

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 6, 2009

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 Tom Winslow, Family Celebration Center.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance to the Flag was led by Sadie and Hunter Cibula.

PRESENTATION OF PLAQUES TO OUTGOING SUPERVISOR MARK H. CIBULA

Chairman Hartman, County Fire Deputy Chief Doug Wenham, and Happy Valley Park Committee Co-Chairs Barbara Jackson and Tom O'Mara each presented a plaque to Supervisor Mark Cibula.

Regional Council of Rural Counties Regulatory Program Director Mary Pitto explained that a plaque is being sent to Supervisor Cibula. County Administrative Officer Larry Lees stated Certificates of Recognition are being sent from Senators Dianne Feinstein and Barbara Boxer.

SWEARING-IN CEREMONY

Shasta County Clerk Cathy Darling performed the swearing-in ceremony for Leonard F. Moty, District 2 Supervisor; Glenn Hawes, District 3 Supervisor; and Linda Hartman, District 4 Supervisor.

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

9:43 a.m.: The Board of Supervisors reconvened.

ELECTION OF 2009 CHAIRMAN

Deputy Clerk of the Board Valerie Ibarra called for nominations for the position of Chairman of the Board for the year 2009. Supervisor Baugh nominated Supervisor Hawes, and Supervisor Kehoe seconded the motion. As no other nominations were made, Supervisor Hawes was declared Chairman for 2009.

ELECTION OF 2009 VICE CHAIRMAN

Deputy Clerk of the Board Valerie Ibarra called for nominations for the position of Vice Chairman of the Board for the year 2009. Supervisor Baugh nominated Supervisor Kehoe, and Supervisor Hawes seconded the motion. As no other nominations were made, Supervisor Kehoe was declared Vice Chairman for 2009.

9:45 a.m.: The Board of Supervisors recessed.

9:46 a.m.: The Board of Supervisors reconvened.

PRESENTATION OF PLAQUE TO 2008 BOARD CHAIRMAN LINDA HARTMAN

Chairman Hawes presented a plaque to Supervisor Hartman in recognition of her dedicated service to Shasta County as Chairman of the Board of Supervisors during 2008.

PUBLIC COMMENT PERIOD - OPEN TIME

Lawrence Fleming and Wendy Peet spoke in opposition to the appointment of Peter Scales to County Service Area No. 6 - Jones Valley Community Advisory Board.

Kathy Jalquin stated she recently learned the proposed Elk Trail project is not eligible for Proposition 50 and 84 funds, as previously hoped for.

Johnathan Paul Walpole spoke in opposition to the unpaid nuisance abatement fees that were added to his property taxes. Supervisor Baugh referred the matter to the County Administrative Office for investigation.

BOARD MATTERS

2008 EMPLOYEE OF THE YEAR
LEGAL SECRETARY/SUPERVISOR EVE KETCHUM
RESOLUTION NO. 2009-001

At the recommendation of Chief Probation Officer Brian Richart and by motion made, seconded (Hartman/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-001, which recognizes Shasta County's 2008 Employee of the Year.

(See Resolution Book No. 50)

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced that the item regarding the proposed appointments to the Community Advisory Boards was pulled for discussion.

Supervisor Kehoe requested that page 287 of the minutes of the meeting held on December 16, 2008 be corrected to reflect that he voted no on the Williamson Act Program item.

Supervisor Moty announced he would abstain from voting on the minutes of the meeting held on December 16, 2008 as he was not a member of the Board of Supervisors at that time.

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 (with Supervisor Moty abstaining on the minutes of the December 16, 2009 minutes):

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 2009. (Board Matters)

Gave the annual authorization to the Registrar of Voters to conduct election duties during the year 2009. (Board Matters)

Adopted Resolution No. 2009-002, which authorizes the Shasta County Arts Council to apply for and accept the Fiscal Year 2009-10 California Arts Council Grant State/Local Partnership Programs. (Board Matters)

(See Resolution Book No. 50)

Approved the minutes of the meeting held on December 16, 2008, as corrected. (Clerk of the Board)

Enacted Ordinance No. 378-1984, which approves Zone Amendment No. 06-009, GPA, Inc. (Shingletown area), as introduced October 21, 2008. (Clerk of the Board)

(See Zoning Ordinance Book)

Enacted Ordinance No. 667, which repeals Resolution No. 95-31, and revises the County's road acceptance and maintenance policy, as introduced December 9, 2008. (Clerk of the Board)

(See General Ordinance Book)

Enacted Ordinance No. SCC 2009-01, which amends Section 2.45.070 of the Shasta County Code to reduce the In-Home Supportive Services Advisory Committee from eleven to nine members, and adds a provision for advisory committee members to receive advances for advisory committee-related travel, as introduced December 16, 2008. (Clerk of the Board)

(See County Code Ordinance Book)

Reappointed J.R. Murray and David Winningham to the Burney Basin Mosquito Abatement District Board of Trustees for two-year terms to January 2011. (Clerk of the Board)

Appointed Michael Millington to the Fall River Resource Conservation District Board of Directors for a four-year term to December 2012. (Clerk of the Board)

Reappointed Dr. Andrew Deckert, Maxine Wayda, Barbara Lapp, Dr. Jennifer Moranda, and Judie Englesby-Smith to the Shasta Children and Families First Commission for one-year terms to January 2010. (Clerk of the Board)

Reappointed Gary Hergert to the Shasta Mosquito and Vector Control District Board of Trustees for a four-year term to January 2013. (Clerk of the Board)

Reappointed Administrative Analyst Elaine Grossman as the County Administrative Officer designee to the Shasta Public Library System Citizens' Advisory Committee for a four-year term to November 2012. (Clerk of the Board)

Reappointed William L. Meek and Shasta County Public Defender Neal Pereira to the Board of Trustees of the Shasta County Public Law Library for one-year terms to January 2010. (County Counsel)

Approved a budget amendment which transfers a total of \$55,000 from two fixed-asset accounts in the Information Technology budget to augment a third fixed-asset account to cover the purchase of a core network router, and renames the third account to more accurately reflect the number of devices that will be purchased. (Information Technology)

Approved and authorized the Chairman to sign an amendment to the employment agreement with County Administrative Officer Lawrence G. Lees to extend the term to January 5, 2012; lengthen the time between performance evaluations; and clarify termination language. (Support Services)

Approved and authorized the Chairman to sign a retroactive maintenance agreement with IKON Office Solutions, Inc. in a minimum annual amount of \$1,764.43 to continue the maintenance of a copier owned by the Animal Regulation Unit for the period August 1, 2008 through July 31, 2009, with one automatic one-year renewal. (Sheriff)

Accepted an easement deed from Scott Joseph Swendiman and Lynn Ann Swendiman, Co-Trustees of the Swendiman Family Trust, conveying a parcel of project right of way for the Airport Road at Sacramento River Bridge Project. (Public Works)

Approved and authorized the Chairman to sign an agreement with Merritt Moore to lease an aircraft hangar at the Fall River Mills Airport for a 15-month period of January 1, 2009 through March 31, 2010 in the amount of \$180 per month for four months and \$185 per month thereafter. (Public Works)

Approved and authorized the Chairman to sign a Memorandum of Understanding (MOU) with Lassen Volcanic National Park to provide mutual cooperative assistance at no cost from the date of signing through termination by either party; and approved and authorized the County Fire Warden to sign future amendments to the MOU as long as there is no increase in compensation. (County Fire)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

APPOINTMENTS: VARIOUS COMMUNITY ADVISORY BOARDS

Public Works Director Pat Minturn stated that the Community Advisory Boards (CAB) are advisory only and have no authority to take formal action. County Service Areas are formed to provide urban services in rural areas and communities; as these are dependent special districts, the Board of Supervisors is the governing board. Although CABs have no authority to take direct action, they do manage local issues and operational issues and make recommendations for annual budgets, capitol improvements, and rate increases.

If there are an equal number of candidates and vacant seats on a CAB, no election is held, and the Board of Supervisors appoints those candidates. If there are more candidates than vacancies, an election by mail is held.

In response to questions by Supervisors, Mr. Minturn explained that vacancy notices are mailed to County Service Area customers requesting candidates; if more candidates are received than positions are available, election ballots are mailed. The Board of Supervisors has the authority to appoint and remove appointed members.

In response to questions by Supervisors, County Counsel Mike Ralston recommended the Board of Supervisors continue the County Service Area No. 6 - Jones Valley appointments for two weeks to allow him to review the legal candidacy and membership requirements and the process for removing appointed CAB members.

Kathy Jalquin, Darla Baldwin, and Lawrence Fleming requested the Board of Supervisors not appoint Peter Scales to the CAB as they attend County Service Area No. 6 - Jones Valley CAB meetings, and they regularly observe the behavior of Mr. Scales.

Peter Scales responded that most persons who spoke regarding this item are not customers of County Service Area No. 6 - Jones Valley. He requested to serve on the CAB until Elk Trail East and West have adequate water supply and County Service Area No. 6 operates efficiently and with accountability. He confirmed that he verbally attacked two persons, but it was not during CAB meetings.

In response to a question by County Administrative Office Larry Lees, Mr. Minturn confirmed there are no urgent matters needing attention should the Board of Supervisors vote to continue this matter for two weeks.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors acting as the Board of Directors of various County Service Areas continued the appointments of property owners to the Community Advisory Board for County Service Area No. 6 - Jones Valley to the January 27, 2009 meeting; and appointed the following property owners to two-year terms on the Community Advisory Boards within their respective CSAs:

CSA No. 2 – Sugarloaf

Carmen Lee
David Lee
Jerry Parks (alternate)

CSA No. 13 – Alpine Meadows

Andy Anderson
David Travis
(Public Works)

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 State of California's \$41 billion deficit and its impact to Shasta County.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

**PRESENTATION: LOCAL CHILD CARE PLANNING COUNCIL
STATE DEPARTMENT OF EDUCATION CERTIFICATION STATEMENT**

Administrative Analyst Mike Lindsey presented the staff report and introduced Shasta County Office of Education Early Childhood Services Coordinator Carol Nye.

Ms. Nye explained that Shasta County Local Child Care Planning Council (LCCPC) is a collaboration of consumers, service providers, public agencies, and other community representatives which works to assess and coordinate the delivery of quality child care services and programs. In Shasta County alone, approximately 18,076 children may need child care, and approximately 40 percent of families with children in child care choose unlicensed child care. The LCCPC members and partner agencies have developed a comprehensive, countywide strategic plan to address child care needs in Shasta County.

By motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors 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, 2009 through December 31, 2009.

SCHEDULED HEARINGS

GENERAL GOVERNMENT

ASSESSOR-RECORDER

RECORDER'S OFFICE CERTIFICATION AND COPY FEES

This was the time set to conduct a public hearing and consider the request to set certification and copy fees for the Recorder's Office. Assessor-Recorder Leslie Morgan 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, Ms. Morgan explained that the current fees do not cover both direct and indirect fees and confirmed the department will continue to analyze their fees regularly.

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/Moty), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which sets certification and copy fees in the Recorder's Office.

HEALTH AND HUMAN SERVICES

PUBLIC HEALTH

PUBLIC HEALTH SERVICE REDUCTIONS

This was the time set to conduct a Beilenson public hearing to consider reducing services of the Public Health Department. Director of Public Health Donnell Ewert presented the staff

report and recommended approval of reducing services. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

In response to questions by supervisors, Mr. Ewert confirmed that the Public Health Department has been trying to manage the negative impact of the State of California budget and will continue to help those affected to seek treatment and services elsewhere prior to the reduction of services. Services to be reduced include:

- ◆ Immunizations:
 - Eliminate two half-day clinics per month in Shasta Lake, Anderson, and Redding (Sacramento Street);
 - Eliminate one half-day clinic per month in Fall River Mills;
 - Eliminate three half-day clinics per month in Burney; and
 - Reduce the number of travel shots appointments in Redding (Breslauer Way).
- ◆ Medical Management Tuberculosis (TB) Exposure Positive Persons:
 - Refer positive TB bacteria exposure persons to private physicians, unless they are contacts of active TB cases.
- ◆ Blood Pressure Monitoring:
 - Eliminate bi-monthly clinics in Lakehead and Shasta Lake; and
 - Eliminate monthly clinics in Anderson, Happy Valley, and Cottonwood.
- ◆ Animal Bites Victims Communication:
 - Reduce communication intensity with lower risk animal bites victims.
- ◆ Nurse of the Day:
 - Reduce countywide coverage from eight hours per day to two hours per day.
- ◆ Special Health Care Needs (California Children’s Services [CCS] Program) Children Medical Care:
 - Eliminate nutrition consultations to parents of CCS Medical Therapy Unit treated children at Buckeye School;
 - Increase nursing case loads by reducing number of nurse case managers countywide by 0.5 full time equivalent (FTE);
 - Delay medical/financial/residential eligibility determination by reducing number of social worker case managers countywide by 0.5 FTE;
 - Delay physical therapy services appointments by reducing physical therapists within the CCS Medical Therapy Unit at Buckeye School by 0.5 FTE.

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/Hartman), and unanimously carried, the Board of Supervisors approved Public Health service reductions.

PUBLIC WORKS

PARCEL MAP NO. 07-004
SQUAW CARPET FIRE ACCESS PERMANENT ROAD DIVISION
SHINGLETOWN AREA

This was the time set for a public hearing regarding the proposed Squaw Carpet Fire Access Permanent Road Division (Shingletown area). Supervising Engineer Al Cathey 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 formation, 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 this matter to a future Board of Supervisors meeting to consider formation of the Permanent Road Division.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Anselmo and Seven Hills Land and Cattle Company, LLC v. Jensen, Mull and County of Shasta and Phipps v. Shasta County Probation Department, pursuant to Government Code section 54956.9, subdivision (a).

11:44 a.m.: The Board of Supervisors recessed to Closed Session.

12:58 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. By a unanimous vote, the Board of Supervisors authorized the Law Office of Garry Brickwood to handle the defense in the matter of Phipps v. Shasta County Probation Department. No other reportable action was taken.

12:59 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 13, 2009

REGULAR MEETING

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

- District No. 1 - Supervisor Kehoe
- District No. 2 - Supervisor Moty
- 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 Hawes.

PUBLIC COMMENT PERIOD - OPEN TIME

David Young spoke in opposition to the rules and regulations prohibiting homeowners from allowing citizens to live in recreational vehicles on their property.

BOARD MATTERS

JANUARY 2009 EMPLOYEE OF THE MONTH
CHILD SUPPORT SPECIALIST III LYNNE DAVIS
RESOLUTION NO. 2009-003

At the recommendation of Director of Child Support Services Terri Love and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-003, which recognizes Child Support Specialist III Lynne Davis as Shasta County's January 2009 Employee of the Month.

(See Resolution Book No. 50)

2009 CHAIRMAN'S APPOINTMENTS

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved the Chairman's appointments, other Board of Supervisors appointments, and liaison assignments for the year 2009, as follows:

Supervisor Kehoe, District 1

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

Supervisor Moty, District 2

County Functional Area - General Government
 CSAC Committee - Housing, Land Use, and Transportation
 Regional Transportation Planning Agency
 Northern California Water Association (NCWA)
 Regional Council of Rural Counties (RCRC), Alternate
 Airport Land Use Commission (ALUC), Alternate
 Sacramento River Conservation Area Forum, Alternate
 California State Association of Counties (CSAC), Alternate
 Indian Gaming Local Community Benefit Committee, Alternate

Supervisor Hawes, District 3

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

Supervisor Baugh, District 5

County Functional Area - Land Use
CSAC Committee - Government Finance and Operations
Area Agency on Aging, PSA II, Executive Board
Regional Transportation Planning Agency
Regional Council of Rural Counties (RCRC)
Local Agency Formation Commission (LAFCO)
Airport Land Use Commission (ALUC)
Northern Rural Training and Employment (NoRTEC)
Redding Area Water Council's Policy Water Resources Master Plan
Mental Health Board, Alternate

CONSENT CALENDAR

By motion made, seconded (Hartman/Moty), 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 \$1,127.50 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on January 6, 2009, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with the law firm of Wilkins & Johnson in an amount not to exceed \$8,500 to provide legal counsel for the Shasta County Assessment Appeals Board for the period April 1, 2009 through March 31, 2010, with two automatic one-year renewals. (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 Baugh recently attended the Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

PUBLIC WORKS

**AGREEMENT: NICHOLS, MELBURG & ROSSETTO ARCHITECTS
ARCHITECTURAL DESIGN SERVICES FOR 1855 SHASTA STREET, REDDING**

Public Works Director Pat Minturn presented the staff report and recommended approval of the agreement.

In response to questions by Supervisors, Mr. Minturn explained the request for proposal (RFP) process, noting that 100 RFPs were mailed and were available online at the department's website, and 14 RFPs were submitted. A review panel consisting of Public Works and District Attorney staff selected the RFP of Nichols, Melburg & Rossetto Architects as the most favorable, which was also the lowest bid. Should the project be delayed due to budget cuts, the drafted plans can still be used at a later date with minor adjustments.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Nichols, Melburg & Rossetto Architects to provide architectural design services to remodel the building located at 1855 Shasta Street for the District Attorney's Office and the Veterans Services Office in an amount not to exceed \$430,000 from the date of signing through 30 days after the filing of a Notice of Completion for the construction or June 30, 2011, whichever is earlier; and approved and authorized the Public Works Director to sign amendments to the agreement in an amount not to exceed an aggregate of 10 percent of the original value of the agreement.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Green v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a); and

- 9:44 a.m.: The Board of Supervisors recessed.
- 9:50 a.m.: The Board of Supervisors reconvened.
- 9:51 a.m.: The Board of Supervisors recessed to Closed Session.
- 10:08 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 the Law Office of Gary Brickwood to handle the defense in the matter of Green v. County of Shasta. No other reportable action was taken.

