed to Closed Session.
- 1:16 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerk of the Board Diane Colson present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation and real property negotiations, as well as labor negotiations. By a unanimous vote, the Board of Supervisors authorized a settlement in the amount of \$155,000 in the case of County of Shasta v. Swendiman. By a unanimous vote, the Board of Supervisors authorized the Law Offices of Gary Brickwood to handle the defense in the matter of Douglas v. Shasta County Sheriff's Department. By a unanimous vote, the Board of Supervisors authorized the Law Offices of Larry Moss to handle the defense in the matter of Maes v. Jorgensen and Opbroeck. No other reportable action was taken.

1:18 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 28, 2008

REGULAR MEETING

9:01 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Kris Widmer, Seventh Day Adventist Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Charles Alexander spoke in opposition to a parolee day reporting center funded by Shasta County.

BOARD MATTERS

Chairman Hartman announced that the "Adoption Awareness Month" proclamation was pulled at the request of the department and rescheduled for November 4, 2008.

CONSENT CALENDAR

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

Approved the minutes of the meeting held on October 21, 2008, as submitted. (Clerk of the Board)

Enacted Ordinance No. 408-205, which establishes a 45 mile-per-hour speed limit on Eastside Road from Latona Road to the Redding City Limit, as introduced October 14, 2008. (Clerk of the Board)

(See Speed Restriction Ordinance Book)

Appointed Ed Cahill to fill an unexpired term on the Castella Fire Protection District Board of Directors to December 2011. (Clerk of the Board)

Appointed Fred Weatherill as an alternate member to the Board of Employee Appeals for a term to expire January 2009. (Clerk of the Board)

Adopted Salary Resolution No. 1358, which reclassifies one Typist Clerk I/II position in the Risk Management budget to a Workers' Compensation Technician I-Confidential position, effective October 26, 2008. (Support Services)

(See Salary Resolution Book)

Adopted Salary Resolution No. 1359, which reclassifies one Food Services Supervisor position in the Crystal Creek Camp budget to a Supervising Juvenile Detention Officer position, effective November 9, 2008. (Probation)

(See Salary Resolution Book)

For Parcel Map No. 06-010, Eloge (northeast Redding area, released the security in the amount of \$5,700 guaranteeing performance of subdivision improvements; and released the security in the amount of \$2,850 guaranteeing payment. (Public Works)

For Title II and Title III (timber receipt funds) projects, adopted Resolution No. 2008-129, which elects to receive the full payment of Secure Rural Schools and Self-Determination Act of 2008 funds, and allocates 15 percent of the full payment for forest projects; and approved and authorized the Chairman to sign a letter which stipulates the type of funding to be received by the County. (Public Works)

(See Resolution Book No. 49)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisor Cibula recently attended the Northern Rural Training and Employment Consortium Governing Board (NoRTEC) meeting.

Supervisor Kehoe recently attended the Shasta County Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

ADDRESS VERIFICATION POLICY
ADMINISTRATIVE POLICY MANUAL
POLICY RESOLUTION NO. 2008-04

At the recommendation of CAO Lees and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Policy Resolution No. 2008-04, which adds a policy to the Administrative Policy Manual regarding verification of address for all County departments that use consumer reports.

(See Policy Resolution Book)

SCHEDULED HEARINGS

PUBLIC WORKS

SONORA TRAIL PERMANENT ROAD DIVISION
PARCEL CHARGE INCREASE

This was the time set to conduct a public hearing to consider an increase in the parcel charge for landowners within the existing Sonora Trail Permanent Road Division (northeast Redding area). Supervising Engineer Al Cathey presented the staff report. 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 Linda Reynolds spoke in opposition to the rate increase for additional maintenance of roads to outlying property owners who do not use those roads. She requested that the benefiting property owners only be taxed for the additional maintenance. No one else spoke for or against the proposal, and the public hearing was closed.

In response to questions by Supervisors, Mr. Cathey confirmed the community requested the project with 60 percent of the property owners in support of the increase. There is no way of determining which property owners would never travel the roads proposed for additional maintenance in order to exclude them from being subject to the rate increase.

By consensus, the Board of Supervisors directed the Clerk of the Board to tabulate the ballots to determine the results of the vote as required by Proposition 218 and continued the matter until November 4, 2008. Chairman Hartman announced that the votes would be tallied at 1:30 p.m. in Room 311 of the Shasta County Administration Center, and the ballot count is open to the public. The results will be announced at the November 4, 2008 meeting of the Board of Supervisors.

9:28 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

WATER AGENCY

APPOINTMENT TO THE NORTHERN CALIFORNIA WATER ASSOCIATION
APPOINTMENT TO THE REDDING AREA WATER COUNCIL
DELTA VISION COLLABORATION

Chief Engineer Pat Minturn presented the staff report, noting that Shasta County has been a member of the non-profit Northern California Water Association (NCWA) since 1998, with the Water Agency regularly paying membership dues. Most members are large water agricultural districts in the Sacramento Valley. In 2003, NCWA created two County-represented positions with voting membership on their board. The five counties that belong and share the voting positions are Shasta, Tehama, Glenn, Butte, and Sutter.

Shasta County's Water Resource Master Plan is integrated with NCWA's Integrated Water Resource Master Plan for Sacramento Valley. New legislation has imposed new obligations on Integrated Water Resource Master Plans. Water Districts and Cities must meet those new obligations in order to be considered for state water grants. Since NCWA is the umbrella corporation for Shasta County's Water Resource Master Plan, NCWA will comply on the County's behalf.

In response to a question by Member Cibula, Mr. Minturn confirmed that the appointments would include both a representative and alternate.

Member Cibula moved to appoint Member Hawes as the representative to the Northern California Water Association with Member Baugh as the alternate and appoint Member Baugh as the representative to the Redding Area Water Council with Member Hawes as the alternate. Supervisor Baugh seconded the motion.

In response to a question by Member Kehoe, Members Cibula and Baugh agreed that the Board could defer appointments until Supervisor-elect Leonard Moty assumes office in 2009; however, Member Hawes has years of experience and background, Member Baugh's District is directly impacted by the RAWC, and he is interested in serving.

By motion made, seconded (Cibula/Baugh), and unanimously carried, the Water Agency Board of Directors appointed Member Hawes as representative and Member Baugh as alternate to the Northern California Water Association; and appointed Member Baugh as representative and Member Hawes as alternate to the Redding Area Water Council.

Mr. Minturn discussed the Blue Ribbon Committee convened by the Governor. The Five Delta counties that have banded together are Contra Costa, Sacramento, San Joaquin, Solano, and Yolo. The Five Northstate counties are Butte, Colusa, Glenn, Shasta, and Tehama. Recently, the two groups have collaborated to create a ten-county coalition. The alliance would extend from Shasta and Oroville Dams to the Pacific Ocean.

By consensus, the Water Agency Board of Directors directed staff to collaborate with other Sacramento River counties on Delta Vision.

ELK TRAIL WATER PROJECT STATUS REPORT
COUNTY SERVICE AREA NO. 6 - JONES VALLEY WATER SYSTEM IMPROVEMENTS
GRANT AND LOAN APPLICATIONS SUBMISSION
RESOLUTION NO. 2008-02
SIERRA NEVADA CONSERVANCY GRANT FUNDS APPLICATION SUBMISSION
RESOLUTION NO. 2008-03

Chief Engineer Pat Minturn presented the staff report, noting the estimated project cost is \$10 million to benefit approximately 200 Elk Trail parcels, which are generally five acre parcels. The goal is to annex Elk Trail to County Service Area No. 6 - Jones Valley (CSA No. 6). Because running water lines to large parcels is challenging and expensive, grants and loans are being sought to pay for the majority of the project. The main source for any water system grant search is the state and federal governments, who have historically aided in the past.

With help from Congressman Wally Herger's and Assemblyman Doug LaMalfa's offices, the Water Agency has applied for grants and loans from the United States Agency of Agriculture-Rural Development (USDA), the California State Revolving Fund, and the Sierra Nevada Conservancy. The USDA and State Revolving Fund applications are due February 2009. If the prospective funding is received, a typical residence would pay \$120 per month.

Silverthorn Summer Homes subdivision was annexed to CSA No. 6 in 1999. A USDA grant application for \$1 million has been requested to upgrade the subdivision's water lines to provide full pressure.

Mr. Minturn stated that over a year ago, an Elk Trail straw poll was taken. One vote was allowed per parcel. The support was overwhelming. There is no area that has a clear majority of opposition. Once grant proposals are confirmed, public meetings will be held to allow public input. Staff will then apply to the Local Agency Formation Commission (LAFCO) for annexation. LAFCO allows one vote per registered voter. Therefore, depending on the number of registered voters living on a parcel, one parcel may have more than one vote. The LAFCO Board of Directors may approve an annexation if there is a majority, which would result in an assessment district being formed. This will require an Engineer's Report and Bond Counsel. A final, weighted assessment vote will be taken at that time. If any of the votes fail, the project will not be able to proceed.

In response to questions by Members, Mr. Minturn explained that when an assessment district is proposed, the Water Agency will fund two percent to start the project, and then property owners pay for costs. The Board of Directors could allocate funding received to reimburse the Water Agency. To date, the Water Agency has expended over \$200,000 for this project.

Paul Stout and Diana Tallerino spoke in support of the project and urged the Board of Directors to continue the project.

Kathy Jalquin read a statement from Lawrence Fleming and Michele Lawson opposing the project. Kathy Jalquin, Bruce Waggoner, Bill Ashby, Rebecca Bowles, and Edgar "Jack" Bowles spoke in opposition to the project due to the costs of the project and the high amount each property owner will be required to pay.

In response to questions by Members, Mr. Minturn confirmed that the Agency has been working with the Shasta County Housing Department in order to obtain additional grants to aid low-income property owners. However, these grants will not fund the entire cost for low-income owners.

If the Board of Directors discontinues the project, all tentative state and federal funding commitments would be delegated to other communities, and there is no guarantee that other tentative funding would be as available or favorable. Due to project start-up costs, staff would

not recommend restarting this project at a later date. If the project proceeds as planned, construction could be completed by 2011.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Water Agency Board of Directors adopted Water Agency Resolution No. 2008-02, which approves and authorizes the Public Works Director to sign and submit grant and loan applications and related documents for water system improvements to County Service Area (CSA) No. 6 - Jones Valley Water (Elk Trail and Silverthorn areas); adopted Water Agency Resolution No. 2008-03, which approves the application for grant funds from the Sierra Nevada Conservancy for water system improvements to CSA No. 6 - Jones Valley Water for Elk Trail, and approves and authorizes the Public Works Director to negotiate and sign all necessary documents; and directed staff to conclude the grant search and focus on project delivery.