- 10:09 p.m.: The Board of Supervisors recessed.
- 12:00 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Moty, Hartman, and Baugh, County Administrative Officer/Clerk of the Board Larry Lees, and County Counsel Mike Ralston present.

FIELD TRIP

AIRPORT ROAD AT SACRAMENTO RIVER BRIDGE CONSTRUCTION UPDATE

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.

1:10 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, January 27, 2009

REGULAR MEETING

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

- District No. 1 - Supervisor Kehoe
- District No. 2 - Supervisor Moty
- 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 - Valerie Ibarra
- Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Pastor Don Pryor, Foothill Christian Center.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Kathy Jalquin spoke in reference to correspondence from the California Department of Public Health Division of Drinking Water and Environmental Management to Assemblyman LaMalfa regarding various propositions and potential loan and grant programs that may affect Elk Trail water concerns.

Charles Alexander spoke in opposition to the American Lung Association's involvement with Assembly Bill 32 (Nuñez), Global Warming Solutions Act of 2006.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Moty), 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 \$4,108.94 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on January 13, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 668, which sets certification and copy fees in the Recorder's Office, as introduced January 6, 2009. (Clerk of the Board)

(See General Ordinance Book)

Appointed Jane Wilson as the Social Services Department representative to the Shasta Children and Families First Commission for a one-year term to January 2010. (Clerk of the Board)

Appointed Leah Haws (as recommended by District 2 Supervisor Moty) to the Shasta County Arts Council for a three-year term to June 2011. (Clerk of the Board)

Reappointed Virginia Webster to the PSA Area 2 Agency on Aging - Advisory Council for a four-year term to January 2013. (Clerk of the Board)

Adopted Resolution No. 2009-004, which approves revisions made to Appendix A, *Designated Positions* and *Disclosure Categories* of the Anderson Fire Protection District Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 50)

Adopted Resolution No. 2009-005, which approves revisions made to Exhibit A, *Designated Positions* and Exhibit B, *Disclosure Categories* of the Chrysalis Charter School Conflict of Interest Code. (Clerk of the Board)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign a renewal enterprise enrollment agreement with Microsoft Volume Licensing in an amount not to exceed \$433,435.44 to maintain and support Microsoft Client Access software licenses to provide corrective, security, and enhancement updates for current software licenses for the period February 1, 2009 through January 31, 2012. (Information Technology)

Approved and authorized the Chairman to sign a revised retroactive grant revenue 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. (Public Health)

Approved the appointment of Susan Wolf at Step 'F' of the Program Manager I classification. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Shasta Union High School District in the amount of \$85,957 (plus any overtime costs) to provide one Deputy Sheriff (School Resource Officer) on the Foothill High School campus from the date of signing through June 5, 2009. (Sheriff)

Approved and authorized the Chairman to sign the following agreements with Caltrans: in an annual estimated amount of \$20,000 to share costs of operation and maintenance of traffic signals and lighting at the intersections of state highways and county roads; and in an annual estimated amount of \$3,000 to operate and maintain the traffic signal at the Gas Point Road and Rhonda Road intersection. (Public Works)

Approved and authorized the Chairman to sign a renewal agreement with W.M. Beaty & Associates, Inc. in the amount of \$1,000 to lease the Shingletown Airport for the period January 1, 2009 through December 31, 2009. (Public Works)

Approved and authorized the Chairman to sign an agreement with Rex Horney to lease an aircraft hangar at the Fall River Mills Airport for a 14-month period of February 1, 2009 through

March 31, 2010 in the amount of \$180 per month for two months and \$185 per month thereafter. (Public Works)

Approved and authorized the Chairman to sign an amendment to the lease with the California State Lands Commission effective January 29, 2009 increasing compensation to \$341 per year to include utility lines on the Airport Road at Sacramento River Bridge. (Public Works)

Adopted Resolution No. 2009-006, which authorizes Resource Management to accept the Used Oil Recycling Block Grant - Fourteenth Cycle in the amount of \$28,206 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake for Fiscal Year 2008-09; appoints the Director of Resource Management as the agent for Shasta County for the purpose of the grant; and authorizes the Auditor-Controller to pay claims for program expenditures incurred between July 1, 2008 and August 15, 2011. (Resource Management/Community Education Section)

(See Resolution Book No. 50)

Approved and authorized the County Fire Warden to purchase two Type 1 triple combination pumper fire engines for the Shasta County Fire Department; and awarded the bid to HME Ahrens-Fox for a total purchase price of \$589,046.50. (County Fire)

REGULAR CALENDAR

PRESENTATION

CONSUMER PROTECTION PROGRAM UPDATE

District Attorney Jerry Benito and Agricultural Commissioner/Sealer of Weights and Measures Mary Pfeiffer explained that the Consumer Protection Program was approved by the Board of Supervisors in 2006. Mr. Benito told of a part-time investigator that assists in educating local businesses and citizens in price verifications. Ms. Pfeiffer stated that her staff does random inspections to assure for accurate pricing. An attorney in the District Attorney's office is involved in state-wide settlements that are divided equally between the number of counties involved.

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 attendance at a meeting for discussion of AB 885 (Calderon) regarding onsite wastewater treatment systems. By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to the State Water Resources Control Board to submit Shasta County's comments of areas of concern.

CAO Lees stated that some permit fees collected by Shasta County have costs set by the State. It has been determined that the State has not kept pace with the actual cost of providing the permits, and Yolo County has initiated a request to the State to consider allowing counties to have the flexibility to recoup actual costs. By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter, joining with Yolo County in this endeavor.

CAO Lees met with the labor organizations to discuss the issues of the State budget and its impact on Shasta County. There is a possibility that the State may defer payments to Shasta County from February through September, which would be approximately \$15 to \$16 million to

and does not include funding that will affect Public Safety. This will seriously impact services provided by the County. He reiterated that the County should not utilize deficit spending.

Supervisor Kehoe recently attended the Redding Area Bus Authority (RABA) Board meeting.

Supervisor Baugh recently attended the Northern Rural Training and Employment (NoRTEC) meeting.

Supervisors reported on issues of countywide interest.

HEALTH AND HUMAN SERVICES

SOCIAL SERVICES

AGREEMENT: CALIFORNIA DEPARTMENT OF SOCIAL SERVICES SSI/SSP INTERIM ASSISTANCE PAYMENTS REIMBURSEMENT RESOLUTION NO. 2009-007 BUDGET AMENDMENT

Health and Human Services Agency Director Marta McKenzie explained that mandated programs and services provide funds on an urgency basis. The General Assistance (GA) budget unit will not have sufficient funding to make February 1, 2009 payments. The proposed agreement with the California Department of Social Services will reimburse Shasta County for GA benefits which are often paid to individuals awaiting approval of Supplemental Security Income (SSI) benefits. The department is considering reducing benefits by \$20 per month, which would reduce expenditures by approximately \$40,000 for the remainder of the fiscal year.

In response to questions by Supervisor Baugh, Ms. McKenzie stated that the fund balance in Social Services at the end of June 2008 was \$9.5 million. Even though there have been salary savings, there have been reductions in other funding sources. Reducing monthly benefits by \$20 per month will allow increased funding for other services, such as mandatory drug/alcohol screening and mandatory job-search training.

In response to questions by Supervisor Kehoe, County Counsel Mike Ralston advised that the mandatory drug/alcohol screening for applicants is an appropriate treatment to occur with the program. Ms. McKenzie said that the goal is to include a drug and alcohol counselor in the enrollment process so that immediate assessment is available for the GA client. The participation in the mandatory screening and treatment will not include blood testing; it will be a discussion. The objective is to reduce barriers to employment.

Supervisors Kehoe and Moty expressed their objections to reducing GA monthly benefits by \$20.

Dan Belknap advised that he had been involved in a program in Alameda County for GA clients. In that program, men and women were not tested for drug or alcohol usage; however, if they appeared at the work site and appeared to be intoxicated, they were not allowed to stay to work that day.

Supervisor Kehoe stated that his motion will not include the reduction of benefits as a \$20 reduction to these individuals would be substantial.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors approved a budget amendment in the amount of \$575,000 increasing appropriations in the General Assistance budget unit, offset by a decrease in fund balance; directed the department to explore and implement program changes to improve services and contain costs (excluding a reduction in General Assistance benefits); and adopted Resolution No. 2009-007,

which approves and authorizes the Chairman to sign an agreement with the California Department of Social Services to provide reimbursement to Shasta County for Interim Assistance payments for Supplemental Security Income/Supplementary Security Payment (SSI/SSP) benefits for the period July 1, 2008 through June 30, 2009, with five additional one-year terms.

(See Resolution Book No. 50)

10:25 a.m.: The Board of Supervisors recessed.

10:30 a.m.: The Board of Supervisors reconvened.

PUBLIC WORKS

APPOINTMENTS: COUNTY SERVICE AREA 6-JONES VALLEY WATER COMMUNITY ADVISORY BOARD

Public Works Director Pat Minturn stated the appointment to members to the County Service Area 6-Jones Valley Water Community Advisory Board was continued from the Board of Supervisors meeting of January 6, 2009.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors appointed Ronald Carter, Al Clewett, and Peter Scales to the County Service Area No. 6-Jones Valley Water Community Advisory Board for two-year terms to January 2011.

SCHEDULED HEARINGS

PUBLIC WORKS

TRACT MAP NO. 1917 WHITE OAK MANOR PERMANENT ROAD DIVISION EAST MILLVILLE AREA

This was the time set to conduct a public hearing regarding the proposed White Oak Manor Permanent Road Division (east Millville area). Public Works Supervising Engineer Al Cathey 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 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****ZONE AMENDMENT NO. 07-025****MICHAEL STIERLI****MOUNTAIN GATE AREA**

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 07-025, Stierli (Mountain Gate area), which would rezone approximately 4.2 acres from a Rural Residential (R-R) and Mineral Resource Buffer (R-R-MRB) District to a Mixed Use combined with a Mineral Resource Buffer (MU-MRB) District and to an Open Space combined with a Mineral Resource Buffer (OS-MRB) 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 no one spoke for or against the proposal, and the public hearing was closed.

By motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-025, Michael Stierli, Mountain Gate 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. 2008-019;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-019;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-025, as requested.

ZONE AMENDMENT NO. 07-031**CHARLES AND GRETCHEN LASATER****ANDERSON AREA**

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 07-031, Lasater (Anderson area), which would rezone approximately 20 acres 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 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. 07-031, Charles and Gretchen Lasater, Anderson 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. 2008-121;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-121;

3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-031, as requested.

BOARD MATTERS

FALL RIVER RESOURCE CONSERVATION DISTRICT FALL RIVER WATERSHED

Director of Fall River Resource Conservation District Raymond Christensen spoke regarding the Fall River Resource Conservation District's Five Year Strategic Plan and proposed Memorandum of Understanding for the Fall River Watershed. He stated that a significant source of water during rain fall and snow melt flows into the Fall River to the watersheds. Due to wildfires over the years, there is an over-supply of sediment to the Fall Rive. As a result of damage caused to the aquatic habitat, the wild trout fishery is declining.

Fall River Valley landowners created the Fall River Conservancy to restore, enhance, and preserve the health of the Fall River Watershed and its wild trout populations. Removal of the sediments is necessary to restore the aquatic habitat.

The California Regional Water Quality Board, U.S.D.A. National Conservation Service, California Department Fish & Game, and Fall River Resource Conservation District have stated that they will sign the Five Year Strategic Plan. The Fall River Conservancy would value Shasta County becoming an alliance partner.

In response to questions by Supervisor Kehoe, Mr. Christensen stated that meetings began over ten years ago with interested parties and agencies. Restoration controls the sediment sources at Bear Creek Meadow. Muskrats, cattle fencing, the restoration of the watershed, and a pilot dredging project also need control measures.

In response to questions by Supervisor Baugh, Mr. Christensen advised that the sediment that is removed will be deposited in the lava beds.

Mr. Christensen stated that the Memorandum of Understanding is a signatory agreement to support the Plan. He understands that funding is not available from the County. By consensus, the Board of Supervisors directed County Administrative Officer Larry Lees to have County staff and County Counsel review and return to the Board of Supervisors for possible further action.

WORKSHOP

RESOURCE MANAGEMENT

SENATE BILL 375 (STEINBERG) GREENHOUSE GAS EMISSIONS

Director of Resource Management Russ Mull stated that his department intends to begin the General Plan update process; this process will be impacted by Assembly Bill 32 (Nuñez), Global Warming Solutions Act of 2006 and Senate Bill 375 (Steinberg), Greenhouse Gas Emissions, both of which involves regional transportation plans and inject the State into land use planning. The purpose of this legislation is to reduce city and county land use authority, to stop growth in the unincorporated areas of counties, and move it to the cities.

AB 32 mandates a reduction in greenhouse gas emissions and SB 375 deals primarily with greenhouse gases (GHG) associated with development projects. The California Air Resources Board develops targets for the reduction of GHG to be reached by 2010 and updated every 8 years. Appointments have recently been made to a State advisory committee, and no members are from a rural area.

It is expected the Regional Transportation Plan (RTP) will consider growth patterns based on current planning assumptions to prepare a sustainable communities strategy (SCS). SB 375 does not change the transportation funding, which must be consistent with the SCS.

Shasta County will not be affected by the two types of streamlining: residential projects that are consistent with the SCS and transportation priority projects. Shasta County does a housing plan that is reviewed every five years as required by State law. Although SB 375 changes that cycle to every eight years to be consistent with two RTP planning periods, Shasta County and the cities of Redding, Anderson, and Shasta Lake will continue with the cost of the five-year mandate as it is one of the few counties in federal air quality attainment.

Mr. Mull recommended that Shasta County proceed with establishing a general plan advisory committee and general plan community working groups to update the general plan, beginning in Fiscal Year 2009-10. The Shasta County Air Quality Management District has been assigned to monitor AB 32 and to develop an AB 32 compliant update to the air quality element of the general plan. The RTP and SCS process will be monitored as staffing allows. Shasta County does not currently have the financial capacity to proceed with a general plan update.

In response to a question by Supervisor Baugh, Mr. Mull advised that Shasta County represents approximately 0.5 percent of the GHG emissions in the state.

Citizens for Smart Growth Representative Ron Reese stated Shasta *FORWARD*>> is a community-driven process including local developer, tribal leader, Public Health, and local citizens. SB 375 proposes to reduce GHG emissions to 1990 levels, which is approximately a 25 percent reduction in the current carbon emissions. Shasta *FORWARD*>> will be a tool to assist in the planning of meeting the new government regulations on GHG by providing input from members of the community.

In response to a question by Supervisor Kehoe, CAO Lees stated that the City of Redding has determined that is not in their best interest to go forward with a tax-sharing agreement at this time. The cities of Shasta Lake and Anderson have not expressed an interest to participate.

Mr. Mull expressed his appreciation for input from community groups regarding the update of the general plan.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled King v. Saxon Mortgage Services, Inc. and Gardner v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a); and
2. Consider a public employee appointment (Public Defender), pursuant to Government Code section 54957;

11:40 a.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 Supervisors Kehoe, Moty, Hawes, Hartman, and Baugh, 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 to discuss existing litigation, as well as a public employee appointment. By a unanimous vote, the Board of Supervisors directed the office of County Counsel to handle the defense of County defendants in the matter of King v. Saxon Mortgage Services, Inc. No other reportable action was taken.


12:50 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, February 3, 2009

REGULAR MEETING

9:01 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

- District No. 1 - Supervisor Kehoe
- District No. 2 - Supervisor Moty
- 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 - Valerie Ibarra
- Deputy Clerk of the Board - Diane Colson

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 Baugh.

BOARD MATTERS

**FEBRUARY 2009 EMPLOYEE OF THE MONTH
BOATING SAFETY OFFICER MICHAEL ANDERSON
RESOLUTION NO. 2009-008**

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-008, which recognizes Boating Safety Officer Michael Anderson as Shasta County's February 2009 Employee of the month.

(See Resolution Book No. 50)

PROCLAMATION: WEAR RED DAY FOR WOMEN

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates February 6, 2009 as Wear Red Day for Women in Shasta County. American Heart Association Chairwoman Connie Metcalf was present to accept the proclamation.

PLANNING COMMISSION NOMINATION

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors nominated Dick Franks to serve on the Shasta County Planning Commission. The appointment was deferred to the next meeting.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced the items regarding an agreement with the California Department of Public Health and an agreement with Record Searchlight 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 and authorized the Chairman to sign the County Claims List totaling \$4,911.40 requiring special board action. (Auditor-Controller)

Adopted Resolution No. 2009-009, which amends "Exhibit 'A' Designated Positions" of the County of Shasta's Conflict of Interest Code to insure that the positions and degree of disclosure required for each position are current and correct. (County Counsel)

(See Resolution Book No. 50)

Released the security guaranteeing maintenance of public improvements in the amount of \$23,800 for Tract Map No. 1921, Honeybee Acres, Phase 1 subdivision (south Redding area). (Public Works)

Adopted Resolution No. 2009-010, which grants an extension of time to the developer for completion of improvements for Tract Map No. 1933, Silver Saddle Estates (Cottonwood area) by January 23, 2010; and approved and authorized the Chairman to sign an amendment to the agreement with Cottonwood Properties, L.P. extending the time of completion to January 23, 2010. (Public Works)

(See Resolution Book No. 50)

ACTION ON ITEMS PULLED FROM CONSENT CALENDARAGREEMENT: CALIFORNIA DEPARTMENT OF PUBLIC HEALTH
WOMEN, INFANTS, AND CHILDREN (WIC) PROGRAM FUNDING

In response to a question from Supervisor Kehoe, Director of Public Health Donnell Ewert stated that the federal funding source is secure in this matter.

By motion made, seconded (Kehoe/Hartman), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a retroactive renewal agreement with the California Department of Public Health in an amount not to exceed \$4,131,000 to provide continued funding to Shasta County for the Women, Infants, and Children (WIC) Program to provide nutrition counseling and education, breastfeeding promotion, medical care referrals, and vouchers for nutritious foods for women, infants, and children for the period October 1, 2008 through September 30, 2011; and authorized the Public Health Director to approve future contract adjustments that do not exceed five percent of the budget of the WIC agreement. (Public Health)

AGREEMENT: RECORD SEARCHLIGHT
FOSTER CARE LICENSING AND ADOPTION SERVICES

In response to a question from Supervisor Kehoe, Director of Social Services Jane Work confirmed that there are five other newspapers in Shasta County; however, the Record Searchlight has proven to be the best use of services. By consensus, the Board of Supervisors directed Ms. Work to review the use of other newspapers in Shasta County to advertise for foster care needs.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a retroactive agreement with the Record Searchlight in the amount of \$12,863.68 to advertise foster care licensing and adoption services to recruit foster parents and promote adoption for the period October 25, 2008 through June 30, 2009. (Social Services)

REGULAR CALENDAR

PRESENTATIONS

MISSING IN AMERICA PROJECT

Missing in America Project (MIAP) National Executive Director Fred Salanti presented information to describe the history and continued services of MIAP. He explained about the research done to locate cremated remains (cremains) of veterans that are located in funeral homes and mortuaries in the United States. The cremains are buried in veterans cemeteries with honor and respect. On May 21, 2009, the MIAP Funeral Escort Team will leave Sacramento, California on a mission to escort the cremains of U.S. Navy Boatswain's Mate First Class Johnnie Callahan, who was awarded the Silver Star medal, to Arlington National Cemetery in Washington, D.C.

BOARD MATTERS

PROCLAMATION: BLACK HISTORY MONTH

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation designating February 2009 as Black History Month in Shasta County. Ms. Isaac Lowe was present to accept the proclamation.

PRESENTATIONS

SHASTA COUNTY INTERCONNECTING TRAILS

Bureau of Land Management (BLM) Field Manager Steve Anderson provided an overview of the interconnecting trails in Shasta County. He presented 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). He also presented plaques of appreciation to Assistant Chief/Eastern Division CalFIRE Kelley Gouette and Assistant Chief/Western Division CalFIRE Kelly Dreesmann for cooperation and collaboration of efforts at CalFIRE Sugar Pine Conservation Camp, CalFIRE Trinity River Conservation Camp, and CalFIRE Shasta/Tehama Unit.

Bureau of Land Management Outdoor Recreation Planner Anastasia Lytle discussed improvements done on trails in Shasta County. Many of the current and future trails offer use by horseback riders, bicycle riders, walkers, and runners.

Mr. Anderson discussed upcoming plans, such as building a vista point at the top of the hill at Keswick Parking lot at the trail that goes to the dam. BLM would appreciate the support of the Board of Supervisors for their upcoming Off-Highway Vehicles program grant applications. Mr. Anderson also requested the Board of Supervisors to review a previous resolution made in support of the Sacramento River Bend National Recreation Area, and consider providing one as another resolution may be needed in the future.

10:15 a.m.: The Board of Supervisors recessed.

10:25 a.m.: The Board of Supervisors reconvened.

WHISKEYTOWN PARK: SHASTA BALLY

Whiskeytown Park Superintendent Jim Milestone advised that two meetings have taken place for the public to view the presentation regarding the proposed alternatives for future management of the Shasta Bally summit. The period for public comment to give information as to the alternatives has been extended to February 15, 2009. A draft Environmental Assessment (EA) should be available for public review at the end of March or early April, 2009, commencing a 30-day public comment period; draft right-of-way permits will be issued to all current tenants in June 2009.

Previously, there has not been a management plan for Shasta Bally summit. The three matters involved include:

1. The access road from Sheep Camp to the Summit;
2. The Summit facilities, including 28 different entities such as TV channels, the Federal Bureau of Investigations and small ham operators, broadcasting around the world; and
3. Power lines from the Summit to Crystal Creek Boys' Camp.

There are five proposed preliminary draft alternatives, ranging from "no action" to allowing new structures and enlargement of existing infrastructure and towers on the existing site.

The public is encouraged to share ideas or concerns relative to the project. Comments may be submitted to the National Park Service.

In reply to questions by Supervisor Moty, Superintendent Milestone stated that the National Park Service does not lease land; however, they do issue right-of-way permits that have terms and conditions.

Charles Alexander opposed the alternative which allows permits to be issued to existing tenants because of the vulnerability of equipment to seismic activity.

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 statewide 2-1-1 system to provide citizens

with a disaster response and health and human service support system. An appropriation request would help ensure that all Californians have access to the system, allowing calls to be made and obtain evaluation information regarding disasters, medical and shelter services, road closure information, and post disaster recovery information. By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to Senators Boxer and Feinstein.

CAO Lees addressed the issue of a funding delay from the State for many human services programs, including mental health services. He provided a copy of a proposed letter to Dr. Mayberg at the State Department of Mental Health, signed by Director of Health & Human Services Agency Marta McKenzie. The letter addressed the concern of the delay of more than \$1.2 million in Fiscal Year 2005-06 cost settlement and the need to receive payments to ensure uninterrupted services.

In response to questions by Supervisor Kehoe, CAO Lees stated that the consequences of the payments being significantly in arrears from the State has been that Shasta County has to reduce services and to borrow from fund balances.

Supervisor Baugh stated that he had recently attended a meeting Regional Council for Rural Counties (RCRC).

Supervisors reported on issues of countywide interest.

LAW AND JUSTICE

SHERIFF

ANTI-DRUG ABUSE PROGRAM GRANT BUDGET AMENDMENT

Sheriff Tom Bosenko presented the staff report and recommended approval. Shasta Interagency Narcotics Task Force (SINTF) applied for a noncompetitive grant and received the grant funding notification. The grant funds a full-time deputy, a legal process clerk, a deputy probation officer, a deputy district attorney, and an Anderson police officer for Fiscal Year 2008-09 as well as other ancillary costs for travel costs to attend grant-mandated conferences.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors authorized the Sheriff to retroactively administer the Anti-Drug Abuse Program grant in the amount of \$158,108 to fund the Shasta Interagency Narcotics Task Force (SINTF) from July 1, 2008 through June 30, 2009; approved a budget amendment increasing appropriations and revenues by \$94,613 in the Sheriff budget unit; approved a budget amendment increasing appropriations and revenues by \$25,056 in the District Attorney budget unit; approved a budget amendment increasing appropriations and revenues by \$26,593 in the Probation budget unit; and authorized the Auditor-Controller to pay claims for expenses.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Andersen v. Shasta County Jail, Thompson v. Shasta County Department of Resource Management, and Anselmo and Seven Hills Land and Cattle Company, LLC v. Jensen, Mull and County of Shasta, 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.

11:08 a.m.: The Board of Supervisors recessed to Closed Session.

12:04 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Moty, Hawes, Hartman, and Baugh, 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 to discuss existing 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 Anderson v. Shasta County Jail.

Supervisors Hawes and Baugh recused from the discussion on the matter of Anselmo and Seven Hills Land and Cattle Company, LLC v. Jensen, Mull and County of Shasta and left the room. By a unanimous vote of the remaining Board of Supervisors members present, the Board authorized the law firm of Larry Moss to handle the defense in the matter of Anselmo and Seven Hills Land and Cattle Company, LLC v. Jensen, Mull and County of Shasta, with Supervisors Hawes and Baugh recusing. No other reportable action was taken.

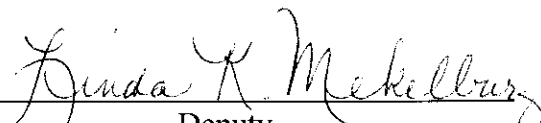
12:05 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 10, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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 - Valerie Ibarra

INVOCATION

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

PLEDGE OF ALLEGIANCE

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

BOARD MATTERS

APPOINTMENT: PLANNING COMMISSION

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors appointed Dick Franks to the Shasta County Planning Commission as nominated by District 2 Supervisor Moty for a four-year term to January 2013.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced the budget amendment for the purchase of pSeries Expansion Drawer electronic storage and the award to the low bidder on the Palo Cedro Fire Station Residence Project were pulled for discussion

Supervisor Baugh pulled for discussion the agreement with California Safety Company.

CONSENT CALENDAR

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

Approved a budget amendment establishing an operating budget for administrative expenses in the Impact Mitigation Fee Administration budget unit, to be offset by the 2 percent fee incorporated into each impact fee. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$3,900.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on January 27, 2009, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with the law firm of Wilkins & Johnson in an amount not to exceed \$7,000 to provide legal counsel as the Shasta County Nuisance Abatement hearing officer for the period July 1, 2009 through June 30, 2012. (Clerk of the Board)

Reappointed Daryl Hovis to the Inter-Mountain Fair Advisory Board for a five-year term to January 2014. (Clerk of the Board)

Approved and authorized the Chairman to sign a retroactive agreement with Impact Assessment, Inc., fiscal agent to the California Department of Public Health, in the amount of \$20,000 to provide funding to Shasta County to implement asthma prevention activities for the period January 1, 2009 through November 15, 2009. (Public Health)

Approved the application for Fiscal Year 2008-09 Federal Transit Administration (FTA) Section 5311 funding for the County of Shasta in the amount of \$260,501 to receive transit capital and operating assistance; authorized the Public Works Director to prepare and submit applications for Fiscal Years 2009-10 and 2010-11; and adopted Resolution No. 2009-011, which approves and authorizes the Public Works Director to sign applications and agreements for FTA Section 5311 funds for Fiscal Years 2008-09, 2009-10, and 2010-11, and annual FTA certifications and assurances for Fiscal Years 2008-09, 2009-10, and 2010-11. (Public Works)

(See Resolution Book No. 50)

Introduced and waived the reading of an ordinance which establishes a 40 mile-per-hour speed limit on Whiskey Creek Road from State Route 299 to 1.4 miles north of State Route 299. (Public Works)

Approved and authorized the Chairman to sign an amendment to the agreement with Anderson Cottonwood Disposal Services, Inc. adjusting the time period used for determining annual rate increases. (Public Works)

Approved and authorized the Chairman to sign an amendment to the agreement with Burney Garbage Disposal, Inc. adjusting the time period used for determining annual rate increases. (Public Works)

For the 2009 Overlay Project, approved the list of roads for submission to the Regional Transportation Planning Agency for economic stimulus funding; designated the Public Works Director as the County's agent to approve plans and specifications for the purpose of the Project; and directed staff to advertise for bids pending funding approval and compliance with the National Environmental Policy Act. (Public Works)

For 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 April 7, 2009 at 9:00 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

For Parcel Map No. 05-081, Jennifer Drive Emergency Fire Escape Road (EFER) Permanent Road Division (northeast Redding area), received the petitions for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for April 7, 2009 at 9:00 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

For Tract Map No. 1952, Pair (Happy Valley area), released the security guaranteeing maintenance of public improvements in the amount of \$23,100. (Public Works)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

pSERIES EXPANSION DRAWER BUDGET AMENDMENT

In response to questions by Supervisor Kehoe, Auditor-Controller Connie Regnell described how County staff will use "timecard-on-line" software, which will allow each staff person to individually enter their time information daily. The program will calculate the hours, and at the end of the pay period, the information will be sent electronically to the supervisors, department heads, or the designated representative for approval. Two departments have been added, and five departments will be phased in as of March 1, 2009.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved a budget amendment in the amount of \$23,124 in the Auditor-Controller budget unit to create a fixed asset account to purchase pSeries Expansion Drawer electronic storage to increase storage and functionality for the IFAS 7i system network. (Auditor-Controller)

AGREEMENT: CALIFORNIA SAFETY COMPANY FIRE AND BURGLAR ALARM SERVICES

In response to questions by Supervisor Baugh, Public Works Director Pat Minturn stated that the alarm company vendors have equipment such as keypads, locks, and wiring installed in each facility which is the property of the vendor. If the service is put out to bid, rival bidders would have to replace all of the equipment installed previously by another vendor. California Safety Company has provided good service for Shasta County for over 30 years.

By consensus, the Board of Supervisors directed Mr. Minturn to process a request for proposal for competitive procurement at the conclusion of this contract.

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 California Safety Company in an amount not to exceed \$110,000 to provide fire and burglar alarm leasing and monitoring, dispatch, and code change services for the period January 1, 2009 through December 31, 2011. (Public Works)

AGREEMENT: ERIC PETTINGER CONSTRUCTION PALO CEDRO FIRE STATION RESIDENCE PROJECT

In response to questions by Supervisor Kehoe, Public Works Director Pat Minturn explained that the other companies who bid on this project are not harmed by the award to the low bidder in any way other than that they are not the successful bidder.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors waived minor irregularities and awarded to the low bidder, Eric Pettinger Construction, on a lump-sum basis, the contract for construction on the Palo Cedro Fire Station Residence Project in the amount of \$165,626. (Public Works)

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 an oversight by Governor Schwarzenegger to inadvertently "blue-pencil" a pre-approved budgeted line item to fund aging nutrition programs \$1.925 million in this fiscal year, which will affect Shasta Senior Nutrition Program. By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to Assemblyman Nielsen and Senator Aanestad, with copies to Senators Boxer and Feinstein and Governor Schwarzenegger expressing Shasta County's dissatisfaction with the action taken and to emphasize the importance of the program to continue to assist seniors.

Supervisor Kehoe recently attended the Mental Health Board meeting.

Supervisors Hartman and Moty attended a County Fish & Game Commission meeting. Supervisors Hartman and Moty requested history of the County's Fish & Game Commission and the reason why it is no longer in operation.

Supervisors reported on issues of countywide interest.

PUBLIC WORKS

COUNTY SERVICE AREA NO. 6 - JONES VALLEY WATER RESOLUTION 2009-012

Public Works Director Pat Minturn advised that a preliminary engineering report has been prepared for a potential annexation of a portion or of all the 200 parcels in the Elk Trail area. A geological study was performed of the existing wells that serve the area, which found that many wells contain heavy metals, biological contamination, and low yields. These findings indicate that, in order to expand the County Service Area, the project would cost approximately \$10 million. Preliminary applications have been submitted for state and federal assistance, with grants and zero interest loans available. The assessment is approximately \$120 per month for the typical property owner.

In response to questions by Supervisor Kehoe, Chief Public Works Planner Dan Little stated the California Environmental Quality Act (CEQA) document required a review of the roads rights of way in the areas of the improvement; where the National Environmental Policy Act (NEPA) provides the requirement to complete the State Historic Preservation review and the Native American Heritage Commission review. This will include working at the offsite improvements outside the right of way.

Paul Stout spoke in support of the Elk Trail project.

Kathy Jalquin stated the Elk Trail project will cause migratory birds and wildlife to suffer and there will be an impact on population growth in the area. She stated houses have been built in the area without permits.

In response to a question by Supervisor Moty, Mr. Minturn stated that he is not aware of any houses being built without permits in the Elk Trail subdivision. By consensus, CAO Lees was directed to investigate whether the new construction sites had the required permits.

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-012, which approves the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration for the Elk Trail Water System Project.

(See Resolution Book No. 50)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9(c); 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.

9:50 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, Moty, Hartman, and Baugh, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Chief Deputy Clerk of the Board Glenda Tracy, and Deputy Clerk of the Board Valerie Ibarra present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss anticipated litigation, as well as labor negotiations. By a unanimous vote, the office of County Counsel was authorized to join in potential litigation with Sacramento, San Diego, and various other counties seeking court orders which would direct the State of California, Controller, Treasurer, Department of Social Services, and potentially other state officers and departments to make payments to the counties of funds previously appropriated to pay the State's share for public assistance services/benefits and to order that the counties have no obligation to utilize County funds to pay the State's share in the event that the Controller continues to defer such payments. No other reportable action was taken.

SCHEDULED HEARINGS
RESOURCE MANAGEMENT
PLANNING DIVISION

APPEAL OF ZONE AMENDMENT NO. 08-023
APPEAL OF PARCEL MAP NO. 08-027
COTTONWOOD JBRE, LLC
WEST COTTONWOOD AREA

This was the time set to conduct a public hearing and consider the appeal by Cottonwood JBRE, LLC of the Planning Commission's denial of Zone Amendment No. 08-023 and Parcel Map No. 08-027 (west Cottonwood area). The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Vice Chairman Kehoe advised that the appellant has requested postponement until February 24, 2009 at 1:30 p.m., or as soon thereafter as may be heard.

The public hearing was opened, at which time no one spoke for or against the matter, and the Board of Supervisors continued the public hearing to February 24, 2009 at 1:30 p.m., or as soon thereafter as may be heard.


1:31 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 24, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

District No. 3 - Supervisor Hawes - Absent

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Valerie Ibarra

INVOCATION

Invocation was given by Pastor Martin Murdock, First United Methodist Church.

PLEDGE OF ALLEGIANCE

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

INTRODUCTIONS

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

PUBLIC COMMENT PERIOD - OPEN TIME

In honor of the birthday of George Washington, Dorothy Robbins and Roberta Wright read excerpts of his Farewell Address.

Churn Creek Bottom Homeowners' Association representative Rod Evans requested the proposed development at Interstate 5 and Knighton Road be put on hold until the General Plan update in 2009 has been completed. By consensus, the Board of Supervisors referred the matter to County Administrative Officer (CAO) Larry Lees and Director of Resource Management Russ Mull for a response.