(See Water Agency Resolution Book)

WATER AGENCY PROJECTS STATUS REPORT

Chief Engineer Pat Minturn provided a status report on local projects with Water Agency involvement. The County Service Area No. 2 - Castella Water System project is going forward to replace service connectors and with treatment plant upgrades. The plant has shut down intermittently, but water has been trucked in to maintain water levels. The project is 60 percent complete.

The County Service Area No. 13 - Alpine Meadows Sewer collection system has always leaked. Septic tank effluent pump systems have been installed to prevent leakage.

The Shingletown Fire Suppression System is no longer operative. Staff is working with Woodridge Mutual Water Company to situate a large water tank uptown with a water line ran through the town center. Water will flow by gravity with no pumping required.

The Balls Ferry Boat Ramp project is underway to widen the ramp, improve access, overlay the parking lot, replace restrooms, and to expand the launch cove.

The Hat Creek Park project will upgrade restrooms, trails, parking, and picnic facilities. The project is 70 percent complete.

The Water Agency Board of Directors appointed the first Board of Directors to the newly created Shasta-Tehama Watermaster District but, due to the legislature, the Water Agency is no longer directly involved. In response to a question from Member Hawes, CAO Lees agreed to meet with the Shasta-Tehama Watermaster Board of Directors to discuss a contract with Shasta County to provide administrative support.

The Igo-Ono Community Services District flume was damaged by the Motion Fire. Water Agency staff has provided technical assistance for a temporary repair. The Department of Housing is seeking grants to replace the entire flume.

The Water Agency serves as staff to the Redding Area Water Council (RAWC). The RAWC has prepared a Water Resource Master Plan and a Groundwater Management Plan to meet water needs in the Redding Basin and to monitor and manage water levels and quality.

11:15 a.m.: The Shasta County Water Agency adjourned, and the Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

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

1. Conduct its annual review of pending civil cases, pursuant to Government Code section 54956.9, subdivision (a), as follows:
 1. AIG Life Insurance Co. v. Chatreau
 2. Ames, Bryon v. County of Shasta
 3. Arbo, Dwain v. Sheriff's Dept., et al.
 4. Babcock, Carol v. County of Shasta
 5. Bowman, Jamie Lee v. County of Shasta
 6. Brummett, Melvin v. Teske, Clair, et al.
 7. Burns, Dwayne v. City of Redding, PHS, County of Shasta, et al.
 8. California, State of, et al. v. Infineon Technologies AG, et al.
 9. Citizens for a Healthy Environment v. County of Shasta, Tullis, et al.
 10. Coleman/Plata Intervenor
 11. County of Shasta v. Swendiman
 12. Denney, Philip v. DEA, County of Shasta
 13. Douglas, Shirley v. Shasta County Sheriff's Department, Mike Nelson, N. Thompson
 14. Gardner, Joyce v. County of Shasta
 15. Maes, Christopher v. Bonnie Jorgensen and Karen Opbroeck
 16. McDaniel, Donald v. Woods, John
 17. Morin, Patricia v. County of Shasta, Tom Bosenko, and J. Ruiz
 18. Nunnelley, Ed and Rhonda v. County of Shasta
 19. Pinkston, Kenneth v. State of California, County of Shasta, City of Redding, and City of Anderson
 20. Pirritano, Denise R. v. City of Redding, County of Shasta, et al.
 21. Ristemi, Izai v. County of Shasta
 22. Santos, Timothy v. Shasta County Sheriff's Department
 23. Seven Hills Land and Cattle Co. & Anselmo v. Andrew Jensen, Russ Mull, County of Shasta
 24. Siler, William v. Shasta County Sheriff's Department
 25. Simonis, Moore, Lovett v. Magrini, Fitch, Clemens, De Pui, Shasta County
 26. Snodgrass, Wade v. Shasta County Dept. of Corrections
 27. Thompson, Roy v. Shasta County, Jim Blalock
 28. Thompson, Vickie v. County of Shasta
 29. Towne, Jerry and Beverly v. County of Shasta
 30. Varner, Scott v. Visser, John and Shasta County Sheriff's Department
 31. Yeadon, Dale Leroy v. City of Redding, County of Shasta, et al.; and
2. Confer with its Real Property Negotiator County Administrative Officer Larry Lees and Administrative Office of the Courts to negotiate price and terms of payment regarding 1500 Court Street, Redding, California; and
3. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, and Labor Consultant Becker and Bell, 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.

Supervisor Cibula announced that he will be recusing on the real property negotiations due to real property holdings.

11:18 a.m.: The Board of Supervisors recessed to Closed Session.

12:15 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerk of the Board Valerie Ibarra present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation and real property negotiations, as well as labor negotiations. Supervisor Cibula recused on the cases of Burns v. County of Shasta and Ristemi v. County of Shasta. No reportable action was taken.

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


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, November 4, 2008

REGULAR MEETING

9:00 a.m.: Chairman Hartman 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 Cibula
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Hartman
- District No. 5 - Supervisor Baugh

- County Administrative Officer - Larry Lees
- County Counsel - Mike Ralston
- Deputy Clerk of the Board - Valerie Ibarra
- Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Jim Jarrett, Calvary Chapel of Redding.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Rayana Mears and Deazmond Paul Lerner discussed the help and support they received through the CalWorks-Job Readiness Program. The program helped them to prepare and acquire employment.

County Administrative Officer (CAO) Lees stated he asked Director of Child Support Services Terri Love to make a presentation to the Board of Supervisors about the recognition the Department of Child Support recently received. Ms. Love explained that the Shasta County Department of Child Support Services was recently recognized by the Child Support Directors Association of California for their efforts in providing professional support to the Butte County Department of Child Support Services when that department's staff were called upon to respond to firefighting efforts in Butte County in June 2008.

BOARD MATTERS

PROCLAMATION: ADOPTION AWARENESS MONTH

At the recommendation of Director of Social Services Jane Work and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted a

proclamation which designates November 2008 as Adoption Awareness Month in Shasta County. Shasta County Adoption Supervisor Linda Vaught and Adoptive Parent Liaison Mickey Harris accepted the proclamation. The Feamster family was recognized as Shasta County's Adoptive Family of the Year.

NOVEMBER 2008 EMPLOYEE OF THE MONTH
RISK MANAGEMENT ANALYST III JONATHAN HILL
RESOLUTION NO. 2008-130

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-130, which recognizes Risk Management Analyst III Jonathan Hill as Shasta County's November 2008 Employee of the Month.

(See Resolution Book No. 49)

PROCLAMATION: VETERANS AWARENESS WEEK

By motion made, seconded (Kehoe/Cibula), and unanimously carried, the Board of Supervisors adopted a proclamation which designates November 9-15, 2008 as Veterans Awareness Week in Shasta County. Military Order of the Purple Heart, Jack Tolbert Chapter 2001 Commander Bill Philen accepted the proclamation.

PROCLAMATION: PANCREATIC CANCER AWARENESS MONTH

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates November 2008 as Pancreatic Cancer Awareness Month in Shasta County. Brad Peek accepted the proclamation.

10:04 a.m.: The Board of Supervisors recessed.

10:10 a.m.: The Board of Supervisors reconvened.

CONSENT CALENDAR

By motion made, seconded (Hawes/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 the County Claims List totaling \$110.40 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on October 28, 2008, as submitted. (Clerk of the Board)

Reappointed Marjorie Lewis, Suzanne Kane, and Ruth Huey to the Commission on Aging for two-year terms to January 2011. (Clerk of the Board)

Reappointed Don Hampshire to the Halcumb Public Cemetery District Board of Trustees for a four-year term to May 2012. (Clerk of the Board)

Reappointed to the Indian Gaming Local Community Benefit Committee: Tracy Edwards as a member for a four-year term to June 2010; Barbara Murphy as a member for a four-year term to June 2012; Gary Hayward as an alternate member for a four-year term to June 2010; and Larry Lees and Jack Potter, Jr. as alternate members for four-year terms to June 2012. (Clerk of the Board)

Approved amendments to the by-laws of the Commission on Aging. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with Wilkins & Johnson to provide legal services as the Shasta County Solid Waste Hearing Officer in an amount not to exceed \$7,500 for the period November 1, 2008 through October 31, 2009, with two automatic one-year renewals. (Clerk of the Board)

Adopted Resolution No. 2008-131, which notifies the Public Employees' Retirement System of the County's contribution to the 2009 group health insurance premium for the General Unit; and adopted Resolution No. 2008-132, which notifies the Public Employees' Retirement System of the County's contribution to the 2009 group health insurance premium for the Unrepresented Confidential Unit. (Support Services-Personnel)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign a retroactive agreement with the California Department of Public Health for Shasta County Public Health to receive a maximum of \$57,668 to provide immunization services for the period July 1, 2008 through June 30, 2009; and authorized and direct the Auditor-Controller to pay claims associated with the agreement. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the Shasta County Child Abuse Prevention Coordinating Council increasing compensation by \$33,594 (for a new total not to exceed \$48,614) to continue administering community-based child abuse prevention activities which promote awareness of child abuse/neglect prevention, intervention, and treatment and extending the term through June 30, 2010. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with G. Michael Price d.b.a. Pages Copy Center increasing compensation by \$7,000 (for a new total not to exceed \$17,000) to provide additional document scanning services and extending the term to December 31, 2008. (Public Works)

Approved and authorized the Chairman to sign an update form to submit to Caltrans for the Hat Creek Park Improvements project in order to maintain funding. (Public Works)

Adopted Resolution No. 2008-133, which approves and authorizes the Chairman to sign an agreement with the California Department of Forestry and Fire Protection, Volunteer Fire Assistance Program for the County to accept grant revenue in the amount of \$10,000 to purchase 62 personal protective fire shelters. (County Fire)

(See Resolution Book No. 49)

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

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

WATER AGENCY

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

Approved and authorized the Chairman to sign a letter of support for the Anderson-Cottonwood Irrigation District Olney Creek Siphon Project grant application.

10:11 a.m.: The Shasta County Water Agency adjourned, and the Board of Supervisors reconvened.