Richard Mackie described a renewable energy program being adopted by cities and counties throughout the country which allows assistance to homeowners to upgrade with solar

energy or wind energy. By consensus, the Board of Supervisors referred the matter to CAO Lees.

County Clerk/Registrar of Voters Cathy Darling advised that Governor Schwarzenegger signed a bill calling a special election for May 19, 2009. There will be fifty voting locations, and it is important for voters to assure they go to the appropriate site. The electronic voting machines will not be used in this election, which will enable the County to conserve on costs.

BOARD MATTERS

PROCLAMATION: MARCH TO END HUNGER MONTH

At the recommendation of Director of Public Health Donnell Ewert and by motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates March 2009 as March to End Hunger Month in Shasta County. Good News Rescue Mission Director of Community Relations Ken White, Martin Luther King, Jr. Center Director Mary Harris, and U.C. Cooperative Extension/Nutrition Educator Lori Coker were present to accept the proclamation.

PROCLAMATION: PEACE CORPS WEEK

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates February 23-March 2, 2009 as Peace Corps Week in Shasta County. Peace Corps volunteers Daryl and Penny Harris and Mike Welch were present to accept the proclamation.

PROCLAMATION: WEIGHTS & MEASURES WEEK

At the recommendation of Sealer of Weights and Measures Mary Pfeiffer and by motion made, seconded (Moth/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates March 1-7, 2009 as Weights & Measures Week in Shasta County.

ITEMS PULLED FROM CONSENT CALENDAR

Vice Chairman Kehoe announced the agreement with Runyon, Saltzman & Einhorn, Inc. was pulled for discussion.

CONSENT CALENDAR

By motion made, seconded (Moty/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 \$1,309.20 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on February 3, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1985, which approves Zone Amendment No. 07-031, Lasater (Anderson area), as introduced January 27, 2009. (Clerk of the Board)

(See Zoning Ordinance Book)

Enacted Ordinance No. 408-206, which establishes a 40 mile-per-hour speed limit on Whiskey Creek Road from State Route 299 to 1.4 miles north of State Route 299, as introduced February 10, 2009. (Clerk of the Board)

(See Speed Restriction Ordinance Book)

Approved and authorized the Chairman to sign retroactive amendments to three agreements with the NorCal Center on Deafness, Inc. to change the contractor name to NorCal Services for Deaf and Hard of Hearing, with no changes in compensation or term. (Mental Health/Public Health/Social Services)

Approved and authorized the Chairman to sign an agreement with the County of Colusa in an amount not to exceed \$140,000 for Shasta County to provide part-time Health Officer services to Colusa County for the period March 1, 2009 through June 30, 2011. (Public Health)

Approved and authorized the Chairman to sign an agreement with The California Endowment for Shasta County to receive \$174,969 to continue participation in a project to reduce obesity in children and families in southern Shasta County for the period March 1, 2009 through June 30, 2010. (Public Health)

Authorized the Auditor-Controller to pay retroactive step advances to two Social Services employees in accordance with Chapter 35 of the Personnel Rules. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with the City of Redding increasing compensation to Shasta County by \$81,163.36 (for a new total of \$771,729.36) for Opportunity Center clients to provide janitorial services to the City and extending the term for four additional months to June 30, 2009. (Social Services-Opportunity Center)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

AGREEMENT: RUNYON, SALTZMAN & EINHORN, INC. MEDIA CONSULTING SERVICES

Director of Public Health Donnell Ewert advised the Board of Supervisors approved a three-year agreement with Runyon, Saltzman & Einhorn, Inc. (Runyon) in March 2006 for health education media services. The campaigns performed have been successful in reaching the public, and surveys have confirmed their success. Because of declining realignment revenue, Public Health did not commit to a third year of the media campaign during Fiscal Year 2008-09.

Instructions from the State regarding Mental Health Services Act - Prevention and Early Intervention (MHSA-PEI) plan warranted the need for community awareness related to mental illness issues. Therefore, the agreement with Runyon was renewed for a third year with the understanding that work could not begin until the MHSA-PEI plan funds were available. However, due to a delay in the available funding, the term of the agreement was extended to June 30, 2010. Director of Mental Health Dr. Mark Montgomery stated that staff in the Mental Health department has not had sufficient experience with social marketing.

Supervisor Kehoe stated that he was not supportive of the initiative in 2006 because he did not believe that it was a wise use of limited funding resources when the project could be undertaken by County staff.

In response to questions by Supervisor Kehoe, Dr. Mark Montgomery advised that funding from the State is in place; they are awaiting approval from the oversight committee.

By motion made, seconded (Moty/Hartman), and carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with Runyon, Saltzman & Einhorn, Inc. extending the term of the agreement to June 30, 2010 at no additional

compensation to provide media consulting services for health-related community education/awareness campaigns. Supervisor Kehoe voted no due to the ability of Shasta County Public Health and Mental Health staff having the ability to do this work. (Public Health/Mental Health)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: BLOOD-BORNE DISEASE PREVENTION PILOT PROJECT

Public Health Officer Dr. Andrew Deckert presented the annual report from Public Health on the three-year Blood-Borne Disease Prevention Pilot Project, in accordance with Assembly Bill 547. The report reflected Shasta County's methods to provide safe programs and containers for contaminated needles.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer Larry Lees had no legislative update.

Supervisor Baugh advised that AB 885 (Calderon), regarding onsite wastewater treatment systems, has been pulled from consideration. As the Board of Supervisors recently sent a letter to the State Water Resources Control Board to submit Shasta County's comments of areas of concern, he suggested another letter be sent. By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to the State Water Resources Control Board acknowledging the action taken.

Supervisor Moty reported that investigation has revealed that the alleged home building being done without permits in the Elk Trail area is incorrect.

Supervisor Kehoe recently attended the Redding Area Bus Authority (RABA) Board meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

FISCAL YEAR 2008-09 MID-YEAR BUDGET REPORT

Chief Fiscal Officer Bebe Palin presented the staff report, noting that the County may not experience revenue growth needed for fund balance replenishment. A few years ago, a ten-year outlook was conducted, which was predicated on receipt of anticipated revenue growth. Due to the current economic crisis, there are not many opportunities for growth at the present time.

There has been a decline in taxes; however, it appears that there may be some growth in property tax. It is projected that the balance of the contingency reserve, approximately \$4.5 million, will return to fund balance.

The County has taken prudent steps to prepare for the current economic crisis. Departments have already achieved expenditure reductions by not filling currently vacant positions and postponing spending where possible. Mandated programs must continue, but specific departments are plagued by delayed reimbursements from the State.

CAO Lees stated that because the Board of Supervisors has already adopted budget principles the current revenue decline was anticipated. On May 19, 2009, several propositions must be approved in a special election in order for the budget plan to work.

By motion made, seconded (Hartman/Baugh), 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 2008-09 Budget, as adjusted; and approved the budget principles recommended for the Fiscal Year 2009-10 Proposed Budget.

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

QUARTERLY REPORT OF INVESTMENTS

At the recommendation of Treasurer-Tax Collector Lori Scott and by motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors accepted the Quarterly Report of Investments for the period ending December 31, 2008.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 08-007 **RICHARD AND LORI RICHARDS** **EAST REDDING AREA**

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 08-007, Richard and Lori Richards, which would rezone approximately 23 acres in the east Redding area from an Exclusive Agricultural District combined with an Agricultural Preserve (EA-AP) District to a Limited Agricultural District combined with a 20-acre Minimum Lot Area (A-1-BA-20) District. Assistant Director of Resource Management Richard Simon presented the staff report and recommended continuing the hearing as the local newspaper did not publish notice of the hearing on a timely basis. 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/Hartman), and unanimously carried, the Board of Supervisors continued the hearing to March 3, 2009 at 9:00 a.m., or as soon thereafter as may be heard, due to a lack of timely published notice.

ZONE AMENDMENT NO. 08-012 **TRENT MCGREW** **BELLA VISTA AREA**

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 08-012, Trent McGrew, which would rezone approximately 6.2 acres in the Bella Vista area to change the boundaries of a Mixed Use (MU) and Rural Residential (R-R) District to coincide with the current General Plan land use designations. Assistant Director of Resource Management Richard Simon recommended continuing the hearing as the local

newspaper did not publish notice of the hearing on a timely basis. 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 (Hartman/Baugh), and unanimously carried, the Board of Supervisors continued the hearing to March 3, 2009 at 9:00 a.m., or as soon thereafter as may be heard, due to a lack of timely published notice.

ZONE AMENDMENT NO. 08-021
DALE, DAL, AND CORINA NEATHAMER
ANDERSON AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 08-021, Dale, Dal, and Corina Neathamer, which would rezone approximately 6.25 acres from an Unclassified (U) District to a Limited Agricultural (A-1) District. Assistant Director of Resource Management Richard Simon recommended continuing the hearing as the local newspaper did not publish notice of the hearing on a timely basis. 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/Hartman), and unanimously carried, the Board of Supervisors continued the hearing to March 3, 2009 at 9:00 a.m., or as soon thereafter as may be heard, due to a lack of timely published notice.

11:10 a.m.: The Board of Supervisors recessed.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Moty, Hartman, 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 Valerie Ibarra present.

AFTERNOON CALENDAR

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

APPEAL OF ZONE AMENDMENT NO. 08-023
APPEAL OF PARCEL MAP NO. 08-027
COTTONWOOD JBRE, LLC
WEST COTTONWOOD AREA

This was the time set to reopen the public hearing and consider the appeal by Cottonwood JBRE, LLC of the Planning Commission's denial of Zone Amendment No. 08-023 and Parcel Map No. 08-027 (west Cottonwood area), which was continued from the February 10, 2009 meeting. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Vice Chairman Kehoe advised that the appellant has requested a continuance until March 3, 2009.

The public hearing was reopened, at which time no one spoke for or against the matter, the public hearing was closed. By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors continued the appeal to March 3, 2009 at 9:00 a.m., or as soon thereafter as may be heard.

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, March 3, 2009

REGULAR MEETING

9:01 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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 - Valerie Ibarra

INVOCATION

Invocation was given by Major Patricia Wetter, The Salvation Army.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Bella Vista residents Helen Stevenson and Arnold Wilhelm voiced concern for the amount of water that will be available for household usage, crops, and orchards.

UPEC Local 792 Labor Representative Cinamon Pitts advised that the union is discussing alternatives to suggest to Shasta County to be used in lieu of layoffs during the budget crisis.

PRESENTATION

**PRESENTATION: TWENTY-YEAR LONGEVITY PIN
INTERIM COUNTY COUNSEL MICHAEL RALSTON**

Chairman Hawes presented Interim County Counsel Michael Ralston with a twenty-year pin recognizing his service to Shasta County.

BOARD MATTERS

MARCH 2009 EMPLOYEE OF THE MONTH
LEGAL OFFICE EXECUTIVE ASSISTANT MARILYN WACKER
RESOLUTION NO. 2009-013

At the recommendation of County Counsel Mike Ralston and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-013, which recognizes Legal Office Executive Assistant Marilyn Wacker as Shasta County's March 2009 Employee of the Month.

(Resolution Book No. 50)

PROCLAMATION: RED CROSS MONTH

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates March 2009 as Red Cross Month in Shasta County. Pastor Jim Dahl and Red Cross Chairman Betty Harrison-Smith were present to accept the proclamation.

PROCLAMATION: WOMEN'S HISTORY MONTH

By motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates March 2009 as Women's History Month in Shasta County. League of Women Voters Chairman Susan Wilson was present to accept the proclamation.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign an amendment to the personal property loan agreement with Whitmore Community Library Foundation to update the exhibit which lists library materials and furniture, update agreement language, and omit the termination date of July 31, 2027; and approved and authorized the County Administrative Officer to sign a letter terminating the current loan agreement with the Whitmore Union Elementary School District. (Administrative Office)

Approved and authorized the Chairman to sign a personal property loan agreement with Shasta Lake Gateway Library to update the terms and exhibit which lists library materials and furniture; and approved and authorized the County Administrative Officer to sign a letter terminating the current loan agreement with Shasta Lake Gateway Library. (Administrative Office)

Approved and authorized the Chairman to sign a personal property loan agreement with the Cottonwood Community Library for library materials and furniture; and approved and authorized the County Administrative Officer to sign a letter terminating the current personal property loan agreement with the Cottonwood Chamber of Commerce. (Administrative Office)

Appointed Shawna Staup to the Shasta Community Services District Board of Directors to fill an unexpired term to December 2009. (Clerk of the Board)

Approved the minutes of the meeting held on February 10, 2009, as submitted. (Clerk of the Board)

Approved a budget amendment in the CSA No. 1 - County Fire budget unit to transfer appropriations in the amount of \$120,000 from the Ono Station fixed asset account to the Self Contained Breathing Apparatus Repair Facility fixed asset account to fund additional building costs for the repair facility. (County Fire)

9:25 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SHASTA COUNTY WATER AGENCY

CONSENT CALENDAR

By motion made, seconded (Hartman/Kehoe), 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 a Category 6 Major Cost Recovery Agreement with the U.S. Forest Service in an amount not to exceed \$6,490.17 to allow the U.S. Forest Service to recover their costs to process a permit for use and occupancy of National Forest System lands as required for the County Service Area No. 6 - Jones Valley Elk Trail Water Improvement Project. (Water Agency)

9:25 a.m.: The Shasta County Water Agency adjourned, and the Board of Supervisors reconvened.

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: MAYERS MEMORIAL HOSPITAL DISTRICT UPDATE

Mayers Memorial Hospital District Chief Executive Officer Katharine Ann Campbell, F.A.C.H.E. stated that the Hospital closed Fiscal Year 2008 with an operating loss of \$129,858, while patient revenues have increased by 15 percent. Funds are being raised to do needed building repairs this summer. With the assistance of the California Department of Labor, a learning program for nurse education has been implemented. She provided a copy of the audited financial report for FY 2008 to CAO Lees.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

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

Supervisors Moty and Baugh recently attended the Regional Transportation Planning Agency meeting.

Supervisors reported on issues of countywide interest.

COUNTY CLERK/ELECTIONS

**AGREEMENT: SEQUOIA VOTING SYSTEMS
ELECTRONIC AND OPTICAL SCAN VOTING SYSTEMS AND SERVICES**

County Clerk Cathy Darling presented the staff report and recommended approval of the agreement. In response to questions by Supervisors, Ms. Darling explained that the current elections are on paper ballots; the voting machines will be used only when required by federal law. The agreement with the vendor is for electronic and optical scan voting systems used to tabulate the votes, both for the vote-by-mail voters and the precinct voters. The costs are not reimbursable by the Help America Vote Act.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a retroactive renewal agreement with Sequoia Voting Systems in an amount not to exceed \$275,000 to provide electronic and optical scan voting systems and related services for the period January 1, 2009 through December 31, 2009, with one optional one-year renewal and one optional six-month renewal.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

9:50 a.m.: Supervisor Hawes recused due to a personal relationship with the applicants, and he left the chambers.

**ZONE AMENDMENT NO. 08-007
RICHARD AND LORI RICHARDS
EAST REDDING AREA**

This was the time set to reopen the public hearing and consider the request to approve Zone Amendment No. 08-007, Richard and Lori Richards, which would rezone approximately 23 acres in the east Redding area from an Exclusive Agricultural District combined with an Agricultural Preserve (EA-AP) District to an Limited Agricultural District combined with a 20-acre Minimum Lot Area (A-1-BA-20) District, and which was continued from the February 24, 2009 meeting. 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 no one spoke for or against the matter, and the public hearing was closed.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 08-007, Richard and Lori Richards, East Redding area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a negative declaration, with findings as set forth by Planning Commission Resolution No. 2009-005;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-005;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 08-007, as requested.

9:56 a.m.: Supervisor Hawes returned to the chambers.

ZONE AMENDMENT NO. 08-012
TRENT MCGREW
BELLA VISTA AREA

This was the time set to re-open the public hearing and consider the request to approve Zone Amendment No. 08-012, Trent McGrew, which would rezone approximately 6.2 acres in the Bella Vista area to change the boundaries of a Mixed Use (MU) and Rural Residential (R-R) District to coincide with the current General Plan land use designations, and which was continued from the February 24, 2009 meeting. 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 no one spoke for or against the matter, and the public hearing was closed.

By motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 08-012, Trent McGrew, Bella Vista area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with findings as set forth by Planning Commission Resolution No. 2009-003;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-003;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 08-012, as requested.

ZONE AMENDMENT NO. 08-021
DALE, DAL, AND CORINA NEATHAMER
ANDERSON AREA

This was the time set to re-open the public hearing and consider the request to approve Zone Amendment No. 08-021, Dale, Dal, and Corina Neathamer, which would rezone approximately 6.25 acres from an Unclassified (U) District to a Limited Agricultural (A-1) District, and which was continued from the February 24, 2009 meeting. 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 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 took the following actions regarding Zone Amendment No. 08-021, Dale, Dal, and Corina Neathamer, Anderson area:

1. Found the project exempt from the California Environmental Quality Act (CEQA), as set forth by Planning Commission Resolution No. 2009-006;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-006;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 08-021, as requested.

APPEAL OF ZONE AMENDMENT NO. 08-023
APPEAL OF PARCEL MAP NO. 08-027
COTTONWOOD JBRE, LLC
WEST COTTONWOOD AREA
RESOLUTION NOS. 2009-014 AND 2009-015

This was the time set to re-open the public hearing and consider the appeal by Cottonwood JBRE, LLC of the Planning Commission's denial of Zone Amendment No. 08-023 and Parcel Map No. 08-027 (west Cottonwood area), and which was continued from the February 24, 2009 meeting. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Senior Planner Bill Walker presented the staff report. The project is a proposed subdivision of the property into three approximately 10-acre home sites and a 203.66-acre remainder parcel, with potential future division of eight additional 10-acre parcels and three 40-acre parcels by Cottonwood JBRE, LLC in the West Cottonwood area; he recommended denial of the appeal.

Much of the surrounding property to the south and west of the proposed project site is used for large-scale grazing operations and is in the Williamson Act. The distance and driving time to access public services, entertainment, shopping, or employment would be uneconomical and inefficient. The five- and ten-acre parcels in the vicinity were created prior to approval of the current General Plan.

Assistant Director of Resource Management Rick Simon stressed the importance of the consideration of future consequences of the decision made on the appellant's request as this could set a direction for development in the location.

In response to questions by Supervisor Baugh, Mr. Simon explained that approval of the appellant's request would change the density to approximately three times as much development on the parcel as may have been anticipated under the current zoning and the General Plan.

The public hearing was opened, at which time appellant's representative Einhard Diaz spoke in support of the project, noting that the request is to rezone approximately 112 acres of the applicant's 233 acres to 10-acre parcel sizes. Fifteen parcels within less than 200 feet from the applicant's three parcels encompass approximately 233 acres. Of these 15 parcels, the overall density is one dwelling unit per 15.5 acres; ten range from 2.39 acres to 11.52 acres in size; 11 are developable; and one is being proposed for a land division of two 10-acre parcels and one 20-acre parcel. Appellant had a water study prepared which indicates that there is a sustainable water supply.

Services and utilities in the immediate area include: newspaper service, postal service, solid waste collection, telephone service, electrical power, fire protection, and propane gas service. Several other businesses and services are within 4 miles of the project site.

Mr. Diaz stated that the proposed property site does receive some urban services and is located in an area with proven septic tank usage, has certain long-term water availability, will provide a buffer with adjacent grazing lands, is not remote from a Rural Community Center, and is directly accessible via a County-maintained road.

Bob Berger opposed the project as he and other property owners in the area find it difficult to locate adequate water on their property. He is also concerned that trespassers may enter the property to ride dirt bikes, poach, or hunt, requiring the repair of fences. Breaks in fences allow dogs to roam neighbors' property and chase cattle.

Appellant Jim Brown stated that extensive work has been done to clean up vehicles and trash that were previously left on the property. Lawrence & Associates performed a hydrology study on an existing well and determined that adequate water could be found for the potential 14 parcels.

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

In response to questions by Supervisor Baugh, Director of Resource Management Russ Mull stated that the water report is unacceptable as the Board of Supervisors has requested in the past that water tests not be performed in the winter. The analysis that was performed on the water indicated a high level of arsenic, and the water is of poor quality. If the appeal is upheld by the Board of Supervisors, the matter would return to staff for a full California Environmental Quality Act (CEQA) review, including additional well testing, and would then return to the Planning Commission for approval.

Supervisor Kehoe made a declaration that he had a brief conversation with Eihnard Diaz to advise the approximate time of the hearing.

In response to questions by Supervisor Hawes, Mr. Mull stated that the control of greenhouse gasses can be assisted by placing homes closer to community centers.

11:20 a.m.: The Board of Supervisors recessed.

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

Lawrence & Associates Principal Hydrogeologist Bonnie Lampley stated an 8-hour aquifer test had been performed in mid-January 2009 to assess groundwater availability and quality for up to 14 residential parcels. The test was performed during a period where 66 percent of the normal rainfall had been received. The results showed that the well will yield sufficient water for domestic usage.

The laboratory analysis results of the water sample collected found all parameters below Maximum Contaminant Levels (MCL) for drinking water, including arsenic, which can be further treated. Methane was present in the sample but it can be removed by venting.

In response to questions by Supervisor Baugh, Ms. Lampley said the water should be treated in order to be safe for drinking, including iron and manganese. Mr. Diaz emphasized that water extracted in many communities requires treatment, and this information would be disclosed to buyers.

In response to questions by Supervisors Moty and Baugh, County Counsel Mike Ralston advised if the Board of Supervisors denies the appeal, the appellants may return with other requests. If the appeal is upheld, the project will continue as proposed, beginning with a CEQA process.

In response to questions by Supervisor Kehoe, Mr. Mull stated that he had just received the appellant's appeal outline presented at the hearing, and is not comfortable responding to each point listed. He further stated it is important that the General Plan be followed. This provides documentation which assists County staff to advise members of the public of the rules that are outlined and to be followed. The General Plan will be amended this year, and community groups in the various areas will be allowed to make recommendations as to the zoning area requirements.

In reply to questions by Supervisor Moty, Mr. Mull advised that the General Plan has been revised every 5 years and anticipates the process of the current review and any proposed changes will require approximately 18 months.

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors took the following actions regarding the appeal of Zone Amendment No. 08-023 and the appeal of Parcel Map No. 08-027, Cottonwood JBRE, LLC, west Cottonwood area:

1. Adopted Resolution No. 2009-014, which denies the appeal of Zone Amendment No. 08-023, Cottonwood JBRE, LLC (west Cottonwood area) and upholds its denial by Planning Commission Resolution No. 09-008;

- 2. Adopted Resolution No. 2009-015, which denies the appeal of Parcel Map No. 08-027, Cottonwood JBRE, LLC (west Cottonwood area) and upholds its denial by Planning Commission Resolution No. 09-009; and
- 3. Adopted a finding that the California Environmental Quality Act (CEQA) does not apply to projects which a public agency rejects or disapproves.

(Resolution Book No. 50)

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss public employee discipline/dismissal/release, pursuant to Government Code section 54957.

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

12:20 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 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 to discuss public employee discipline/dismissal/release. By unanimous vote, the Board of Supervisors declined to hear the employee appeal from the Employee Appeals Board decision. There was no other reportable action.


12:21 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, March 10, 2009

REGULAR MEETING

9:02 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

District No. 2 - Supervisor Moty - Absent

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Valerie Ibarra

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 Hartman.

PUBLIC COMMENT PERIOD - OPEN TIME

United Public Employees of California Labor Representative Cinamon Pitts provided alternative ideas to possible layoffs of Shasta County employees.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the proposed changes to the *Personnel Rules*.

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 (Supervisor Hawes abstained from the minutes of the meeting held on February 24, 2009, as he was not in attendance at that meeting):

Approved and authorized the Chairman to sign the County Claims List totaling \$11.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on February 24, 2009, as submitted. (Clerk of the Board)

Adopted Salary Resolution No. 1361, which deletes one Account Clerk I/II position and adds one Workers' Compensation Clerk-Confidential position in the Risk Management budget unit; approved job specifications for the Workers' Compensation Clerk-Confidential classification; and reclassified the incumbent Account Clerk II to a Workers' Compensation Clerk-Confidential. (Support Services)

(See Salary Resolution Book)

Adopted Resolution No. 2009-016, which establishes a records retention schedule for the Shasta County Department of Mental Health, including Alcohol and Drug Services. (Mental Health-Alcohol and Drug Programs)

(See Resolution Book No. 50)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

PERSONNEL RULES REVISIONS
RESOLUTION NO. 2009-017

In response to questions by Supervisor Kehoe, Director of Support Services Michelle Schafer explained that the current process in Shasta County prior to hiring is to perform a background investigation, fingerprinting, and a medical examination. According to the law, the procedure should be to perform fingerprinting and non-medical items first. After receipt of satisfactory results, the County can then make a conditional offer of employment and have the medical examination of the applicant, including drug and alcohol testing.

In response to questions by Supervisors, Ms. Schafer and County Administrative Officer Larry Lees advised one of the proposed changes to the recruitment process is to provide a list of the top ten applicants to hiring departments rather than the top five applicants. This will be more efficient since many applicants have already found other employment.

By motion made, seconded (Baugh/Hartman), and carried, the Board of Supervisors adopted Resolution No. 2009-017, which revises Chapter 6, Chapter 19, Chapter 29, Chapter 34, and Appendix A of the *Personnel Rules* to allow current practices and changes in state and federal laws to be correctly reflected and incorporated into County practice. Supervisor Kehoe voted no as he prefers only the top five applicants should be considered first. (Support Services)

(Resolution Book No. 50)

9:25 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

WATER AGENCY

Chairman Hawes pulled for discussion the letter to the Association of California Water Agencies (ACWA).

ITEMS PULLED FROM CONSENT CALENDAR

**LETTER: ASSOCIATION OF CALIFORNIA WATER AGENCIES (ACWA)
REGION 2 ASSOCIATION REPRESENTATION**

In response to a request by Chairman Hawes, Water Agency Chief Engineer Pat Minturn explained that when the regions for the ACWA were set, Shasta County was included in the region representing the North Coast rather than the Sacramento Basin. By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Shasta County Water Agency approved and authorized the Chairman to sign a letter to the Association of California Water Agencies requesting that the Shasta County Water Agency be represented by the Association in Region 2 rather than Region 1. (Water Agency)

9:30 a.m.: The Shasta County Water Agency recessed and reconvened as the Board of Supervisors.

REGULAR CALENDAR

GENERAL GOVERNMENT

PRESENTATIONS

PRESENTATION: SHASTA BALLY SUMMIT

Whiskeytown National Recreation Area Park Superintendent Jim Milestone discussed the environmental assessment on the Shasta Bally summit, including five alternatives being considered in the planning process for the future management of the telecommunications site located on the summit of Shasta Bally. Over 100 comments were received by the National Park Service (NPS) by February 15, 2009. After review of the comments, the NPS will recommend Alternative F, which allows existing and new users to install new infrastructure at the site in previously disturbed areas not currently being utilized.

In response to questions by Supervisors, Mr. Milestone advised that the rent to tenants is \$1,800 per month for large-tower owners. The nonprofit users are not charged. These monies will be for road maintenance and will be cost-recovery only. Funds collected in excess will be sent to Washington, D.C.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer Larry Lees had no legislative report.

Supervisor Kehoe recently attended the Mental Health Board.

Supervisors reported on issues of countywide interest.

CLOSED SESSION ANNOUNCEMENT

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

1. Consider the public employee appointment (Public Defender), pursuant to Government Code section 54957; and
2. Confer with its Real Property Negotiator County Administrative Officer Larry Lees and the State of California to negotiate price and terms of payment regarding Assessor's Parcel No. 011-290-038-000, pursuant to Government Code section 54954.2.

9:58 a.m.: The Board of Supervisors recessed to Closed Session.

11:05 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Hawes, Hartman, and Baugh, County Counsel Mike Ralston, and Chief Deputy Clerk of the Board Glenda Tracy.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss a public employee appointment, as well as real property negotiations; however, no reportable action was taken.

11:05 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 17, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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 - Linda K. Mekelburg

INVOCATION

Invocation was given by Major Wayne Wetter, The Salvation Army.

PLEDGE OF ALLEGIANCE

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

9:01 a.m.: The Board of Supervisors recessed.

9:03 a.m.: The Board of Supervisors reconvened.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced the County claims list and the agreement with Shaw and Associates, Inc. were pulled for discussion.

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**COUNTY CLAIMS LIST**

In response to questions by Supervisor Kehoe, Auditor-Controller Connie Regnell stated that she did not have authority to approve payment of the invoices listed. Chief Probation Officer Brian Richart explained that in January, a minor reported to the Probation Department and turned herself in on an arrest warrant, and her car was erroneously towed off County property after permission had been given to store it. When the minor was released from custody, her car was removed from storage and returned to her. In response to questions by

Supervisor Kehoe, County Counsel Mike Ralston stated that it was a legitimate expense due to the circumstances.

By motion made, seconded (Hartman/Moty), and carried, the Board of Supervisors approved and authorized the Chairman to sign the County Claims List totaling \$260.00 requiring special board action. Supervisors Kehoe and Baugh voted no. (Auditor-Controller)

AGREEMENT: SHAW AND ASSOCIATES, INC.
EAST REDDING BIKE LANES PROJECT

In response to questions by Supervisor Kehoe, Public Works Director Pat Minturn stated that a Request for Proposal was not done, and solicitation for a proposal was only given to Shaw and Associates, Inc. (Shaw). In anticipation of receiving the contract, Shaw prepared an elaborate data base for collection of the real property information.

By motion made, seconded (Baugh/Hartman), and carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Shaw and Associates, Inc. in an amount not to exceed \$19,300 to provide real property appraisal reports for the East Redding Bike Lanes Project for the period February 1, 2009 through July 1, 2009. Supervisor Kehoe voted no due to the failure of creating a competitive environment. (Public Works)

CONSENT CALENDAR

By motion made, seconded (Moty/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 March 3 and 10, 2009, as submitted. (Clerk of the Board)

Appointed John Dunlap to the Shasta Mosquito and Vector Control District Board of Trustees for a term to expire January 2013. (Clerk of the Board)

Approved and authorized the Chairman to sign a retroactive agreement with Provo Canyon School, Inc. in an amount not to exceed \$15,000 in Fiscal Year 2008-09 and \$30,000 in Fiscal Year 2009-10 to provide youth mental health services for the period January 4, 2009 through June 30, 2010. (Mental Health)

For the Palo Cedro Fire Station Metal Building, 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 April 23, 2009 at 11:00 a.m. (Public Works)

For the Additional Bay at Big Bend Fire Station and Additional Bay at Oak Run Fire Station 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 April 23, 2009 at 11:00 a.m. (Public Works)

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 recent budget adopted by the State, which has been found to have a significant gap; Shasta County may face ramifications due to the State facing cuts in the amount of \$8 billion. All County departments have been asked to reduce budgets by 10 percent to assist with the continuing gap from the State.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE**LETTER: ADMINISTRATIVE OFFICE OF THE COURTS
SUPPORT OF POTENTIAL IDENTIFIED COURTHOUSE SITES**

At the recommendation of County Administrative Officer Larry Lees and by motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign and submit a joint, non-binding letter with the City of Redding to the Administrative Office of the Courts regarding the County of Shasta's and City of Redding's support of potential sites identified for a new Courthouse.

9:48 a.m.: The Board of Supervisors recessed and convened as the Shasta County Housing Authority.

SCHEDULED HEARINGS**SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR****SHASTA COUNTY HOUSING AUTHORITY****HOUSING AND COMMUNITY ACTION PROGRAMS****SHASTA COUNTY HOUSING AUTHORITY ANNUAL PLAN
HOUSING RESOLUTION NO. 2009-01**

This was the time set to conduct a public hearing to consider the annual plan for the Shasta County Housing Authority. Director of Housing and Community Actions Dr. Richard Kuhns presented the annual plan and recommended approval. The Notice of Hearing and the Notice 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/Moty), and unanimously carried, the Board of Supervisors adopted the annual plan for the Shasta County Housing Authority as required by the Department of Housing and Urban Development; and adopted Housing Resolution No. 2009-01, which approves and authorizes the Chairman to sign the Certification of Compliance.

(See Housing Resolution Book)

9:49 a.m.: The Shasta County Housing Authority adjourned and reconvened as the Shasta County Board of Supervisors.

WORKSHOP

PUBLIC WORKS

FIX 5 PARTNERSHIP
REGIONAL TRANSPORTATION IMPROVEMENTS AND IMPACT FEES

Public Works Director Pat Minturn explained that the Fix 5 Partnership is a venture of the Regional Transportation Planning Agency (RTPA) and introduced RTPA Executive Director Dan Little to provide the presentation. Interstate 5 (I-5) is critical to local transportation needs, and as increasing congestion is anticipated in the next 10 to 15 years due to increased driving, improvements and additional lanes will be required. State and federal agencies have a shared responsibility to fund I-5 improvements. Construction and maintenance costs are rising, and the gas tax is not keeping up with costs.

The California Environmental Quality Act (CEQA) requires mitigation to be provided when improvements are proposed, such as the cumulative impacts on I-5. RTPA pursued a grant to develop a comprehensive and long-term solution. A traffic impact fee of \$1,697 for each new development is proposed to fund one-half of the \$232 million need, and State and Federal resources would be leveraged for the other half. The fee program is expected to raise \$100 million in Regional Transportation Improvement Program (RTIP) funds to be distributed by RTPA for local needs. Mr. Little recommended delaying and phasing in implementation of the fee program until the region is out of the economic downturn.

Wildland Financial Services representative Jeff Kay outlined the proposed changes to the Fix 5 Partnership to create an expanded Shasta County Regional Improvement Program (SCRIP). A funding source needs to be established for local improvements on I-5 and to enhance local control of revenues and expenditures.

Surveys show I-5 is used extensively by local residents, and it is needed for movement of goods and access to employment, shopping, and recreational activities. Vehicle travel is anticipated to increase. Current revenue sources will not keep pace with the costs of improvement, causing the need to incorporate RTIP funding. The fee phase-in is not expected to begin for at least two years and may be tied to a regional economic indicator, such as population growth. After a two-year delay, it is possible the phasing in of fees would begin, set at 25 percent of the full amounts. An additional 25 percent of the fee amounts would be added annually until the fees reach 100 percent in year four.

10:40 a.m.: The Board of Supervisors recessed.

10:50 a.m.: The Board of Supervisors reconvened with Chairman Hawes absent and Vice Chairman Kehoe presiding.

In response to a question by Supervisor Baugh, Mr. Little advised that Tehama County continues to be a part of the study. Their impact fee will be higher because they have less projected growth and more improvement needs.

Shasta VOICES Executive Director Mary Machado opposed the SCRIP impact fee as Shasta County residents already pay local gas taxes; it is a time of poor economic conditions, and a fee study has not been completed to justify the proposed fee.

In response to questions by Supervisor Baugh, Mr. Little replied that RTPA has retained the services of the firm of Abbott & Kinderman to provide a peer review of the Nexus study to

assure the traffic impact fee program meets necessary standards. Should a legal challenge arise, a Memorandum of Understanding would provide that only RTPA would be responsible to defend the challenges.

11:50 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 24, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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 - Linda Mekelburg

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 Kehoe.