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: SIERRA NEVADA CONSERVANCY AND OPPORTUNITIES FOR PARTNERSHIP

Sierra Nevada Conservancy Mt. Lassen Area Manager Bob Kingman presented the 2007-2008 Annual Report of the Sierra Nevada Conservancy (SNC) and explained that the SNC initiates, encourages, and supports efforts that improve the environmental, economic, and social well-being of the Sierra Nevada Region communities. This is done through programs, grants, and collaborative efforts. The programs and grants focus on increasing opportunities for tourism and recreation, reducing the risk of natural disasters, and protecting and improving water and air quality. Shasta County is in the North Sierra Subregion, along with Lassen and Modoc Counties.

In response to questions by Supervisors, Mr. Kingman agreed to meet with Shasta Cascade Wonderland Association regarding available grants for which the Association may qualify.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

CAO Larry Lees had no legislative report.

Supervisor Baugh recently attended the PSA II Area Agency on Aging meeting and the Regional Transportation Planning Agency meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

PRESENTATION: ECONOMIC DEVELOPMENT CORPORATION
AGREEMENT: ECONOMIC DEVELOPMENT CORPORATION
FISCAL YEAR 2008-09 BUSINESS EXPANSION, RETENTION, AND RECRUITMENT

Administrative Analyst Angela Richardson presented the staff report, noting that the agreement compensation has been decreased by 10 percent in line with the California State budget decreases.

Economic Development Corporation (EDC) President Greg O'Sullivan stated EDC operates under two plans--2011 Program and Enterprise Zone--which focus on business attraction and existing business retention and expansion in Shasta County. In the last year, 782 jobs were created as a direct result of the 2011 Program; 700 tax vouchers were issued for employees in the Enterprise Zone, which equals \$8 million in tax credits to be reinvested in the County. The EDC also conducted three business seminars and aided two local businesses in receiving Small Business Administration loans, with a direct creation of 36 jobs.

In response to questions by Supervisors, Mr. O'Sullivan confirmed success is based on business retention and expansion, and he agreed to identify success targets, provide a more detailed budget, and itemize created jobs for subsequent contracts.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with the Economic Development Corporation in the amount of \$45,162 to provide business expansion, retention, and recruitment services for Fiscal Year 2008-09.

PRESENTATION: SHASTA CASCADE WONDERLAND ASSOCIATION
AGREEMENT: SHASTA CASCADE WONDERLAND ASSOCIATION
FISCAL YEAR 2008-09 TOURISM MARKETING AND PROMOTIONAL SERVICES

Administrative Analyst Angela Richardson presented the staff report, noting that the agreement compensation has been decreased by 10 percent based on the impact of the California State budget reduction.

In response to a question by Supervisor Cibula, Ms. Richardson stated that compensation was \$18,500 for Fiscal Year 2006-07, \$24,500 for Fiscal Year 2007-08, and proposed compensation of \$22,050 for Fiscal Year 2008-09. Shasta Cascade Wonderland Association General Manager Bob Warren estimated that compensation 10 years ago was \$25,000, based on the transient occupancy tax revenue of \$300,000. Currently, the transient occupancy tax revenue is well over \$600,000. Shasta County accounts for 3.5 percent of the Association's annual budget; however, the County benefits much more than other counties who provide more compensation.

The Association provides tourism and marketing services, including operating a California Welcome Center, and promotional exposure of the County's recreational resources. The Association will focus this year on Eastern Shasta County and outdoor activities and is partnering with other counties to advertise in the United Kingdom.

Supervisor Cibula stated he is not in favor of the 10 percent decrease in compensation, but rather compensation in the amount of \$28,000.

By motion made, seconded (Cibula/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with the Shasta Cascade Wonderland Association in the amount of \$28,000 to provide tourism marketing and promotional services for Fiscal Year 2008-09.

SUPPORT SERVICES

MEMORANDUM OF UNDERSTANDING: TEAMSTERS-TRADES AND CRAFTS UNIT
RESOLUTION NO. 2008-134
TEAMSTERS-TRADES AND CRAFTS UNIT CLASSIFICATIONS SALARY INCREASES
SALARY RESOLUTION NO. 1360

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-134, which approves a successor comprehensive Memorandum of Understanding for the period January 1, 2009 through December 31, 2010; and adopted Salary Resolution No. 1360, which implements salary increases for Teamsters-Trades and Crafts Unit classifications in the amount of 3 percent effective June 21, 2009 and 3 percent effective June 20, 2010.

(See Resolution Book No. 49)
 (See Salary Resolution Book)

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

11:36 a.m.: Supervisor Cibula recused on the tax-defaulted properties item based on a professional relationship, and he left the chambers.

TAX-DEFAULTED PROPERTIES SALE

At the recommendation of Treasurer-Tax Collector Lori Scott and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Tax Collector to sell up to 34 tax-defaulted properties at public auction on February 20, 2009; sell three tax-defaulted properties in a sealed bid to the highest bidder on February 18, 2009; re-offer any unsold sealed-bid properties at the public auction on February 20, 2009; and re-offer at a lower minimum bid amount any parcel that does not sell.

11:40 a.m.: Supervisor Cibula returned to the chambers.

HEALTH AND HUMAN SERVICES

HEALTH AND HUMAN SERVICES-BUSINESS AND SUPPORT SERVICES/

SUPPORT SERVICES

HEALTH AND HUMAN SERVICES AGENCY
DEPUTY DIRECTORS RECLASSIFICATION

Chairman Hartman announced that the item regarding the proposed reclassification of the department's deputy directors was pulled at the request of the department.

LAW AND JUSTICE

SHERIFF

SEXUAL ASSAULT FELONY ENFORCEMENT (SAFE) TEAM GRANT
BUDGET AMENDMENTS

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to accept and the Sheriff to administer the Sexual Assault Felony Enforcement (SAFE) Team Grant in the amount of \$620,730 for Fiscal Year 2008-09; approved a budget amendment in the Sheriff budget increasing appropriations in the amount of \$288,705 and revenues in the amount of \$288,882, reappropriating the carryover Fiscal Year 2007-08 SAFE grant award; approved a budget amendment in the amount of \$15,160 in the District Attorney budget increasing appropriations and revenues, as a result of an increase in transfers out from the Sheriff budget; approved a budget amendment in the amount of \$31,315 in the Probation budget increasing appropriations and revenues, as a result of an increase in transfers out from the Sheriff budget; authorized the Purchasing Division to obtain quotes, issue formal bids, and make purchases in accordance with Administrative Policy 6-101; authorized the Auditor-Controller to pay claims for expenses related to the grant, including funds which may be reappropriated in subsequent fiscal years; and authorized the Auditor-Controller to transfer to participating non-County agencies those fixed assets and other equipment purchased with grant funds on their behalf.

PUBLIC WORKS

**SONORA TRAIL PERMANENT ROAD DIVISION PARCEL CHARGE INCREASE
BALLOT TABULATION
RESOLUTION NO. 2008-135**

Supervising Engineer Al Cathey presented the staff report and requested the Clerk to announce the results of the vote on the parcel charge increase of the Sonora Trail Permanent Road Division, as required by Proposition 218; the vote was as follows:

FOR:	17	\$5,780 - total parcel increase
AGAINST:	7	\$2,720 - total parcel increase
LATE SUBMISSION:	1 (remains sealed)	

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-135, which overrules ballot protests and confirms the parcel charge report for Fiscal Year 2009-10.

(See Resolution Book No. 49)

11:48 a.m.: The Board of Supervisors recessed.

1:31 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, Senior Deputy County Counsel Rubin Cruse, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

AFTERNOON CALENDAR

SCHEDULED HEARINGS

RESOURCE MANAGEMENT - PLANNING DIVISION

**APPEAL OF USE PERMIT 06-016
HATCHET RIDGE WIND, LLC
BURNEY AREA
RESOLUTION NO. 2008-136**

This was the time set to conduct a public hearing and consider the appeal by Douglas Gerald Smith on behalf of Save Burney's Skyline and Ida Riggins on behalf of Pit River Tribe of the Planning Commission's approval of Use Permit 06-016, and certification of the Environmental Impact Report (EIR) for Hatchet Ridge, LLC (Burney area). The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

All Supervisors declared that they read all related materials and had no substantive conversations with any parties. Supervisor Kehoe attended the July 24, 2008 and October 2, 2008 Planning Commission meetings regarding this item. Supervisor Baugh attended the October 2, 2008 Planning Commission meeting regarding this item.

Senior Planner Bill Walker provided an overview of the public hearing process, presented the staff report regarding the proposed Hatchet Ridge Wind project by Hatchet Ridge Wind, LLC in the Burney area, and reviewed appeals submitted by Douglas Gerald Smith on behalf of the Save Burney's Skyline group and Ida Riggins on behalf of the Pit River Tribe. He explained the Planning Commission took into consideration the information presented by the public, agencies, and staff, and their Findings and Decision was based on substantial evidence in the record.

Letters opposing the proposed project were received from Joe Studenicka and Jim Wiegand after the staff report was prepared and distributed.

Mr. Studenicka's letter raised the issue of alternative sites for the project. Alternative sites were considered in both the draft and final EIR; however, there is no way to confirm an alternate site without installing meteorological towers and analyzing wind energy for one year. All revised conditions have been included in the staff report recommendation.

Mr. Wiegand's letter regarding potential bird fatalities and referencing the wind farm at Altamont Pass, California was reviewed by Jones and Stokes, the project's consultant. The consultant prepared a response, noting that the EIR discloses that potential bird collisions with turbine blades may result in fatalities. The response recommends a technical advisory committee to determine whether additional mitigation measures are needed. Hatchet Ridge and Altamont Pass are different environments with different potential impacts on birds.

Representing applicant Hatchet Ridge, LLC, Nicole Hughes stated that the project was developed by RES America Developments, Inc. (RES), and recently, Hatchet Ridge partnered with Babcock & Brown. Hatchet Ridge was selected due to the wind speed required to support a commercial-grade wind energy project, access to existing transmission lines with capacity to transmit the energy, and compatibility and constructability with existing land use. The State of California's Renewables Portfolio Standard program requires electric corporations to increase procurement from qualified renewable energy resources by at least one percent of their retail sales annually, until they reach 20 percent by 2010. There are no documented health, tourism, property value, or business impacts.

Ms. Hughes outlined finalized community involvement agreements, including a one-time donation of \$500,000 and a \$25,000 25-year annual endowment with Burney-Fall River Education Foundation and Burney Regional Community Foundation, administered by the Shasta Regional Community Foundation in Redding; and a one-time donation of \$1 million and a \$100,000 20-year annual endowment with Shasta County to benefit the Burney and eastern Shasta County communities.

Ms. Hughes addressed the issues raised by the appellant's written appeals. Studies have confirmed that moving the project to an area of marginal wind is not feasible in securing financing as more turbines would be needed, resulting in greater environmental impact, and the project would be further from existing transmission lines. A visibility study confirmed that from Main Street, Burney, the project is mostly obstructed by geographic area and trees. Prior to the project's approval, RES hosted a site visit with tribal members, hired an ethnographer to prepare a study documenting religious and social values of Hatchet Ridge, and collaborated with the tribe to prepare a treatment protocol and monitoring agreement for construction activities. They have also met with the tribe's attorney to include language in the use permit to address concerns.

Representing appellant Save Burney's Skyline, Douglas Gerald Smith objected to the project's studies and documentation as limited analysis and discussed property tax assessment, failed wind projects, and the effects on the environment. He requested the proposed project be moved to another location or the space between turbines be compressed to decrease the project span.

Representing appellant Pit River Tribe, Michelle Lupina, Esq. explained that historically the Pit River Tribe has strongly disputed the loss of land base, especially where the tribe has cultural ties. The tribe opposes the proposed project due to the tribe's restricted involvement of the management of cultural resources, the impact to endangered species, restricted access to Hatchet Ridge, and the lack of benefits for the local and tribal community.

3:04 p.m.: The Board of Supervisors recessed.

3:18 p.m.: The Board of Supervisors reconvened.

The public hearing was opened, at which time Earl Allen Boek, Bob Thompson, Larry Dodds, Ron Epperson, Bob Moore, Perry Thompson, Dennis Miller, and Kathy Lakey spoke in support of the proposed project, noting the tax benefits, creation of local employment, and clean energy.

California Department of Fish and Game representative Bruce Webb recommended Condition Number 31b of the Statement of Conditions be amended by ending the last sentence at the word "Management" as the additional language identifying the mitigation funding is incorrect.

Angel Winn, David Larson, Ken Archuleta, Bob Millson, Donna Sylvester, Jessica Jim, Zalynn Baker, Keith Thompson, Michael Carr, Terrie Davis, Jack Potter, Jr., Radley Davis, Joe Studenicka, Jacquelyn Wendt, Jim Wiegand, Ross Montgomery, Raymond Sloan, Ryal Webster, Liz Davis, and Vernon Alvina spoke in opposition to the proposed project due to the anticipated environmental, avian, and visual impacts, as well as the impact to the religious practices of the Pit River Tribe.

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

Remy, Thomas, Moose & Manley, LLP attorney Sabrina Teller, applicant's CEQA counsel explained that moving the project is not feasible as there is no other satisfactory area to locate the project. She confirmed the applicant does not currently lease the proposed location. Turbine design has greatly improved since construction of Altamont Pass, and this project has the most comprehensive avian impact measures to date. The proposed project would only temporarily restrict access to the site during construction for safety reasons.

Douglas Gerald Smith alleged that Babcock & Brown is not financially stable and discussed alternative sites in Shasta County. He also requested full disclosure of the effects to the environment. He contended that the proposed Mitsubishi turbines are only in the testing phase and are not ready for mass production.

Ms. Lupina asserted that the Pit River Tribe was not adequately included in the project or in the cultural resources inventory. She requested the Board of Supervisors require the applicant to perform a more comprehensive analysis of avian migration.

5:28 p.m.: The Board of Supervisors recessed.

5:34 p.m.: The Board of Supervisors reconvened.

In response to questions by Supervisors, Mr. Walker explained that a secondary compensation fund is reserved for mitigation measures. Assistant Director of Resource Management Rick Simon described that under CEQA conditions, the applicant is not required to fully mitigate avian fatalities, only minimize the impact to "less than significant." The EIR requires continued impact monitoring and, if the impact exceeds anticipated levels, mitigation is required. The Tribe can participate in onsite monitoring prior to and during construction to complete the cultural resources inventory. The requirement for monitoring is well established in the Statement of Conditions. Additional language is required if the County would like to approve or review mitigation protocols.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors took the following actions regarding the appeal of Use Permit 06-016, Hatchet Ridge Wind, LLC, Burney area:

1. Adopted Resolution No. 2008-136, which:
 - (a) Denies the appeals submitted by the Save Burney's Skyline group and the Pit River Tribe,

- (b) affirms the Planning Commission's certification of the Environmental Impact Report for the Hatchet Ridge Wind project as set forth by Planning Commission Resolution No. 2008-102, with findings, and
 - (c) affirms the Planning Commission's approval of Use Permit No. 06-016, adoption of the Findings of Fact and Statement of Overriding Considerations (with an amendment to condition 31b and an additional condition requiring the Pit River Tribe's review of the monitoring protocols not to exceed thirty days from the receipt of the final proposed protocols from the applicant), and adoption of the related Mitigation Monitoring and Reporting Program as set forth in and subject to the conditions attached to Planning Commission Resolution No. 2008-102, with findings; and
2. Approved and authorized the Chairman to sign a community benefit agreement with Hatchet Ridge Wind, LLC in the amount of \$1,000,000 for the first year and \$100,000 per year for 20 years thereafter for the term from the date of signing through the earlier of:
- (a) the developer's last payment, and
 - (b) the date by which the project site is required to be restored to its pre-project condition.

(See Resolution Book No. 49)

6:21 p.m.: The Board of Supervisors adjourned.



 Chairman

ATTEST:

LAWRENCE G. LEES
 Clerk of the Board of Supervisors

By 

 Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, November 18, 2008

REGULAR MEETING

9:00 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Linda Mekelburg
Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Harold Luke, First Baptist Church of Central Valley.

PLEDGE OF ALLEGIANCE

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

INTRODUCTION

Supervisor Baugh introduced Teresa Sorensen and her daughter, Teena, who visited the Board of Supervisors meeting as part of a home-schooling assignment.

BOARD MATTERS

PROCLAMATION: PEARL HARBOR REMEMBRANCE DAY

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates December 7, 2008 as Pearl Harbor Remembrance Day in Shasta County. Mel Fisher accepted the proclamation on behalf of Pearl Harbor Survivors Association, Chapter 28.

**RECOGNITION OF 2008 WALKING CHALLENGE
TEAM AND INDIVIDUAL WINNERS**

Director of Support Services Michelle Schafer recognized the winners of the 2008 Walking Challenge. Sandy Albrecht (first place) will receive a \$75 gift certificate to the Foot Locker as the individual winner; Lori Beyelia was the second-place winner, and

Donna McGowan was the third-place winner. The Child Support Services Department was presented the perpetual plaque as the departmental champions, along with t-shirts; the Information Technology Department was the second-place winner, and the CalWORKS Division of the Social Services Department was the third-place winner.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hartman announced that the items regarding the County Claims List and benefits for executive management and unrepresented management employees would be pulled for discussion.

CONSENT CALENDAR

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

Approved a budget amendment increasing appropriations by \$5,950 for a new total of \$28,000 in the Economic Development budget and decreasing Contingency Reserve by a like amount to provide for an increase in compensation to the renewal agreement with Shasta Cascade Wonderland Association as approved November 4, 2008. (Administrative Office)

Approved the minutes of the meeting held on November 4, 2008, as submitted. (Clerk of the Board)

Appointed Larry Mower to the Board of Building Appeals as a Citizen at Large member for a two-year term to December 2010. (Clerk of the Board)

Approved the proposed calendar for the Board of Supervisors meetings for 2009. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the employment contract with Lawrence G. Lees as County Administrative Officer to reflect changes to the Personnel Rules (chapter renumbering) and to include a \$416.67 monthly automobile allowance. (County Counsel/Support Services).

Approved and authorized the Chairman to sign an agreement with Thomas J. Andrews, M.D., Inc. in an amount not to exceed \$100,000 to provide psychiatric services from the date of signing through June 30, 2009. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with the County of Butte in an amount not to exceed \$10,000 to provide psychiatric inpatient services to Shasta County residents for the period December 1, 2008 through June 30, 2009. (Mental Health)

Approved and authorized the Chairman to sign a Declaration of Intent notifying the California Department of Public Health (CDPH) of the County's intent not to administer Fiscal Year 2008-09 Emergency Medical Services Appropriation Program funding in favor of continuing CDPH's disbursement of funds directly to area hospitals and physicians for a portion of their indigent medical care costs. (Public Health)

Approved and authorized the Chairman to sign an agreement with Pacific Gas & Electric Company in an approximate amount of \$124,540 to relocate utility facilities for the Airport Road at Sacramento River Bridge Replacement Project. (Public Works)

For Tract Map No. 1926, Moon (west Redding area), adopted Resolution No. 2008-137, which grants an extension of time to the developer for completion of improvements by September 14, 2009; and approved and authorized the Chairman to sign an amendment to the agreement with Chae Moon extending the time of completion to September 14, 2009. (Public Works)

(See Resolution Book No. 49)

For the proposed Parcel Map No. 07-004, Squaw Carpet Fire Access Permanent Road Division (Shingletown 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 January 6, 2009 at 9:00 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Castella Water System Improvement Project and record it within 10 days of actual completion of the work. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Gas Point Road at I-5/Rhonda Road Traffic Signals Project and record it within 10 days of actual completion of the work. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Hat Creek Park Improvements and record it within 10 days of actual completion of the work. (Public Works)

Directed staff to circulate a Request for Projects for eligible Title III (timber receipt funds) projects. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

COUNTY CLAIMS LIST

In response to a question from Supervisor Kehoe, Auditor-Controller Connie Regnell confirmed that procedures have been implemented to avoid the use of verbal agreements to perform work for the County.

In response to questions from supervisors, County Administrative Officer (CAO) Larry Lees and Administrative Analyst Angela Richardson noted that although a contract maximum was exceeded by a vendor, the work provided was performed at the request of a department; however, there was an opportunity beforehand to amend the contract which was missed. By motion made, seconded (Baugh/Hawes), and carried, the Board of Supervisors approved and authorized the Chairman to sign the County Claims List totaling \$2,790.24 requiring special board action. Supervisor Kehoe voted no. (Auditor-Controller)

BENEFITS FOR EXECUTIVE AND UNREPRESENTED MANAGEMENT EMPLOYEES RESOLUTION NO. 2008-138

In response to a question from Supervisor Cibula, CAO Larry Lees explained that the approval of administrative leave sellback is still an option which must be approved by the manager's department head. By motion made, seconded (Hawes/Baugh), and carried, the Board of Supervisors adopted Resolution No. 2008-138, which provides administrative leave sellback and longevity stipend benefits to appointed executive management employees (department heads) and unrepresented non-executive managers similar to those provided to represented managers. Supervisor Cibula voted no as he did not support conversion of administrative leave into an economic benefit to the employee. (Support Services-Personnel)

(See Resolution Book No. 49)

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

County Administrative Officer (CAO) Larry Lees had no legislative report.