PUBLIC COMMENT PERIOD - OPEN TIME

Director of Child Support Services Terri Love announced that Shasta County Department of Child Support Services was awarded the "Most Improved Performance Award" for medium-sized Counties.

Charles Alexander discussed road pricing and suggested monitoring travelers entering and exiting Shasta County.

Treasurer-Tax Collector Lori Scott provided the Report of Disposition of Sealed Bid and Public Auction Properties held on February 18 and 20, 2009. Sales gross/excess proceeds amounted to \$111,410.75; and the total collected was \$286,803.

BOARD MATTERS

CERTIFICATE OF RECOGNITION
ADULT PROBATION DIVISION DIRECTOR KRIS CONNER

At the recommendation of Chief Probation Officer Brian Richart and in recognition of more than 33 years of service to Shasta County, the Board of Supervisors presented Adult Probation Division Director Kris Conner with a Certificate of Recognition upon her retirement.

PROCLAMATION: GRAND JURY AWARENESS MONTH

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2009 as Grand Jury Awareness Month in Shasta County. Current and former Grand Jury members Dale Trudeau and Marcia Caranci accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced that the County claims list and the lease with the Intermountain Junior Rodeo Association were pulled for further discussion.

ACTION ON ITEMS PULLED FROM THE CONSENT CALENDAR

COUNTY CLAIMS LIST

In response to a request by Supervisor Moty, Auditor Controller Connie Regnell agreed to research establishing a policy to allow the County Administrative Officer to review and approve county claims up to a set amount.

By motion made, seconded (Moty/Hartman), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign the County Claims List totaling \$55,260.54 requiring special board action. (Auditor-Controller)

LEASE: INTERMOUNTAIN JUNIOR RODEO ASSOCIATION
JENNIFER SKUCE INTERMOUNTAIN FAIR PAVILION
CONSTRUCTION AND OPERATION

In response to a question by Supervisor Kehoe, Risk Management Analyst III Jonathon Hill confirmed the insurance standards for high risk and lower risk occurrences. The Intermountain Junior Rodeo Association has agreed to fully indemnify any risk over the recommendation.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the lease with the Intermountain Junior Rodeo Association for the construction and operation of the Jennifer Skuce Intermountain Fair Pavilion retaining the original compensation and term and updating the insurance provisions. (Inter-Mountain Fair)

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. 378-1986, which approves Zone Amendment No. 08-016, HHI, LLC (Shingletown area), as introduced December 16, 2008. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1987, which approves Zone Amendment No. 07-025, Stierli (Mountain Gate area), as introduced January 27, 2009. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1988, which approves Zone Amendment No. 08-021, Neathamer (Anderson area), as introduced March 3, 2009. (Clerk of the Board)
(See Zoning Ordinance Book)

Appointed Claire (Betty) E. Berg (Consumer), Shyrle De Haven (Consumer), and Evan LeVang (Community Leader) to the In-Home Supportive Services (IHSS) Advisory Committee for three-year terms to expire March 2012; and reappointed Areal Hoyne (Consumer) and Ethel Webb (Provider) to the IHSS Advisory Committee for three-year terms to expire March 2012. (In-Home Supportive Services Public Authority)

Approved and authorized the Chairman to sign an amendment to the agreement with Youth for Change increasing total compensation by \$50,000 per fiscal year (for a new total not to exceed \$200,000) to provide youth mental health services to Medi-Cal eligible children and extending the term for one additional year to June 30, 2010. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with JDT Consultants, Inc. in an amount not to exceed \$250,000 per fiscal year to provide mental health services to Medi-Cal eligible children from the date of signing through June 30, 2010. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the State of California increasing compensation by \$81,606 (for a new total not to exceed \$5,863,789, of which a maximum compensation of \$1,987,132 is for Fiscal Year 2008-09) 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)

Approved and authorized the Chairman (as 1st Authorized Official) and the Vice Chairman (as 2nd Authorized Official) to sign the Medicare Enrollment application to update provider information; and approved and authorized the County Administrative Officer (as 1st Delegated Official) and the Health and Human Services Agency Director (as 2nd Delegated Official) to sign future Medicare certification statements. (Public Health)

Approved and authorized the Chairman to sign an agreement with the County Welfare Directors Association of California and Philip L. Paulsen, Jr. in an estimated amount of \$249,082 to reimburse Shasta County for Mr. Paulsen's services for working on a statewide Social Services data system conversion project for one year from the date of signing, with two automatic one-year renewals; and authorized the Health and Human Services Agency Branch Director for Social Services to collaterally fill the position of Deputy Director of Social Services during Mr. Paulsen's term of assignment to the data conversion project. (Social Services)

Approved and authorized the Chairman to sign an agreement with the Regents of the University of California on behalf of its Davis Campus Extension Department in an amount not to exceed \$89,000 to provide specific child welfare consultation and training services on behalf

of the Northern Welfare Directors Committee for the period July 1, 2008 through June 30, 2009. (Social Services)

Accepted a donation of SecureCheck-Pro software valued at \$3,500 from AP Technology to print client benefit checks. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Far Northern Regional Center in an amount not to exceed \$215,337.50 per year to reimburse Shasta County for providing transportation to approximately 70 joint Opportunity Center and Far Northern Regional Center clients for the period April 1, 2009 through March 31, 2010, with one automatic one-year renewal. (Social Services-Opportunity Center)

Approved and authorized the Chairman to sign a retroactive agreement with Prime Healthcare Services, LLC (PRIME) in an amount not to exceed \$42,000 to provide on-call nurses at Shasta Regional Medical Center to perform sexual assault forensic examinations for crime victims for the period November 1, 2008 through October 31, 2009; approved and authorized the County Administrative Officer to sign any subsequent amendments with PRIME regarding the program; and authorized the Auditor-Controller to pay claims related to the program. (District Attorney)

Approved and authorized the Chairman to sign a renewal agreement with Shasta County Office of Education in an amount not to exceed \$921,123 to provide two full-time Deputy Probation Officers and one Probation Assistant for probation intervention services at Oasis Community School/Educational Resource Center from the date of signing through June 30, 2010, with two optional one-year renewals. (Probation)

Approved and authorized the Chairman to sign a retroactive contract with the California Department of Boating and Waterways for the County to receive \$18,000 for the period March 1, 2009 through June 30, 2009 to conduct a three-day swift water training program for the Sheriff's Office Boating Safety Unit; approved a budget amendment in the amount of \$18,000 increasing revenues and appropriations in the Boating Safety Unit budget to cover the cost of the training program; and authorized the Auditor-Controller to pay claims and expenses related to the program. (Sheriff)

9:32 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 (Baugh/Hartman), and unanimously carried, the Shasta County Water Agency took the following action, as listed on the Consent Calendar:

Approved and authorized the Chief Engineer to sign an agreement with the McConnell Foundation for 110 acre-feet of water at \$200 per acre-foot for the period March 1, 2009 through February 28, 2010. (Water Agency)

9:34 a.m.: The Shasta County Water Agency adjourned, and the Board of Supervisors reconvened.

REGULAR CALENDAR

PRESENTATION

PRESENTATION: 2008 SHASTA COUNTY FIRE DEPARTMENT ANNUAL REPORT

Shasta County Fire Warden Mike Chuchel presented the 2008 Shasta County Fire Department Annual Report, noting that Bella Vista, Keswick, Jones Valley, and Palo Cedro Fire Departments are all doing well. Platina Fire Department now has six volunteers.

In response to a question by Supervisor Kehoe, Fire Warden Chuchel confirmed the department has a billing process for medical reimbursement.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

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

Supervisor Hartman told of a movie entitled "Brothers at War" which is a story of what families go through when a family member is serving at war. Members of the community would like to have the movie brought to Shasta County. She suggested a letter showing Shasta County's support to veterans and military and inviting one of the directors, Gary Sinise, to come to the area with the film. By consensus, the Board of Supervisors approved the Chairman to sign a letter to Mr. Sinise requesting him to bring the movie "Brothers at War" to Shasta County.

Supervisor Baugh recently attended a Regional Council of Rural Counties meeting.

Supervisors reported on issues of countywide interest.

COUNTY CLERK-ELECTIONS/CLERK OF THE BOARD

OATHS OF OFFICE AND COUNTY EMPLOYEE DEPUTIZATION
ADMINISTRATIVE POLICY MANUAL
POLICY RESOLUTION NO. 2009-01

At the recommendation of County Clerk/Registrar of Voters Cathy Darling and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Policy Resolution No. 2009-01, which adds a policy to the Administrative Policy Manual regarding oaths of office and deputization of certain County employees.

(See Policy Resolution Book)

INFORMATION TECHNOLOGY

RECLASSIFICATION OF VARIOUS POSITIONS

This item was pulled at the request of the department.

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

UNCLAIMED ESTATE FUNDS
RESOLUTION NO. 2009-018

At the recommendation of Treasurer-Tax Collector Lori Scott and by motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-018, which transfers unclaimed estate funds held by the Public Administrator in the amount of \$5,627.21 into the Shasta County General Fund.

(See Resolution Book No. 50)

LAW AND JUSTICE

SHERIFF

CALIFORNIA DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
COMBAT ALCOHOLIC BEVERAGES TO MINORS GRANT FUNDS
RESOLUTION NO. 2009-019

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-019, which authorizes the Sheriff-Coroner to sign an application, contract, and subsequent amendments or extensions with the California Department of Alcoholic Beverage Control (ABC) in the amount of \$100,000 to obtain grant funds to combat the sale of alcoholic beverages to minors for the period July 1, 2009 through June 30, 2010.

(See Resolution Book No. 50)

SHERIFF'S OFFICE-EMERGENCY SERVICES

MEMORANDUM OF UNDERSTANDING: TRINITY AND TEHAMA COUNTIES
PURCHASE OF ALL-HAZARD RESPONSE ROBOT AND MUTUAL AID

In response to questions by Supervisors, Sheriff Tom Bosenko explained that in partnering with Tehama and Trinity counties, Shasta County may purchase a bomb robot. The current robot is six years old, has had malfunctions, and does not meet the required capacity in working with explosive devices. The proposed new robot has a greater reach. A 25 percent portion of the Homeland Security grant award will go to improving and strengthening the County's response to explosive devices.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a Memorandum of Understanding (MOU) with Trinity and Tehama Counties in a combined amount of \$204,032 to purchase an all-hazard response robot and for Shasta County to provide mutual aid for a period of five years from the date of signing by all Counties; and approved and authorized the Sheriff to sign subsequent amendments or related documents that do not increase the total cost of the MOU by more than 5 percent.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING

ZONE AMENDMENT NO. 08-018
JIM AND SYLVIA SCHMITT
CENTERVILLE AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 08-018, Jim and Sylvia Schmidt, which would rezone approximately 40.36 acres in the Centerville area, from a General Industrial (M) District to an Open Space (OS) District. Associate Planner Lio Salazar presented the staff report and recommended approval of the project. Mr. Salazar noted a correction should be to the agenda that rezoning approximately 40.36 acres from a General Industrial District to an Open Space District. 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 (Moty/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 08-018, Jim and Sylvia Schmitt, Centerville 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. 2009-013;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-013;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 08-018, as requested.

ZONE AMENDMENT NO. 08-022
AVENTINE DEVELOPMENT CORPORATION
COTTONWOOD AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 08-022, Aventine Development Corporation, which would rezone approximately 7.83 acres from a Community Commercial (C-2) with a Design Review (DR) District to a Community Commercial (C-2) with a revised Design Review (DR) 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.

Supervisor Baugh disclosed that he met with proponents, Director of Resource Management Russ Mull, and Assistant Director of Resource Management Rick Simon, and attended the Planning Commission meeting to observe the discussion of this item.

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/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 08-022, Grant Elliott, Aventine Development, Cottonwood area:

1. Found the project categorically exempt from the California Environmental Quality Act (CEQA), with the findings as specifically set forth in Planning Commission Resolution No. 2009-015;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-015;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 08-022, as requested.

10:20 a.m.: The Board of Supervisors adjourned.



 Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By Linda K. Mekelburg
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 7, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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 - Linda K. Mekelburg
Agency Staff Services Analyst II - Megan Dorney

INVOCATION

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

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

County Fire Warden Mike Chuchel warned members of the public to be cautious with control burns. Enforcement actions will be taken.

BOARD MATTERS

APRIL 2009 EMPLOYEE OF THE MONTH
CHILD SUPPORT PROGRAM MANAGER EMMA POST
RESOLUTION NO. 2009-020

At the recommendation of Department of Child Support Services Terri Love and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-020, which recognizes Child Support Program Manager Emma Post as Shasta County's April 2009 Employee of the Month.

(See Resolution Book No. 50)

PROCLAMATION: FAIR HOUSING MONTH

At the recommendation of Director of Housing/Community Actions Programs Dr. Richard Kuhns and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2009 as Fair Housing Month in Shasta County.

PROCLAMATION: SEXUAL ASSAULT AWARENESS MONTH

At the recommendation of District Attorney Jerry Benito and by motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2009 as Sexual Assault Awareness Month in Shasta County. Shasta Women's Refuge Executive Director Maggie John was present to accept the proclamation.

CONSENT CALENDAR

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

Approved and authorized the Auditor-Controller to make budget adjustments and approve invoices and purchase orders as necessary due to an increase in the State sales tax. (Administrative Office)

Approved the minutes of the meeting held on March 17 and 24, 2009, as submitted. (Clerk of the Board)

Appointed Ken Burns (District 3) to the Economic Development Corporation to fill an unexpired term to January 2010. (Clerk of the Board)

Approved and authorized the Chairman to sign a lease with Shastique Holdings, LLC in the amount of \$6,127 per month for 12,636 square feet of office space (\$0.485/square foot) at 1810 Market Street, Redding from the date of signing through September 30, 2014, with annual increases of three percent during the initial period and increases equal to consumer price index increases limited to three percent per year for two optional one-year extensions. (Health and Human Services)

Approved and authorized the Director of Public Health or his designee to sign California Department of Public Health and California Department of Health Care Services Contractor's Release forms for 12 previously approved agreements. (Public Health)

Approved and authorized the Chairman to sign a renewal agreement with Right Road Recovery Programs, Inc. in an amount not to exceed \$470,000 per fiscal year to provide nonresidential alcohol and other drug treatment services from the date of signing through June 30, 2010, with two automatic one-year renewals. (Mental Health-Alcohol and Drug Programs)

Found the Jail Roof 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 7, 2009 at 11:00 a.m. (Public Works)

Approved and authorized the Chairman to sign an agreement with Interwest Consulting Group, Inc. in an amount not to exceed \$210,000 to provide plan review and inspection services for the Hatchet Ridge Wind Project for the period April 7, 2009 through April 6, 2010; approved a budget amendment increasing revenues by \$210,000 in the Building Inspection budget; and authorized the Auditor-Controller to pay claims associated with the agreement and budget amendment. (Planning Division)

Approved and authorized the Chairman to sign an amendment to a lease with Corder Farms reducing compensation to \$5,150 per year to lease 53 acres of farmland in exchange for transferring responsibility to Corder Farms for payment of possessory interest tax due and retaining the term through October 31, 2010. (Inter-Mountain Fair)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: SHASTA PUBLIC LIBRARY SYSTEM

City of Redding Community Services Director Kim Niemer provided an update on the Shasta Public Library System, outlining the information available in many forms, which provides members of the public the ability to research and to interact with others in the community. "Homework Help" is provided for students, and community rooms are available to for-profit and nonprofit groups.

Library Director Jan Ericksen introduced herself, as she is new to the position and the community.

**PRESENTATION: TARGET SAFETY
TARGET SAFETY/CSAC-EIA 2009 LEADERSHIP AWARD**

Director of Support Services Michelle Schafer introduced Target Safety Account Executive Michael Butler, who presented online safety program awards to Ms. Schafer and Risk Management Analyst III Jonathan Hill due to Shasta County having delivered 2,000 online safety courses in the last eight months.

10:02 a.m. The Board of Supervisors recessed.

10:12 a.m. The Board of Supervisors reconvened.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

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

Supervisor Hawes addressed a need for a letter of support for Senate Bill 295 (Dutton), California Global Warming Solutions Act of 2006. By consensus, the Board of Supervisors directed County Administrative Officer Larry Lees to have County staff review the legislation and return to the Board of Supervisors for possible further action.

Supervisor Baugh recently attended the Local Agency Formation Commission (LAFCO) meeting and the California Association of LAFCOs (CALAFCO) meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

SHASTA PUBLIC LIBRARY SYSTEM
TRANSFER REMAINING LIBRARY PROJECT FUNDS TO THE CITY OF REDDING
BUDGET AMENDMENT

At the recommendation County Administrative Senior Analyst Julie Hope and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved a budget amendment increasing appropriations in the amount of \$424,595, to be offset with use of project fund balance, in the Library Building Construction budget in order to increase A-87 Central Service charges and to transfer remaining library project funds to the City of Redding to fund the Shasta Public Library System pursuant to the ownership and operation agreement.

COUNTY COUNSEL

PACHECHO UNION ELEMENTARY SCHOOL DISTRICT
ELECTION OF 2008 GENERAL OBLIGATION BONDS, SERIES A
RESOLUTION NO. 2009-021

At the recommendation Assistant County Counsel John Loomis and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-021, which authorizes the issuance and sale of bonds designated as Pacheco Union Elementary School District (Shasta County, California) Election of 2008 General Obligation Bonds, Series A in an amount not to exceed \$4,000,000 to construct, upgrade, renovate, and equip facilities of the Pacheco Union Elementary School District.