Supervisor Kehoe recently attended a Redding Area Bus Authority meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE/AUDITOR-CONTROLLER/TREASURER-**TAX COLLECTOR/SUPPORT SERVICES****IRREVOCABLE TRUST AGREEMENT: PUBLIC AGENCIES RETIREMENT SYSTEM
OTHER POST EMPLOYMENT BENEFITS (OPEB)
RESOLUTIONS NO. 2008-139, 2008-140, AND 2008-141**

Auditor-Controller Connie Regnell presented the staff report and recommended approval of the staff recommendation. In response to questions by supervisors, CAO Larry Lees noted that after the September 23, 2008 Board of Supervisors meeting, CAO staff received presentations from the Public Employee Retirement System (CalPERS) and the Public Agency Retirement System (PARS) regarding the Other Post Employment Benefits (OPEB) programs and decided to recommend diversification of investments between CalPERS and PARS. The investments will be long term (30 years) and should not be adversely affected by the current economy. CalPERS employs an aggressive investment strategy; PARS offers three strategies: conservative, moderate, and aggressive, and staff recommends the moderate investment strategy.

In response to questions from Supervisor Kehoe, Ms. Regnell explained that the agreement with CalPERS approved in September has not been finalized, so there is no impediment in going forward with diversification of the investments between CalPERS and PARS. In response to questions regarding administrative costs, Administrative Fiscal Chief Bebe Palin noted that administrative fees for the CalPERS investment are usually between 40 and 60 basis points (0.40-0.60 percent), and the investments are managed internally. Administrative fees for the PARS investment are approximately 57 basis points this year (0.57 percent) but may decrease in the future. Investment returns are projected to be 7 percent for PARS with a moderate investment strategy and 7.75 percent with CalPERS.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors:

1. Approved and authorized the County Administrative Officer to enter into an additional Irrevocable Trust Agreement for Other Post Employment Benefits (OPEB);
2. Adopted Resolution No. 2008-139, which repeals Resolution No. 2008-117, maintains the OPEB funding methodology, and amends the County's contribution to the CalPERS Retiree Benefit Trust (CERBT), decreasing the contribution from \$12 million to \$6 million;
3. Adopted Resolution No. 2008-140, which appoints the Administrative Officer and the Auditor-Controller as Co-Plan Administrators, and authorizes the Auditor-Controller to

request on behalf of Shasta County disbursements from the CalPERS Other Post Employment Prefunding Plan and to certify as to the purpose for which the disbursed funds will be used; and

4. Adopted Resolution No. 2008-141, which declares the County's intent to participate in the PARS Public Agencies Post-Retirement Health Care Plan effective November 18, 2008, appoints the Administrative Officer and Auditor-Controller or their designees as Co-Plan Administrators for the Program, approves and authorizes the Co-Plan Administrators to sign the PARS legal documents and to take any additional actions necessary to maintain the County's participation in the Program and to maintain compliance, and authorizes either Co-Plan Administrator to request disbursements from the Plan.

(See Resolution Book No. 49)

HEALTH AND HUMAN SERVICES

PUBLIC HEALTH

AGREEMENT: CALIFORNIA DEPARTMENT OF PUBLIC HEALTH EMERGENCY PREPAREDNESS AND RESPONSE ACTIVITIES

At the recommendation of Director of Public Health Donnell Ewert and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with the California Department of Public Health (CDPH) for the County to receive Centers for Disease Control and Prevention (CDC) funding for emergency preparedness and response activities in an amount not to exceed \$487,875 for CDC base and laboratory allocations for the period August 10, 2008 through August 9, 2009, and in an amount not to exceed \$66,226 for a pandemic influenza allocation for the period July 1, 2008 through June 30, 2009; approved and authorized the Chairman to sign "Non-Supplantation Certifications" for receipt of funding and as required during the contract year to allow for bioterrorism funding; approved and authorized the Director of Public Health to sign the "Certification Regarding Lobbying" form; and directed the Auditor-Controller to pay claims related to the agreement.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

GENERAL PLAN AMENDMENT NO. 08-003

ZONE AMENDMENT NO. 08-004

AGNES WILLIAMS TRUST

PALO CEDRO AREA

RESOLUTION NO. 2008-142

This was the time set to conduct a public hearing and consider the request to approve General Plan Amendment No. 08-003 and Zone Amendment No. 08-004, Agnes Williams Trust, which would change approximately 2.1 acres in the Palo Cedro area from a Rural Residential A (RA) land use designation to a Commercial (C) land use designation and rezone approximately 2.1 acres from a Rural Residential (R-R) District to a Community Commercial combined with a Design Review (C-2-DR) District. Assistant Director of Resource Management Rick Simon 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 applicant's representative Chris Young explained that the applicant had inherited the property and plans to sell the property once it is rezoned.

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

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding General Plan Amendment No. 08-003 and Zone Amendment No. 08-004, Agnes Williams Trust, Palo Cedro area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a negative declaration, with the findings as set forth in Planning Commission Resolutions No. 2008-107 and 2008-108;
2. Adopted Resolution No. 2008-142, which approves General Plan Land Use Element map changes for General Plan Amendment No. 08-003 from a Rural Residential A (RA) land use designation to a Commercial (C) land use designation, as recommended by the Planning Commission;
3. Made the rezoning findings; and
4. Introduced and waived the reading of an ordinance which approves Zone Amendment No. 08-004, as requested.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that Closed Session had been pulled from the Regular Calendar.


10:17 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, December 9, 2008

REGULAR MEETING

9:00 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Linda Mekelburg
Deputy Clerk of the Board - Diane Colson

PRESENTATION OF COLORS

In recognition of the Welcome Home Vietnam Veterans Week, the Vietnam Veterans of America, Chapter 357 Color Guard presented the American flag.

INVOCATION

Invocation was given by Pastor Don Mangrum, Central Valley Assembly of God.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by U.S. Army Veteran/Captain of the Patriot Guard Riders Jeff Nelson.

PUBLIC COMMENT PERIOD - OPEN TIME

Shasta County Fire Department representative Doug Wenham distributed a brochure recently completed regarding the volunteer fire companies in Shasta County. Brochures will be available from CalFIRE, the various volunteer fire companies, and online.

BOARD MATTERS

DECEMBER 2008 EMPLOYEE OF THE MONTH
ADMINISTRATIVE SECRETARY II JENELLE BARTOLO
RESOLUTION NO. 2008-143

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-143, which recognizes Administrative Secretary II Jenelle Bartolo as Shasta County's December 2008 Employee of the Month.

(See Resolution Book No. 49)

PROCLAMATION: BILL OF RIGHTS DAY

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates December 15, 2008 as Bill of Rights Day in Shasta County. Dorothy Robbins accepted the proclamation on behalf of the Daughters of the American Revolution.

PROCLAMATION: WELCOME HOME VIETNAM VETERANS WEEK

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates December 10-14, 2008 as Welcome Home Vietnam Veterans Week in Shasta County. Eddie McAllister accepted the proclamation on behalf of the Vietnam Veterans of America, Chapter 357.

RETIRING OF THE COLORS

The American flag was retired by the Vietnam Veterans of America, Chapter 357 Color Guard.

9:37 a.m.: The Board of Supervisors recessed.

9:59 a.m.: The Board of Supervisors reconvened.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Cibula pulled for discussion the agreement with Hinderliter, de Llamas and Associates.

CONSENT CALENDAR

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

Adopted Resolution No. 2008-144, which authorizes the Auditor-Controller to pay claims related to an employee's required license and/or certification when the required license and/or certification exclusively benefits Shasta County operations and when requested by the department head and approved by the County Administrative Officer. (Administrative Office)

(See Resolution Book No. 49)

Approved a budget amendment increasing appropriations in the amount of \$46,800 in the Agricultural Commissioner/Sealer of Weights and Measures budget unit to fund the extension of the Wildlife Services contract with the U.S. Department of Agriculture, to be offset by the use of fund balance; and directed the Auditor-Controller to pay claims related to the contract. (Agricultural Commissioner/Sealer of Weights and Measures)

Approved and authorized the Chairman to sign the County Claims List totaling \$391.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on November 18, 2008, as submitted. (Clerk of the Board)

Appointed Peer Lindeman to the Grazing Advisory Board to fill an unexpired term to January 2011. (Clerk of the Board)

Appointed Bruce Brackett to the Manton Joint Cemetery District Board of Trustees to fill an unexpired term to December 2011. (Clerk of the Board)

Enacted Ordinance No. 378-1982, which approves Zone Amendment No. 07-028, Lindsay (Whitmore area), as introduced October 7, 2008. (Clerk of the Board)
(See Zoning Ordinance Book)

Adopted Resolution No. 2008-145, which accepts the County Clerk/Registrar of Voters' Official Canvass of the November 4, 2008 Presidential General Election. (County Clerk/Registrar of Voters)
(See Resolution Book No. 49)

Approved and authorized the Chairman to sign a retroactive grant agreement with the San Diego State University Research Foundation on behalf of the California Kids' Plates Program in an amount not to exceed \$36,000 to continue a project focused on motor vehicle occupant safety for the period July 1, 2008 through June 30, 2009; approved and authorized the Director of Public Health or his designee to sign the Contractor's Release through the submission of final grant documents; and authorized the Auditor-Controller to pay claims related to the agreement. (Public Health)

Approved and authorized the Chairman to sign the Federal Fiscal Year 2009 Certifications and Assurances Signature Page for Federal Transit Administration Assistance Programs; and approved and authorized the County Administrative Officer or his designee to sign an agreement and any subsequent amendments with Caltrans for Shasta County to receive an amount not to exceed \$35,316 to fund construction of a new transit shelter at the Opportunity Center. (Social Services)

Approved and authorized the Chairman to sign two contracts with the California Department of Boating and Waterways in the amount of \$80,000 each to purchase a total of two replacement patrol boats and trailers; approved a budget amendment increasing revenues and appropriations by \$160,000 in the Fiscal Year 2008-09 Boating Safety budget unit; authorized the Purchasing Division to obtain quotes, issue formal bids, and make purchases in accordance with Administrative Policy 6-101; and directed the Auditor-Controller to pay all claims and expenses incurred payable under these grants, such authorization extending through subsequent fiscal years in which funds have been re-appropriated and encumbered. (Sheriff)