(See Resolution Book No. 50)

HEALTH AND HUMAN SERVICES

PUBLIC HEALTH

VARIOUS APPOINTMENTS TO THE PUBLIC HEALTH ADVISORY BOARD (PHAB)
PHAB ACTIVITIES AND HEALTHY SHASTA COUNTY 2010 UPDATES

Director of Public Health Donnell Ewert provided the information about the requested appointments to members of the Public Health Advisory Board (PHAB), and by motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors reappointed Susan Osborne (general), Paula Percy (general), and Cathleen Wyatt (general) for three-year terms to expire March 2012; appointed Julia DeLaRosa-Blair (general) and E. Colleen Hopper (general) for three-year terms to expire March 2012; and appointed Diane Burke (general) and Barbara Jackson (District 2) to fill unexpired terms to March 2011 and March 2010, respectively.

PHAB Chairman Jim Holdridge gave the year-end report on the activities of PHAB. Mr. Ewert addressed the 2009 Strategic Plan Progress Report, outlining focus areas and the 2020 goals to promote healthy development and behaviors across all stages of life.

SCHEDULED HEARINGS**LAW AND JUSTICE****DISTRICT ATTORNEY****REAL ESTATE DOCUMENTS FEES****REAL ESTATE FRAUD PROSECUTION TRUST FUND AND COMMITTEE****RESOLUTION NO. 2009-022****CONSUMER PROTECTION UNIT****ILLEGAL DUMPING UNIT RESTRUCTURING****RESOLUTION NO. 2009-023**

This was the time set to conduct a public hearing and consider the request to approve a real estate documents fee, the establishment of a Real Estate Fraud Prosecution Trust Fund and the Real Estate Fraud Prosecution Trust Fund Committee, consumer fraud prosecution through the Consumer Protection Unit, and the restructuring of the Illegal Dumping Unit. District Attorney Jerry Benito 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 Robert Lake, Mary Hansen, and Jean Hall spoke in support of the establishment of the Real Estate Fraud Prosecution Trust Fund Committee. No one else spoke for or against the project, and the public hearing was closed.

In response to a question by Supervisor Moty, Mr. Benito clarified that the requested committee member need not be a member of the Board of Supervisors, and that the appointment can be deferred to a later meeting.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors took the following actions:

1. Adopted Resolution No. 2009-022, which provides for a fee on real estate documents recorded in Shasta County, directs the establishment of a Real Estate Fraud Prosecution Trust Fund, establishes the Real Estate Fraud Prosecution Trust Fund Committee to direct the use of funds and to monitor the program, and directs the Board of Supervisors to appoint a member to the Committee;
2. Adopted Resolution No. 2009-023, which repeals Resolution No. 2005-165, supports the District Attorney's efforts to investigate and prosecute consumer fraud through the Consumer Protection unit, and directs that penalties and fees received be placed in the County's General Fund;
3. Approved the restructuring of the Illegal Dumping unit and directed the continued use of County Miscellaneous general funds to support the unit; and
4. Directed the Auditor-Controller to set up the Real Estate Fraud Prosecution Trust fund and pay claims related to all three programs.

(See Resolution Book No. 50)

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 Silverbridge Highlands Permanent Road Division (Millville area). Supervising Engineer Al Cathey presented the staff report and recommended approval of the project.

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.

PARCEL MAP NO. 05-081
JENNIFER DRIVE EMERGENCY FIRE ESCAPE ROAD PERMANENT ROAD DIVISION
NORTHEAST REDDING AREA
ANNUAL PARCEL CHARGE REPORT FOR FY 2009-10
RESOLUTION NOS. 2009-024 AND 2009-025

This was the time set to conduct a public hearing regarding the proposed Jennifer Drive Emergency Fire Escape Permanent Road Division (northeast 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 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 motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors took the following actions regarding Parcel Map No. 05-081, Jennifer Drive Emergency Fire Escape Permanent Road Division (northeast Redding area):

1. Adopted Resolution No. 2009-024, which forms the Division;
2. Adopted Resolution No. 2009-025, which confirms the annual parcel charge report for Fiscal Year 2009-10; and
3. Received the annual parcel charge report.

(See Resolution Book No. 50)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Redd v. Redding Area Bus Authority, DeLarge v. J.P. Morgan, Foland v. Shasta County Department of Child Support Services, and King v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a);
2. Confer with its Real Property Negotiator Public Works Director Pat Minturn and Woodridge Mutual Water Company to negotiate price and terms of payment regarding Assessor's Parcel No. 096-270-006, pursuant to Government Code section 54954.2;
3. Confer with its Real Property Negotiator County Administrative Officer Larry Lees and Mr. and Mrs. Horn to negotiate price and terms of payment regarding 2650 Breslauer Way, Redding, pursuant to Government Code section 54954.2; 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.

11:24 a.m.: The Board of Supervisors recessed to Closed Session.

1:10 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, Chief Deputy Clerk of the Board Glenda Tracy, and Agency Staff Services Analyst II Megan Dorney 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 real property and labor negotiations. By a unanimous vote, the Board of Supervisors directed the office of County Counsel to handle the defense of County defendants in the matters Redd v. Redding Area Bus Authority, DeLarge v. J.P. Morgan, and Foland v. Shasta County Department of Child Support Services. No other reportable action was taken.

1:10 p.m.: The Board of Supervisors recessed.

3:30 p.m.: The Board of Supervisors reconvened at the Redding City Council Chambers, 777 Cypress Avenue, Redding.

THURSDAY, APRIL 9, 2009

JOINT WORKSHOP WITH REGIONAL TRANSPORTATION PLANNING AGENCY,

REDDING CITY COUNCIL, ANDERSON CITY COUNCIL, AND

SHASTA LAKE CITY COUNCIL

3:30 p.m.: The Board of Supervisors reconvened in Open, Joint Session with the Anderson City Council, the City of Shasta Lake City Council, and the Redding City Council in the City of Redding Council Chambers with Supervisors Leonard Moty, Glenn Hawes, Linda Hartman, and Les Baugh, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Chief Deputy Clerk of the Board Glenda Tracy present. Chairman Hawes presided for the Board of Supervisors. Present for the City of Anderson were: City Council Members Norma Connick, Melissa Hunt, Keith Webster, and James Yarbrough. Present for the City of Shasta Lake were: Council Members Rod Lindsay and Gracious Palmer. Present for the City of Redding were: Council Members Rick Bosetti, Dick Dickerson, Patrick Jones, Missy McArthur, and Mary Stegall.

Shasta County Regional Transportation Planning Agency (RTPA) Executive Director Dan Little advised that the joint workshop is to address ideas to avoid future traffic congestion on Interstate 5 (I-5).

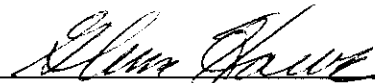
Caltrans Director Will Kempton discussed various options to cover costs of possible future expansion and maintenance costs of I-5. As revenues are limited and costs are increasing, he spoke of the value of community partnership and the State working together, determining a way to obtain revenue when the amount being collected is less than the cost of repairs.

California Transportation Commission Commissioner (CTC) James Earp stated the last gas tax increase was in 1994. This is possibly not a good time to seek a tax increase due to the economy. He noted CTC is willing to assist with a poll to determine where the community stands with the challenges of raising funds.

Sonoma County Transportation Authority Executive Director Suzanne Smith told of methods used in Sonoma County when attempting to obtain consensus with the community to determine methods and the eventual success of raising funds for projects.

Phil George, Gary Cadd, Gail Rich, Ron Largent, and Ron Reese provided input as to the issues on possible future projects and the raising of funds for payment.

5:35 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, April 14, 2009

REGULAR MEETING

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

- District No. 1 - Supervisor Kehoe
- District No. 2 - Supervisor Moty
- District No. 3 - Supervisor Hawes
- District No. 4 - Supervisor Hartman

District No. 5 - Supervisor Baugh - Absent

- County Administrative Officer - Larry Lees
- County Counsel - Mike Ralston
- Chief Deputy Clerk of the Board - Glenda Tracy
- Deputy Clerk of the Board - Linda K. Mekelburg
- Agency Staff Services Analyst II - Megan Dorney

INVOCATION

Invocation was given by Pastor Charles Clark, St. Marks Baptist Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Paul Bunyan Conservation Society President Steven Pelosa stated that the society is an environmental group endeavoring to improve the environment and educate the public on the importance of sustainable forestry and conservation.

Delta community property owners representative Eric Vollmers urged the Board of Supervisors to consider sponsoring a plan to end misuse and illegal activity taking place in various areas of the Delta community, such as river access areas where refuse and illegal drug use takes place.

BOARD MATTERS

PROCLAMATION: CHILD ABUSE PREVENTION AWARENESS MONTH

At the recommendation of Health and Human Services Agency Director Marta McKenzie and by motion made, seconded (Hartman/Kehoe), and unanimously carried, the Board of

Supervisors adopted a proclamation which designates April 2009 as Child Abuse Prevention Awareness Month in Shasta County.

Child Abuse Prevention Council Executive Director Betty Futrell spoke of ways to help prevent child maltreatment.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Moty), 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 response to the letter report of the Fiscal Year 2008-09 Shasta County Grand Jury. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$185.01 requiring special board action. (Auditor-Controller)

Adopted a proclamation which designates April 19-25, 2009 as Safety Seat Checkup Week in Shasta County. (Board Matters)

Approved the minutes of the meeting held on April 7, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1989, which approves Zone Amendment No. 06-011, Williams (Palo Cedro area), as introduced June 13, 2006. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1990, which approves Zone Amendment No. 06-017, McClenon (Anderson area), as introduced October 10, 2006. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1991, which approves Zone Amendment No. 08-012, McGrew (Bella Vista area), as introduced March 3, 2009. (Clerk of the Board)
(See Zoning Ordinance Book)

Appointed Crystal Hatch to the Fall River Mills Fire Protection District Board of Directors to fill an unexpired term to December 2009. (Clerk of the Board)

Reappointed Jeff Earnest, Dan Marcum, and Matt Reynier to the Pine Grove Mosquito Abatement District Board of Directors for terms to expire January 2011. (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 agreement with North Valley Behavioral Health, LLC decreasing compensation by \$279,250 per fiscal year (for a maximum compensation of \$949,000 per fiscal year) to reduce the number of psychiatric inpatient beds and retaining the term through June 30, 2008, with two automatic one-year renewals. (Mental health-Alcohol and Drug Programs)

For the Garage Addition at Bella Vista Fire Station, 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 14, 2009 at 11:00 a.m. (Public Works)

Approved and authorized the Chairman to sign an amendment to the agreement with the U.S. Forest Service extending the term to June 30, 2009 for the County to conduct restoration work along Westside Road on the west side of Shasta Lake. (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 2008-09. (Public Works)

For Parcel Map No. 06-013, Paul Bunyan Industrial Park (Cottonwood area), released the security in the amount of \$306,500 guaranteeing performance of subdivision improvements; and released the security in the amount of \$153,250 guaranteeing payment. (Public Works)

For Partial Williamson Act Contract Cancellation No. 2001-01C, Scott (Igo area), requested the Assessor to recompute and certify to the Board of Supervisors the new cancellation valuation; and directed the Department of Resource Management to prepare a resolution for adoption by the Board of Supervisors amending the Certificate of Tentative Cancellation to include the recalculated cancellation fee. (Planning Division)

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 Senate Bill 628 (Ashburn) County Employees: Health Benefit System, which is proposed to be heard in committee. CAO Lees also noted that Director of Housing and Community Action Programs Richard Kuhns has been appointed as the Stimulus Single Point of Contact for Shasta County to be watchful of possible stimulus packages which may garner funds for Shasta County.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

**LETTER: SUPPORT FOR SENATE BILL 295 (DUTTON)
CALIFORNIA GLOBAL WARMING SOLUTIONS ACT OF 2006**

At the recommendation of County Administrative Officer Larry Lees and by motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter supporting Senate Bill 295 (Dutton), California Global Warming Solutions Act of 2006. Chairman Hawes urged Board members to submit individual letters.

SCHEDULED HEARINGS

PUBLIC WORKS

**WONDERLAND BOULEVARD EASEMENT ABANDONMENT
MOUNTAIN GATE AREA
RESOLUTION NO. 2009-026**

This was the time set to conduct a public hearing and consider the request to approve abandoning a portion of an undeveloped public easement along Wonderland Boulevard, Mountain Gate 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.

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 (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-026, which abandons a portion of an undeveloped public easement along Wonderland Boulevard, Mountain Gate area.

(See Resolution Book No. 50)

**AMERICAN RECOVERY AND REINVESTMENT ACT NON-URBAN FEDERAL
TRANSIT ADMINISTRATION SECTION 5311 FUNDING
RESOLUTION NO. 2009-027
AGREEMENT: SHASTA SENIOR NUTRITION PROGRAMS (SSNP)
TRANSFER OF VEHICLES TO SSNP AND OPPORTUNITY CENTER**

This was the time set to conduct a public hearing and consider the request to authorize the submittal of applications for American Recovery and Reinvestment Act Non-Urban Federal Transit Administration Section 5311 Funding (ARRA 5311) for rural transit projects. 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.

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 (Kehoe/Moty), and unanimously carried, the Board of Supervisors took the following actions:

1. Authorized the Public Works Director to prepare and submit applications in the amount of \$407,706 for American Recovery and Reinvestment Act Non-Urban Federal Transit Administration Section 5311 Funding (ARRA 5311) for rural transit projects;
2. Adopt Resolution No. 2009-027, which approves and authorizes the Public Works Director to sign applications, agreements, and certifications for ARRA 5311 funds, and approves and authorizes the Public Works Director to negotiate, prepare, and sign an agreement to loan or lease one used Burney Express vehicle to Shasta Senior Nutrition Programs, Inc.;
3. Approved the use of \$257,706 of ARRA 5311 funds for County transit obligations;
4. Approved the purchase of two Burney Express wheelchair-accessible vehicles for a total of \$150,000; and
5. Approved the transfer of one used Burney Express vehicle to the Opportunity Center for its use.

(See Resolution Book No. 50)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9, subdivision (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.

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

1:20 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Moty, Hawes, and Hartman, County Administrative Officer/Clerk of the Board Larry Lees, and County Counsel Mike Ralston.

REPORT OF CLOSED SESSION ACTIONS

County Administrative Officer/Clerk of the Board Larry Lees reported that the Board of Supervisors met in Closed Session to discuss anticipated litigation, as well as labor negotiations; however, no reportable action was taken.

1:20 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 21, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
 District No. 2 - Supervisor Moty
 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 - Valerie Ibarra

INVOCATION

Invocation was given by Pastor Perry Peterson, Crossroads Bible Fellowship.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Assessor-Recorder Leslie Morgan stated that many Shasta County property owners are receiving advertisements from a firm in Los Angeles, offering to research their property value for a fee for a possible reassessment appeal. She advised that the Assessor's Office provides this service at no charge.

Health and Human Services Agency Director Marta McKenzie spoke of a recent report produced by California State Association of Counties (CSAC) regarding the economic impacts and the state and federal dollars expended on behalf of the demands for services provided by Department of Social Services.

BOARD MATTERS

PROCLAMATION: CRIME VICTIMS' RIGHTS WEEK

At the recommendation of District Attorney Jerry Benito and by motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 26-May 2, 2009 as Crime Victims' Rights Week in Shasta County. Crime Victims' Assistance Center Victim Coordinator Angela Fitzgerald accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced that the agreements with U.S. Department of Interior and Caltrans were pulled for further discussion.

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

AGREEMENT: U.S. DEPARTMENT OF INTERIOR, BUREAU OF RECLAMATION SHASTA DAM PATROL SERVICES

In response to questions by Supervisors, Sheriff Tom Bosenko and Chief Fiscal Officer Carol Patton explained that no Shasta Dam patrol services have been provided since the expiration of the previous agreement, while waiting for the approval of the new agreement. It is prudent for the Sheriff's Office to handle the patrol services in the event a crime is discovered in the area.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with U.S. Department of Interior, Bureau of Reclamation in the amount of \$508,369 for the Sheriff's Office to provide patrol services at Shasta Dam from date of signing through February 28, 2014. (Sheriff's Office-Patrol)

**AGREEMENT: CALTRANS
DISADVANTAGED BUSINESS ENTERPRISE PROGRAM IMPLEMENTATION
RESOLUTION NO. 2009-028**

Supervisor Hartman stated that although she is in opposition to the requirement of using only "Disadvantaged Business Enterprises," not allowing all qualified businesses to be used, she will agree to allow Shasta County to receive federal aid for road and bridge projects.

By motion made, seconded (Hartman/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-028, which approves and authorizes the Public Works Director to sign an agreement, subsequent agreements, amendments, and other documents with Caltrans to implement a state-approved Disadvantaged Business Enterprise Program. (Public Works)

(See Resolution Book No. 50)

CONSENT CALENDAR

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Baugh abstained on the minutes of the meeting held on April 14, 2009 as he was not in attendance at that meeting):

Approved and authorized the Chairman to sign the County Claims List totaling \$10,368.93 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on April 14, 2009, as submitted. (Clerk of the Board)

Appointed Shawn Watts (Alternate) to the Board of Employee Appeals for a term to expire January 3, 2011. (Clerk of the Board)

Accepted a donation of five printers valued at \$4,272.78 from the Dell Corporation. (Information Technology)

Approved and authorized the Chairman to sign a letter approving the In-Home Supportive Services Public Authority Rate Modification Application, which increases provider's wages by \$0.45 per hour, decreases the administration cost by \$0.02 per hour, and increases the payroll tax by \$0.05 per hour for submission to the California Department of Social Services. (In-Home Supportive Services Public Authority)

Approved and authorized the Chairman to sign an amendment to the agreement and an amendment to the Memorandums of Understanding with the California Department of Public Health decreasing compensation by \$96,092 (for a new maximum compensation of \$374,929) to provide HIV/AIDS prevention and education for the period July 1, 2007 through June 30, 2010; and 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 10 percent of the total budget and other minor, non-monetary amendments as necessary. (Public Health)

Approved and authorized the Chairman to sign a retroactive grant agreement with the Shasta Regional Community Foundation for Shasta County to receive \$5,000 to help fund the Healthy Shasta Partnership's 2009 "Walk This Way" event for the period November 12, 2008 through November 18, 2009. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Stericycle, Inc. to provide disposal of sharps and other medical waste which increases compensation by \$10,000 (for a new total of \$25,000); changes the contractor's name from Sanitec USA, Inc. to Stericycle, Inc.; changes the contractor's address; adds an additional contractor responsibility for service to Shasta County Mental Health; and retains the term of November 9, 2007 to June 30, 2008, with two optional additional one-year terms at the end of the initial term. (Public Health)

Approved and authorized the Chairman to sign an amendment to the Memorandum of Understanding with the California Statewide Automated Welfare System Consortium IV (C-IV) to transfer title of equipment to respective Counties to streamline inventory controls effective the date of signing, conditioned on C-IV entering into the same amendment with county and other migrating consortium member counties. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with The National Council on Crime and Delinquency to provide SafeMeasure child welfare data reporting services which changes the renewal period from one year to two years; and exercises the option to renew the agreement for two years in the amount of \$74,250 for the period July 1, 2009 through June 30, 2011. (Social Services)

Approved Resolution No. 2009-029, which certifies that the County maintains 1,191.189 miles of road. (Public Works)

(See Resolution Book No. 50)

Regarding the Groundwater Monitoring Wells and Gas 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 May 28, 2009 at 11:00 a.m. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: HERGER-FEINSTEIN QUINCY LIBRARY GROUP PILOT PROJECT

County Forester Frank Stewart discussed the Herger-Feinstein Quincy Library Group (QLG) Pilot Project, which covers eight counties and three national forests. Seven western states have had wildfires that have set records. It is important to treat the overstocked stands by removing dead, dying, and the weakest trees and improving roads for travel and drainage. Since the Pilot Project started, for every acre thinned, there has been a loss of five acres due to fire. The QLG Pilot Project began in 2000 as a five-year plan, and has been extended to 2012 because of 557 appeals and nine lawsuits filed by environmental organizations, which is causing 39 projects to be on hold.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE

MEMORANDUM OF UNDERSTANDING: FALL RIVER WATERSHED SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including the request to send a letter to Senator Aanestad regarding an analysis of the lightning fires in Shasta County in 2008.

By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to Senator Aanestad regarding an analysis the 2008 lightning fires in Shasta County; and approved and authorized the Chairman to sign a Memorandum of Understanding for the Fall River Watershed.

Supervisor Baugh recently attended the Regional Council of Rural Counties (RCRC) meeting. Deputy Regional Forester Jim Pena had stated that the information as to how the stimulus funds from the federal government are being spent by the Forest Service is unavailable to members of the public. Supervisor Kehoe stated that a formal invitation should be extended to Mr. Pena and Shasta National Forest Supervisor J. Sharon Heywood to clarify their responses. Supervisor Baugh will extend the invitations.

Supervisor Kehoe recently attended the Redding Area Bus Authority (RABA) Board meeting.

Supervisor Moty recently attended via teleconference the Northern California Water Association meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

IDENTITY THEFT "RED FLAGS"
POLICY RESOLUTION NO. 2009-02

Senior Administrative Analyst Julie Hope presented the staff report and stated that the goal is to curtail identity theft. In response to questions by Supervisor Kehoe, Ms. Hope

confirmed that anticipated costs to the County would be staff time to formulate a work group to identify, implement measures to detect, and to respond to relevant “red flags.”

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopting Policy Resolution No. 2009-02, which adds a policy to the Administrative Policy Manual regarding Identity Theft “Red Flags.”

(See Policy Resolution Book)

LAW AND JUSTICE

PROBATION

JUVENILE HALL CONSTRUCTION CAPITAL PROJECT

Chief Probation Officer Brian Richart presented the staff report. In response to questions by Supervisors, Mr. Richart stated that in October 2006, a Feasibility Study was presented which identified the need for the replacement of the existing Juvenile Hall; in December 2008, the Board of Supervisors authorized the submission of an application for construction funding pursuant to Senate Bill 81; and in March 2009, the Corrections Standards Authority Board approved the recommendations. Shasta County ranked second among applications received from five small counties. The Corrections Standards Authority Board recommended that Shasta County receive \$14,000,000 in funds for toward the construction of a new 90-bed Juvenile Rehabilitation and Detention Center.

County funds will need to be expended for Request for Proposals for architectural services; however, agreements will first be signed agreeing that the construction funds will be issued to the County. The project budget total is \$16,493,000. \$14,000,000 is for construction, including contingency. The remaining costs include architectural services (contract); CEQA (contract); construction management (contract); grant audit (County Auditor); County administration (Department of Public Works); transition planning (Probation); furnishings and equipment (General Fund); and permits, fees, and testing. The County would make payments to contractors, submit the invoices to the State for reimbursement, and receive the reimbursement in approximately three weeks.

In response to questions by Supervisor Baugh, County Administrative Officer (CAO) Larry Lees advised that the State will sell bond as the source of these funds. Mr. Richart stated that the bonds cannot be sold until the construction of the facility is near completion. The initial financing will come from a loan out of the pooled investment account.

CAO Lees stated his support yet pointed out liabilities and risks with the project. Shasta County will be required to give the land to the state who will own it until the loan has been paid in full. There is a need to identify where the County will obtain the additional funds over the \$14,000,000. CAO Lees recommends that additional money be placed in a separate pool for security while waiting for the funds from the State that are said to be reimbursed within three weeks. The facility will need to be operational within 90 days of completion, which will require additional annual operating expense from the County. It is mandatory that it be identified where these additional funds will be found.

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors took the following actions regarding the Juvenile Hall Construction Capitol Project:

1. Accepted a funding award from the Corrections Standards Authority in the amount of \$14,000,000 from the Local Youthful Offender Rehabilitative Facility Construction Funding Program;
2. Approved and authorized the Chief Probation Officer to send a letter to the Corrections Standards Authority confirming acceptance of the funding;

3. Established a capital project fund and a project budget in the amount of \$16,493,000;
4. Authorized the Auditor-Controller to create the necessary accounts for payment of costs related to construction; and
5. Directed staff to circulate a Request for Proposals for architectural services for the project.

10:55 a.m.: The Board of Supervisors recessed.

11:03 a.m.: The Board of Supervisors reconvened.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 06-021

STAN LEACH

FRENCH GULCH AREA

This was the time set to conduct a public hearing to consider the request to rezone approximately 72 acres from an Unclassified (U) District to a Timber Production (TP) 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.

In response to questions by Supervisors, Mr. Salazar and Assistant Director of Resource Management Rick Simon explained that notices were mailed prior to the Planning Commission hearing; however, the one sent to Dan and Teresa Donnelly was returned by the postal service, damaged. The notice was not resent; yet the public hearing information was also published in the newspaper.

The public hearing was opened, at which time applicant Stan Leach stated that because neighbor Dan Donnelly is present with concerns he is in agreement to have the matter continued so that Mr. Donnelly may receive the information. He would like to designate the land for timber production.

Adjacent Property Owner Dan Donnelly requested a continuance to determine all the plans.

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

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors continued the hearing to May 12, 2009 at 9:00 a.m. to allow property owners time to discuss the request.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Toroni v. Lee, pursuant to Government Code section 54956.9, subdivision (a); and
2. Confer with its Real Property Negotiator County Administrative Officer Larry Lees and the Administrative Office of the Courts to negotiate price and terms of payment regarding 1500 Court Street, Redding, pursuant to Government Code section 54954.2;

11:31 a.m.: The Board of Supervisors recessed to Closed Session.

12:10 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 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 to discuss existing litigation, as well as real property negotiations. By a unanimous vote, the Board of Supervisors directed the office of County Counsel to handle the defense of County defendants in the matter of Toroni v. Lee. No other reportable action was taken.

12:11 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 5, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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
Agency Staff Services Analyst II - Megan Dorney

INVOCATION

Invocation was given by Pastor Bob Denham, Living Hope Compassionate Ministries.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Child Support Services Director Terri Love stated that Shasta County was recognized by the California Department of Child Support Services in the area of most improved performance in collections on support dollars that go directly to the families. \$22 million was received in collections last year.

David Strawn, Roseanna Simonis, Dona Snyder, Elizabeth Messick, Ed Merrick, Dana Wigington, Stan Sours, Rocky Compton, Mauro Oliveira, and Randy Compton spoke in opposition to the Transmission Agency of Northern California (TANC) power lines project proposed to take place in the Round Mountain vicinity due to potential health risks, reduction of property value, risk to endangered species, and the possible damage to the surroundings. The matter was referred to staff to provide information at a future Board meeting.

American Legion Auxiliary representative Judy Gama advised that May 10-15, 2009 is Poppy Week and encouraged community members to participate in honor of veterans.

Shasta County Office of Education Project Director Jodie Van Ornum advised that Project Share will have a Sustainability Event on May 14, 2009 for description of the base program services of the After School Program.

BOARD MATTERS

MAY 2009 EMPLOYEE OF THE MONTH
AGENCY STAFF SERVICES ANALYST II CLEO TOCMAKIDIS
RESOLUTION NO. 2009-030

At the recommendation of Chief Probation Officer Brian Richart and by motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-030, which recognizes Probation Agency Staff Services Analyst II Cleo Tocmakidis as Shasta County's May 2009 Employee of the Month.

(See Resolution Book No. 50)

PROCLAMATION: MENTAL HEALTH MONTH

At the recommendation of Director of Mental Health Services Dr. Mark Montgomery and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2009 as Mental Health Month in Shasta County. Marge Hall and Tracy Ray accepted the proclamation.

PROCLAMATION: VETERANS APPRECIATION MONTH

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2009 as Veterans Appreciation Month in Shasta County. California Employment Development Department Veteran's Employment Services Specialist Jim Sains thanked the Board of Supervisors for adopting the proclamation.

PROCLAMATION: POLICE OFFICERS MEMORIAL WEEK

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Moty/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 10-16, 2009 as Police Officers Memorial Week and May 14, 2009 as Peace Officers Memorial Day in Shasta County.

PROCLAMATION: PROJECT HOMELESS CONNECT MONTH

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2009 as Project Homeless Connect Month in Shasta County. Project Homeless Connect Event Coordinator Don Meek thanked the Board of Supervisors for adopting the proclamation.

10:23 a.m.: The Board of Supervisors recessed.

10:30 a.m.: The Board of Supervisors reconvened.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Baugh pulled for discussion the County Claims List. Sheriff's Office Captain Don Van Buskirk advised that California Forensic Medical Group (CFMG) is contracted to pay up to \$25,000 per incident for medical expenses provided to inmates. In the item on the claims list, the charge was for a vendor that had been used by CFMG. Numerous telephone calls were made to question the appropriateness of the bill, and it was determined that the charge was

appropriate, and was over the \$25,000 amount; therefore, it was the responsibility for Shasta County to pay.

Supervisor Moty pulled for discussion the request for Sheriff's budget increasing appropriations and revenues to fund a deputy sheriff position and purchase several fixed assets. Sheriff Tom Bosenko and Chief Fiscal Officer Carol Patton stated a deputy is being reassigned from patrol to Cal-MMET for the domestic highway enforcement program which will be funded by General Fund appropriation. The backfill to replace the patrol position will be paid by asset forfeiture funds.

Supervisor Hawes pulled for discussion the matter regarding an agreement with Right Road Recovery Programs, Inc. to provide outpatient mental health services in the InterMountain area. Director of Mental Health Services Dr. Mark Montgomery confirmed that community participation is outstanding.

Supervisor Hawes pulled for recognition the work being done at Additional Bay at Big Bend Fire Station and Additional Bay at Oak Run Fire Station.

Supervisor Hawes pulled to commend the efforts on the work being done at the Palo Cedro Fire Station Metal Building.

CONSENT CALENDAR

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

Approved a budget amendment increasing appropriations and revenue by \$30,000 to recognize additional Tobacco Settlement revenue. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$2,387.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on April 21, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1992, which approves Zone Amendment No. 08-018, Schmitt (Centerville area), as introduced March 24, 2009. (Clerk of the Board)

(See Zoning Ordinance Book)

For the Fiscal Year 2008-09 Classification Maintenance Program. adopted Salary Resolution No. 1362, which reclassifies various positions and makes certain salary adjustments effective May 10, 2009, and incorporated the Supervising Accountant classification into the Classification and Salary Plan based upon the Merit System Services classification. (Support Services)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign the following agreements with locum tenens agencies to provide temporary psychiatric services: with LOCUMTENENS.COM, LLC in an amount not to exceed \$130,000 from the date of signing through June 30, 2010; with Jackson & Coker Locumtenens, LLC in an amount not to exceed \$100,000 for the period July 1, 2009 through June 30, 2010; and with CHG Companies, Inc. d.b.a. CompHealth in an amount not to exceed \$100,000 for the period July 1, 2009 through June 30, 2010. (Mental Health).

Approved and authorized the Chairman to sign an agreement with Right Road Recovery Programs, Inc. in an amount not to exceed \$239,165, including an advance payment in the amount of \$24,000, to provide outpatient mental health services in the InterMountain area from the date of signing through June 30, 2010. (Mental Health)

Approved a budget amendment to the Mental Health Services Act budget increasing appropriations in Fixed Assets-Vehicles and decreasing appropriations in Professional Services in the amount of \$80,000 to replace five vehicles. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Empire Hotel EHARC, Inc. d.b.a. Empire Recovery Center in an amount not to exceed \$160,000 per fiscal year to provide nonresidential alcohol and other drug treatment services for the period July 1, 2009 through June 30, 2010, with two automatic one-year renewals. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an agreement with Caltrans in an amount not to exceed \$244,150.21 for Shasta County Opportunity Center clients to provide roadside maintenance services for the period June 1, 2009 through May 31, 2012. (Social Services-Opportunity Center)

Approved a budget amendment in the Child Support Services budget increasing appropriations in the Fixed Assets-Vehicle account and decreasing appropriations in the Postage Services account by \$13,267 to purchase one vehicle. (Child Support Services)

Approved a budget amendment in the Sheriff's budget increasing appropriations by \$49,028 and revenues by \$9,020 to fund a deputy sheriff position and purchase several fixed assets, to be offset by the use of \$40,008 in Sheriff's Federal Asset Forfeiture designated funds; approved the purchase of a pickup in the amount of \$12,775 from the U.S. Marshals Service; approved the purchase of a vehicular mobile communication device in the amount of \$5,050; authorized the Purchasing Department to issue purchase orders for the equipment in accordance with Administrative Policy 6-101; authorized the Auditor-Controller to issue an advance payment to the U.S. Marshals Service in the amount of \$3,751.97 for the balance due on the pickup; and authorized the Auditor-Controller to pay other claims for expenses relating to the transactions. (Sheriff)

Approved and authorized the Sheriff-Coroner to sign a retroactive agreement and any subsequent amendments or other pertinent documents with the U.S. Drug Enforcement Administration for Shasta County to receive \$130,000 in supplemental funding for the Sheriff's Office Marijuana Eradication Team for the period January 1, 2009 through December 31, 2009. (Sheriff)

Awarded to the low bidder, Robert Nichol d.b.a. Robert D. Nichol Construction, on a lump-sum basis, the contract for construction on Additional Bay at Big Bend Fire Station and Additional Bay at Oak Run Fire Station in the amount of \$189,000. (Public Works)

Waived minor irregularities and awarded to the low bidder, Keith Acker d.b.a. KNA General Construction, on a lump-sum basis, the contract for construction on the Palo Cedro Fire Station Metal Building in the amount of \$98,976.82. (Public Works)

Adopted Resolution No. 2009-031, which makes certain findings to facilitate approval of Property Line Adjustment No. 08-041, Rickert (Millville area) involving parcels restricted by a Williamson Act contract. (Resource Management-Planning Division)

(See Resolution Book No. 50)

Approved and authorized the County Fire Warden to purchase one Type III fire engine; awarded the bid to HME-Ahrens-Fox for a total purchase price of \$275,356.61; and approved a budget amendment transferring appropriations within the CSA No. 1 budget and increasing

revenue and appropriations in the amount of \$185,400 by recognizing unanticipated revenue from fire call reimbursements to augment funds in an existing fixed-asset account. (County Fire)

REGULAR CALENDAR

PRESENTATIONS

SWINE-ORIGIN INFLUENZA A (H1N1)

Public Health Director Donnell Ewert spoke of the challenges and dangers posed by the swine influenza (flu) virus known as Swine-Origin Influenza A (H1N1). The majority of cases are in Mexico. There are currently 69 confirmed cases and 124 probable cases in California, with no cases in Shasta County. There have been 62 tests completed, which have all had negative results. Public Health staff are working extra hours to provide services.

Individuals who are ill should remain home from work and school, wash hands frequently, cough into the sleeve, and not travel to Mexico or Southern California.

Health Officer Dr. Andrew Deckert stated that 5 percent to 20 percent of the population may contract seasonal flu. There are flu shots to aid in prevention of seasonal flu; however, there is not yet a shot for Swine-Origin Influenza A (H1N1).

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees had no legislative update. He reported that he had attended, on behalf of the Board of Supervisors, the ribbon-cutting event at the Whitmore Community Center.

Supervisor Baugh recently attended the PSA 2 Area Agency on Aging meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

**BUYBACK OF UNUSED ADMINISTRATIVE LEAVE
RESOLUTION NO. 2009-032**

County Administrative Officer (CAO) Larry Lees and Chief Fiscal Officer Bebe Palin discussed