Approved and authorized the Chairman to sign an Extension of Permit with Roseburg Resources Company in the amount of \$143.39 to lease land used for the County Service Area (CSA) No. 23 - Cragview Water system tank site for the period December 1, 2008 through November 30, 2009. (County Service Area No. 23 - Cragview Water)

Approved and authorized the Chairman to sign a renewal 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, 2013; 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 \$30,000 each to construct improvements on County Roads. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Ono Volunteer Fire Station Building Project and record it within 10 days of actual completion of the work. (Public Works)

Released the securities guaranteeing performance of subdivision improvements in the amount of \$246,400 and guaranteeing payment in the amount of \$123,200 for Tract Map No. 1897, Rocky Ledge Estates (Johnson Park area). (Public Works)

For Parcel Map No. 05-046, Ecenbarger (Cottonwood area), adopted Resolution No. 2008-146, which grants an extension of time to the developer for completion of improvements by December 8, 2009; and approved and authorized the Chairman to sign an amendment to the agreement with Mark and Kathryn Ecenbarger extending the time of completion to December 8, 2009. (Public Works)

(See Resolution Book No. 49)

For Parcel Map No. 04-041, Roberts (Shingletown area), adopted Resolution No. 2008-147, which grants an extension of time to the developer for completion of improvements by May 16, 2009; and approved and authorized the Chairman to sign an amendment to the agreement with Bobby and Christine Roberts extending the time of completion to May 16, 2009. (Public Works)

(See Resolution Book No. 49)

For the Palo Cedro Fire Station Residence Project, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications and direct the Public Works Director to advertise for bids; and authorized opening of bids on or after January 8, 2009 at 11:00 a.m. (Public Works)

For Tract Map No. 1917, White Oak Manor Permanent Road Division (Millville 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 January 27, 2009 at 9:00 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 The Louis Berger Group, Inc. increasing compensation by \$19,636 (for a new total amount not to exceed \$78,636) to provide liaison services between the County of Shasta and the Pacific Gas & Electric Stewardship Council and extending the term to June 30, 2009. (Resource Management)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

In response to questions from Supervisors, Auditor-Controller Connie Regnell explained that the firm of Hinderliter, de Llamas and Associates will audit sales and use tax distributions to insure they are properly distributed to the County of Shasta rather than to another local entity. Their standard fee is 15 percent of any incorrect distributions discovered in their audits for the first nine quarters and 0 percent after that time period. Ms. Regnell explained that no Request For Proposal was issued since the firm is the only one known that provides the service.

By motion made, seconded (Hawes/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-148, which authorizes the audit of California Board of Equalization sales and use tax records by Hinderliter, de Llamas and Associates (HdL); and approved and authorized the Chairman to sign an agreement with HdL for an amount of 15 percent of any new sales or use tax revenue discovered during the audit. (Auditor-Controller)

(See Resolution Book No. 49)

10:05 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 (Hawes/Baugh), and unanimously carried, the Shasta County Water Agency took the following action, as listed on the consent calendar:

Approved and authorized the Chairman to sign an amendment to the agreement with the law firm of Somach, Simmons & Dunn to include Shasta County in matters related to state water right fees imposed for Fiscal Year 2008-09. (County Counsel)

10:06 a.m.: The Shasta County Water Agency adjourned, and the Board of Supervisors reconvened.

REGULAR CALENDAR

PRESENTATIONS

WILDLAND URBAN INTERFACE GRANT INFORMATION

Western Shasta Resource Conservation District Manager Mary Mitchell presented information regarding Wildland Urban Interface grants received by the District. Since 1998, 79.14 miles of fuel breaks have been created, utilizing \$1.7 million in grant funds; however, 426.9 miles remain to be developed. The District currently has \$10.9 million in grants for projects in process, with an additional \$2.7 million awarded but not yet begun. Fire and fuels management is a high priority for the Western Shasta Resource Conservation District.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including the governor's proposed elimination of the Open Space Subvention Act of 1971, which reimburses counties for property taxes reduced as a result of property owners placing their property into Williamson Act contracts. Shasta County will lose approximately \$250,000 if the Open Space Subvention Act is eliminated. Supervisor Cibula suggested making personal contact with each legislator in addition to sending a letter opposing the proposed action. He also suggested applying to the Sierra Nevada Conservancy for grant funds.

By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter opposing the governor's proposed elimination of the Open Space Subvention Act of 1971.

Supervisors reported on issues of countywide interest.

Supervisor Kehoe recently attended a joint meeting of the Mental Health Board and the Alcohol and Drug Advisory Board; they will present a recommendation to the Board of Supervisors in January or February 2009 to merge the two boards.

Supervisors Baugh, Cibula, and Hartman recently attended the California State Association of Counties annual conference.

Supervisor Hawes recently attended the Sacramento River Area Conservation Forum and the Sacramento Valley Basin Control Council meeting.

PUBLIC WORKS

PROPOSED ORDINANCE

ROAD ACCEPTANCE AND MAINTENANCE POLICY

Public Works Director Pat Minturn presented the Board report and recommended approval of the proposed ordinance, which would require formation of permanent road divisions for maintenance of subdivision roads and emergency fire escape roads rather than allow formation of county service areas or homeowner associations.

There have been some issues leading toward the requested road maintenance policy:

1. Emergency Fire Escape Roads (EFERs): In the past, some EFERs maintained through a homeowners association were destroyed by erosion or fell into disrepair. The Board of Supervisors in the past has adopted policy to include EFERs in permanent road divisions to insure they are maintained in a proper fashion.
2. Gates and Gated Communities: Gates on EFERs are required to be breakaway gates. However, gated communities generally do not allow public access to subdivision roads; in order for the County to maintain the roads behind such a gated community, a 4/5 affirmative vote of the Board of Supervisors would be required, along with a finding that it would be in the public interest to maintain a road that is not available to all the citizens. The proposed policy does not preclude gated communities, but a 4/5 vote would be required to form a permanent road division for a gated community.
3. Permanent Road Division (PRD) Process: Currently, 45-day notice to property owners is required, along with a vote to form the PRD. Once the PRD is formed, taxes are collected through the property taxes. Roads are reviewed on an annual basis to determine maintenance needs, and maintenance is performed through a public works construction contract.

Northern California Construction Industry Force Account Council Senior Field Representative Sally Riley supported approval of the ordinance as it allows all contractors to bid competitively.

Thomas Brower of WBA Engineering, representing a developer whose subdivision may be affected by the proposed revisions, noted that his client has complied with all conditions placed upon the project, including a gate which opens whenever a vehicle approaches it, rather than a gate which is dependent upon a handheld remote control. He expressed his concern that the ordinance will affect the development of gated communities, and he requested that the Board of Supervisors allow a gated entrance on his client's project.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which repeals Resolution No. 95-31 and revises the County's road acceptance and maintenance policy.

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

11:26 a.m.: The Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Comb-Parker v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a).

11:26 a.m.: The Board of Supervisors recessed to Closed Session.

11:37 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerks of the Board Linda Mekelburg and Diane Colson present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation. In the matter of Comb-Parker v. County of Shasta, by a unanimous vote, the Board of Supervisors approved a Compromise and Release in the amount of \$65,000. No other reportable action was taken.


11:38 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, December 16, 2008

REGULAR MEETING

9:02 a.m.: Chairman Hartman 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Diane Colson
Deputy Clerk of the Board - Valerie Ibarra
Deputy Clerk of the Board - Linda Mekelburg

INVOCATION

Invocation was given by Pastor Eric Madson, Cottonwood Bible Baptist Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

United Public Employees of California Local 792 Business Manager Chris Darker requested that County staff investigate the pedestrian crossing at Court Street due to the recent tragedies, and report back to the Board of Supervisors.

Supervisor Baugh requested that the matter be referred to staff for investigation.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Hartman stated that the item regarding Shasta Community Services District Board of Directors had been pulled from the agenda at the request of the department. The items regarding the self-storage contract, the Sheriff's Office budget amendment, and the Knighton and Churn Creek Commons Retail Center were pulled for further discussion.

CONSENT CALENDAR

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

Approved final adjustments to the Fiscal Year 2007-08 budget, increasing appropriations by a net of \$4,702,589 and increasing total revenues by \$4,558,164, and reducing fund balances by \$144,425 for various budget units and special districts under the Board of Supervisors. (Auditor-Controller)

Approved and authorized the Chairman to sign the County Claims List totaling \$1,023.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on December 9, 2008, as submitted. (Clerk of the Board)

Reappointed James Holdridge, Charles Byard, and Chuck Ryan to the Employee Appeals Board for two-year terms to January 2011; and reappointed Wes Reynolds and Fred Weatherill as alternate members for two-year terms to January 2011. (Clerk of the Board)

Appointed John Kessinger to the Millville Fire Protection District Board of Directors to fill an unexpired term to December 2011. (Clerk of the Board)

Reappointed John Cornelius (District 3) and Roy Ramsey (District 4) to the Shasta County Planning Commission for four-year terms to January 2013. (Clerk of the Board)

Appointed Jessica Nelson to the Shasta Community Services District Board of Directors to fill an unexpired term to December 2009. (Clerk of the Board)

Enact Ordinance No. 378-1983, which approves Zone Amendment No. 08-004, Williams Trust (Palo Cedro area), as introduced November 18, 2008. (Clerk of the Board)
(See Zoning Ordinance Book)

Approved and authorized the Chairman to sign an amendment to the agreement with Jana D. Todd, d.b.a. JDT Consultants increasing compensation by \$52,000 (for a total not to exceed \$100,000 per fiscal year) to provide additional mental health services to Medi-Cal eligible children and retaining the term of November 1, 2006 through June 30, 2007, with two automatic one-year renewals; and changing the consultant's name. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Okechukwu Nwangburuka, M.D. in an amount not to exceed \$124,800 to provide youth mental health services for the six-month period of January 1, 2009 through June 30, 2009, with one automatic one-year renewal in an amount not to exceed \$249,600. (Mental Health)

Reappointed Sherrie Allan and Becky Bogener to the Mental Health Board for three-year terms to December 2011. (Mental Health)

Approved and authorized the Chairman to sign the California Department of Health Services Children's Medical Services Branch Certification Statements in support of program plans and budgets totaling \$2,242,392 (Child Health and Disability Prevention Program - \$777,532, Health Care Program for Children in Foster Care - \$142,521, and California Children's Services Administration - \$1,322,339) for the period July 1, 2008 through June 30, 2009; approved and authorized the Director of Public Health to sign amendments to the program budget(s) which result in a net change of no more than 5 percent of the total budget and other minor, nonmonetary amendments as necessary; and approved a budget amendment to the California Children's Services budget unit to reflect the reduction in the State of California's budgeted revenue and an increase in the Social Services realignment revenue. (Public Health)

Approved and authorized the Chairman to sign an agreement with Caltrans to accept Federal Transit Administration (FTA) Section 5316 Job Access Reverse Commute grant funds in the amount of \$52,799 for bus passes for employed and active job-seeking Health and Human Services participants and other low-income Shasta County residents for the period October 1, 2008 through September 30, 2009; adopted Resolution No. 2008-150, which designates the Director of Social Services to sign all subsequent FTA Section 5316 grant-related documents; and authorized the Auditor-Controller to pay claims related to the agreement. (Social Services)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign an amendment to the agreement with the City of Anderson decreasing compensation by \$500 per month (for a new total not to exceed \$6,100 per month) for Opportunity Center participants to provide janitorial services at City of Anderson buildings from the date of signing through June 30, 2009, with two automatic one-year renewals; and authorized the Director of Health and Human Services Agency or the Director of Social Services or their respective designees to approve decreases in services or revenue not to exceed 25 percent of total compensation or increases in revenue or services not to exceed 10 percent of the total compensation. (Social Services-Opportunity Center)

Approved and authorized the Chairman to sign a renewal lease with Brent Owen in an initial amount of \$10,547.44 per month for approximately 17,012 square feet of office, warehouse, and shop space (\$0.62/square foot) at 1265 Redwood Blvd, Redding for the period January 1, 2009 through December 31, 2013, with annual rent increases based on the Consumer Price Index (not to exceed 2.5 percent per year), and with one optional five-year renewal. (Social Services-Opportunity Center)

Approved and authorized the Chairman to sign an agreement with Anderson Union High School, Cottonwood Union High School, Happy Valley Union High School, and Pacheco Union School Districts in the amount of \$79,605 (plus any overtime costs) to provide one Deputy Sheriff (School Resource Officer) on school campuses from the date of signing through June 4, 2009. (Sheriff)

Approved and authorized the Chairman to sign agreements in the amount of \$240 annually to lease aircraft hangars at the Fall River Mills Airport for the period January 1, 2009 through December 31, 2012 with Stucco Supply Company of San Jose, Inc.; William Cessna; Greg Wrigley; and Rex Horney. (Public Works)

For Parcel Map No. 06-071, Chuck (Burney area), released the security in the amount of \$20,643 guaranteeing performance of subdivision improvements; and released the security in the amount of \$10,321.50 guaranteeing payment, (Public Works)

For Tract Map No. 1923, Lone Tree Subdivision (Anderson area), adopted Resolution No. 2008-151, which grants an extension of time to the developer for completion of improvements by December 19, 2009; and approved and authorized the Chairman to sign an amendment to the agreement with Lone Tree, Inc. extending the time of completion to December 19, 2009. (Public Works)

(See Resolution Book No. 49)

Adopt Resolution No. 2008-152, which approves and authorizes the Director of Resource Management to sign and submit an application to the California Integrated Waste Management Board on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake for a Waste Tire Amnesty Event grant for Fiscal Year 2008-09, and approves and authorizes the Director of Resource Management to sign all necessary grant-related documents, including the grant agreement and payment requests. (Resource Management)

(See Resolution Book No. 49)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**AGREEMENT: NORTH COURT SELF-STORAGE
FLEET MANAGEMENT DIVISION SELF-STORAGE**

In response to a question by Supervisor Cibula, County Administrative Officer (CAO) Larry Lees explained that the County does not have storage space available for the items to be stored, and the rates offered were very competitive. Director of Support Services Michelle Schaeffer explained that the pieces to be stored were large pieces of mechanical equipment for vehicles.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a retroactive lease agreement with North Court Self-Storage in the amount of \$210 per month for approximately 432 square feet of storage space (\$0.49/square foot) at 1075 North Court Street, Redding commencing November 20, 2008 on a month-to-month basis for a term not to exceed three years. (Support Services-Fleet Management)

**BUDGET AMENDMENT
SHERIFF'S BUDGET UNIT**

Sheriff Tom Bosenko discussed the seizures made by the Central Valley High Intensity Drug Trafficking Area Program. Many of the assets seized support the Cal/Met program and the Sheriff's Office.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors accepted funding in the amount of \$37,500 from the Central Valley High Intensity Drug Trafficking Area (HIDTA) Unit under the auspices of the Office of National Drug Control Policy for Drug Suppression Program activities, specifically the Domestic Highway Enforcement (DHE) program, in Shasta County; and approved a budget amendment increasing appropriations and revenues in the Sheriff's budget unit in the amount of \$37,500 for Fiscal year 2008-09 for DHE overtime and canine costs. (Sheriff)

**AGREEMENT: HAWKINS COMPANIES, LLC & QUAD KNOPF, INC.
ENVIRONMENTAL IMPACT REPORT AND MITIGATION MONITORING PLAN
KNIGHTON & CHURN CREEK COMMONS RETAIL CENTER**

In response to a question by Supervisor Baugh, Director of Resource Management Russ Mull, explained that the Knighton & Churn Creek Common Retail Center requires an environmental document. The County does not take a position to approve or deny a project until later in the process.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Hawkins Companies, LLC in the amount of \$247,551 for payment of funds relating to the preparation by a consultant of an Environmental Impact Report (EIR), a Mitigation Monitoring Plan (MMP), and staff costs related to document production and processing of related land use permits for the Knighton & Churn Creek Commons Retail Center project; and approved and authorized the Chairman to sign an agreement with Quad Knopf, Inc. in an amount not to exceed \$237,551 to prepare an EIR and MMP from the date of signing through certification of the final EIR and acceptance of the MMP. (Resource Management)

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

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, noting that there is a \$40 billion deficit in the State budget, with a proposed \$10 billion cut to public education. In January, he will recommend departments make advance proposed budgets.

Supervisor Cibula attended a Regional Council of Rural Counties meeting.

Supervisor Kehoe recently attended the Redding Area Bus Authority board meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

10:53 a.m.: Supervisor Cibula recused himself due to property holdings in the vicinity of the County, and he left the Chambers.

**TRANSFER AGREEMENTS: ADMINISTRATIVE OFFICE OF THE COURTS
RESPONSIBILITY FOR JUSTICE CENTER, MAIN COURTHOUSE/ANNEX,
JUVENILE HALL, AND BURNEY SUBSTATION
BUDGET AMENDMENT**

At the recommendation of CAO Larry Lees and Administrative Fiscal Chief Bebe Palin and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign transfer agreements and other associated documents transferring responsibility for the Court's exclusive use area in the Justice Center, Main Courthouse/Annex, Juvenile Hall, and Burney Substation effective from the date of signing; approved County Facility Payments to the Administrative Office of the Courts (AOC) in approximate amounts as may be adjusted in accordance with Government Code section 70362 for the Justice Center in the amount of \$22,343, the Main Courthouse in the amount of \$233,226, the Courthouse Annex in the amount of \$202,875, the Juvenile Hall in the amount of \$2,538, and the Burney Substation in the amount of \$9,505; approved a budget amendment increasing appropriations in the Trial Court budget unit, to be offset by a reduction in the contingency reserve; authorized the Auditor-Controller to remit payments to the AOC as required; found that the recommended actions are exempt from the provisions of the California Environmental Quality Act (CEQA); and approved and authorized the County Administrative Officer to sign documents as needed.

11:10 a.m.: Supervisor Cibula returned to the Chambers.

ADMINISTRATIVE OFFICE-LIBRARY**SHASTA LIBRARY FOUNDATION ACTIVITIES****DONATION: ANDERSON AND BURNEY BRANCH LIBRARIES**

Administrative Analyst Elaine Grossman introduced Shasta Library Foundation Executive Director Peggy O'Lea, who provided an update on activities of the Shasta Library Foundation.

By motion made, seconded (Cibula/Baugh), and unanimously carried, the Board of Supervisors accepted a donation from the Shasta Library Foundation of library furniture for the Anderson and Burney Branch Libraries in accordance with Government Code sections 25355 and 25356.

HEALTH AND HUMAN SERVICES**SOCIAL SERVICES****ORDINANCE: IN-HOME SUPPORT SERVICES (IHSS) ADVISORY****COMMITTEE MEMBERSHIP****IHSS ADVISORY COMMITTEE BYLAWS**

In answer to questions by Supervisor Cibula, Health and Human Services Agency Branch Director Jane Work stated that Social Services works closely with the In-Home Support Services Advisory Board and agrees with their recommendations. In response to a question from Supervisor Kehoe, Auditor-Controller Connie Regnell explained that she had reservations processing travel advances to non-county employees. Health and Human Services Agency Business and Support Services Branch Director Leanne Link stated that some advisory board members have low income and do not have the money to pay in advance for travel, and she recommended approving the proposal. County Administrative Officer Larry Lees explained that an affirmative vote would authorize the department to prepay airfare and hotels for these volunteers.

By motion made, seconded (Cibula/Hawes), and carried, the Board of Supervisors introduced and waived the reading of an ordinance which amends Section 2.45.070 of the Shasta County Code to reduce the In-Home Support Services Advisory Committee from eleven to nine members, and add a provision for advisory committee members to receive advances for Advisory Committee-related travel; and approved amendments to the IHSS Advisory Committee Bylaws effective February 16, 2009 which reduce the Committee's membership from eleven to nine members, change the process for scheduling regular meetings, and add a provision allowing members an advance for Committee-related travel expenses. Supervisor Kehoe voted no as he objected to the provision of travel advances to non-county employees.

10:34 a.m.: The Board of Supervisors recessed.

10:40 a.m.: The Board of Supervisors reconvened.

LAW AND JUSTICE

PROBATION

GRANT APPLICATION: CONSTRUCTION OF NEW JUVENILE HALL
RESOLUTION NO. 2008-153

Chief Probation Officer Brian Richart introduced Judge Anthony Anderson, who recommended approval of the grant application as the County needs a new Juvenile Hall. Mr. Richart explained that the State of California will subsidize up to 95 percent of construction costs for the \$18 million project through lease revenue bonds issued by the State.

By motion made, seconded (Cibula/Hawes), and unanimously carried, the Board of Supervisors authorized the Chief Probation Officer to submit a grant application, in accordance with terms established by Senate Bill (SB) 81 (2007), for construction funds to construct a new ninety-bed Juvenile Hall; designated signature authority to the County Administrative Officer to sign the application and any related documents necessary for the submission of the application; and adopted Resolution No. 2008-153, which makes certain findings necessary for the submission of the SB 81 grant application.

(See Resolution Book No. 49)

PUBLIC DEFENDER

PUBLIC DEFENDER RECORDS RETENTION SCHEDULE
RESOLUTION NO. 2008-154

This item was continued from the October 14, 2008 Board of Supervisors meeting. Assistant Public Defender Tim Pappas provided a cost benefit analysis of the digital copying process for the records retention and recommended approval of the records retention schedule.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-154, which establishes a records retention schedule for the Public Defender department.

(See Resolution Book No. 49)

SHERIFF/OFFICE OF EMERGENCY SERVICES

FY 2008 HOMELAND SECURITY GRANT
BUDGET AMENDMENTS

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors authorized the Chairman to accept the FY 2008 Homeland Security Grant in the amount of \$473,701; approved a budget amendment increasing appropriations and revenues by \$473,701 in the Sheriff budget unit; approved a budget amendment increasing appropriations and revenues by \$4,074 in the Public Health budget unit as a result of an increase in transfers-out from the Sheriff budget unit; approved a budget amendment increasing appropriations and revenues by \$31,633 in the County Fire budget unit as a result of an increase in transfers-out from the Sheriff budget unit; in accordance with Administrative Policy 6-101, *Shasta County Contracts Manual*, Section 2.7, awarded a purchase in the amount of \$114,872 to sole-source provider Remote Tech to purchase a bomb robot; authorized the Purchasing Division to collect quotes, issue formal bids, and make purchases in accordance with Administrative Policy 6-101; and authorized the Auditor-Controller to pay claims for expenses related to the grant that include participating agency costs,

including expenses extending through subsequent fiscal years in which funds have been reappropriated.

RESOURCE MANAGEMENT

PLANNING DIVISION

OPEN SPACE SUBVENTION ACT OF 1971 WILLIAMSON ACT PROGRAM

Assistant Director of Resource Management Rick Simon discussed the Land Conservation Act of 1965 (Williamson Act), which keeps the State's most suitable agricultural lands in agricultural production by providing financial incentives to participating farm and ranch owners. Incentives take the form of reduced property taxes in exchange for long-term commitments through contracts with the County.

Shasta County currently has about 177,035 acres under contract, representing approximately 130 separate ranches. Annual subvention revenues to Shasta County average about \$244,000 annually. Subvention revenues plus reduced property tax (estimated at \$58,000) generate about \$302,000 per year from Williamson Act lands.

With the current budget crisis, the program's fate is uncertain. If the program is cut or substantially reduced by the State, the local program could become a financial liability to the County by as much as \$125,000 per year, based on existing contracts.

Resource Management recommends three alternatives:

1. Continue accepting and processing applications for contracts (maintain status quo);
2. Maintain current contracts, but do not accept new applications until further notice by the Board; or
3. Consider non-renewal of existing contracts and direct staff to report to the Board on the likely financial and land use implications to the County and the appropriate procedure for such action.

In response to a question by Supervisor Cibula, Mr. Ralston explained that, although at least one county has placed a provision in their Williamson Act Contracts that the contract would be cancelled if funding is deleted at the state level, the provision is not enforceable under current law. Non-renewal of contracts is the only option available to counties.

In response to a question by Supervisor Cibula, Mr. Simon recommended the program be maintained at its current level and that the Board of Supervisors put a moratorium on entering into new contracts until the budget situation at the State is adopted. The Board of Supervisors would have the option to reopen the availability of contracts.

Supervisor Kehoe moved that the Board of Supervisors maintain the current Williamson Act contracts but not accept new applications until further notice by the Board of Supervisors. The motion died for lack of a second.

By motion made, seconded (Baugh/Cibula), and carried, the Board of Supervisors approved accepting and processing Williamson Act applications for contracts (maintain status quo), with the matter returning to the Board of Supervisors after the State budget is adopted. Supervisor Kehoe voted no.

SCHEDULED HEARINGS

PUBLIC WORKS

ROAD ABANDONMENT: BARNEY STREET (ANDERSON AREA)
RESOLUTION NO. 2008-155

This was the time set to conduct a public hearing and consider abandoning a portion of a public easement along Barney Street in the Anderson area. Public Works Director Pat Minturn presented the staff report and recommended approval of the project. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

In response to questions by supervisors, Mr. Minturn and County Counsel Mike Ralston confirmed Caltrans proposes a roundabout at one corner of the property, which would require the developer to abandon an adjacent easement; however, initiating negotiations for an exchange of easements is not recommended since there is no connection between the projects.

The public hearing was opened, at which time Pacific Properties Director of Development Elisa Raygoza explained that Pacific Properties already granted the adjacent easement to the City of Anderson for the proposed roundabout.

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

By motion made, seconded (Baugh/Hawes), and carried, the Board of Supervisors adopted Resolution No. 2008-155, which abandons a portion of a public easement along Barney Street (Anderson area). Supervisor Cibula voted no, citing concerns regarding future roundabout traffic circulation.

(See Resolution Book No. 49)

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 07-024
SEVEN HILLS LAND AND CATTLE CO., LLC
SHINGLETOWN AREA
LAND CONSERVATION (WILLIAMSON ACT) CONTRACT

11:50 a.m.: Supervisor Baugh recused due to related pending litigation, Supervisor Hawes recused due to a professional relationship, and they left the chambers.

This was the time set to conduct a public hearing and consider approving Zone Amendment No. 07-024, Seven Hills Land and Cattle Co., LLC, which would rezone approximately 670 acres in the Shingletown area from an Exclusive Agriculture (EA) District to an Exclusive Agriculture combined with an Agricultural Preserve (EA-AP) District. Associate Planner Lio Salazar presented the staff report and recommended approval of the project. 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 project, and the public hearing was closed.

In response to questions by Supervisor Cibula, County Counsel Mike Ralston stated that the Williamson Act is based on state statutes; therefore, it supersedes local statutes. The only legal manner to terminate a Williamson Act contract is to non-renew. Mr. Ralston and County Administrative Officer Larry Lees confirmed that the Board of Supervisors may continue this

matter to a later date; however, an exact date of when the State of California legislators will decide whether to continue or discontinue Williamson Act subventions cannot be determined.

Deputy Assessor-Recorder Wayne Stephens advised that Williamson Act contracts are effective every January 1; therefore, if approval and completion of the contract is delayed past January 1, the contract will be delayed for one full year.

In response to questions by supervisors, Mr. Ralston explained that due to the recusals of Supervisors Baugh and Hawes, a unanimous vote of the three remaining supervisors is required in order to pass the zone amendment and land conservation contract.

Supervisor Cibula made a motion to take the following actions regarding Zone Amendment No. 07-024, Seven Hills Land and Cattle Co., LLC, Shingletown area:

1. Find the project categorically exempt from the California Environmental Quality Act (CEQA) as specifically set forth in Planning Commission Resolution No. 2008-110;
2. Make the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-110;
3. Introduce and waive the reading of an ordinance which approves Zone Amendment No. 07-024; and
4. Approve and authorize the Chairman to sign a Land Conservation (Williamson Act) contract with Seven Hills Land and Cattle Co., LLC limiting the use of 670 acres to agricultural and compatible uses for a period of not less than 10 years from the date of signing.

Supervisor Hartman seconded the motion.

The motion failed by the following vote:

AYES:	Supervisors Cibula and Hartman
NOES:	Supervisors Kehoe

Supervisor Kehoe voted no as he would prefer to maintain current contracts but not accept new applications until the decision of continued Williamson Act funding is determined by state legislators.

11:50 a.m.: Supervisors Baugh and Hawes returned to the chambers.

ZONE AMENDMENT NO. 08-016
HHI, LLC
SHINGLETOWN AREA

This was the time set to conduct a public hearing and consider approving Zone Amendment No. 08-016, HHI, LLC, which would rezone approximately 21.2 acres of a 369.4-acre parcel in the Shingletown area from an Unclassified (U) District to a Limited Residential (R-L) District, in conjunction with a four-parcel land division. Assistant Director of Resource Management Rick Simon presented the staff report and recommended approval of the project. The Notice of Public 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 matter, and the public hearing was closed.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 08-016, HHI, LLC, Shingletown area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the findings as set forth in Planning Commission Resolution No. 2008-113;
2. Made the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-113; and
3. Introduced and waived the reading of an ordinance which approves Zone Amendment No. 08-016.

WORKSHOP

GENERAL GOVERNMENT

COUNTY COUNSEL

COUNTY INVOLVEMENT WITH FEDERAL GOVERNMENT ON LAND USE AND RESOURCE-RELATED MATTERS

Supervisor Cibula stated that he asked for this workshop due to the increased need for control of local land. County Counsel Mike Ralston introduced Modoc County Resource Analyst Sean Curtis.

Mr. Curtis explained the coordination process with the federal government, as outlined in the Federal Land Policy and Management Act and the National Forest Management Act, and discussed numerous projects within Modoc County in which federal government worked alongside the local county government to the benefit of both agencies. Both Acts provide early meaningful participation with local county, state, and tribal governments prior to drafting documents or plans prior to commencement of work. He recommended Shasta County adopt a resolution or ordinance announcing its intent to coordinate with local federal agencies.

Modoc County Counsel John Kenny suggested simplifying the coordination process for the federal agencies by designating a staff member who will be able to devote the needed coordination time, build rapport, and be knowledgeable of federal rules and regulations.

In response to questions by supervisors, Mr. Curtis confirmed that the coordination policy is successful not only for federal agencies, but state agencies as well, and he advised that county land use and resource-related policies be written prior to the adoption of any ordinance or resolution.

Modoc County Land Use Committee Member June Roberts said the advisory committee is essential to Modoc County in reviewing and analyzing data, documents, and materials.

In response to a request by Supervisor Baugh, County Administrative Officer Larry Lees agreed to explore developing a functional area for land use and resource-related matters.

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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 Lawson v. County of Shasta and VanMol v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a); and

2. Conduct an employee performance evaluation pursuant to Government Code section 54957 for the County Administrative Officer and the County Counsel.

1:03 p.m.: The Board of Supervisors recessed to Closed Session.

2:36 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerk of the Board Valerie Ibarra present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as employee performance evaluations. By a unanimous vote, the Board of Supervisors approved Compromise & Releases in the amount of \$95,000 in the case of Lawson v. County of Shasta and \$96,000 in the case of VanMol v. County of Shasta. No other reportable action was taken.

2:37 p.m.: The Board of Supervisors adjourned.


Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy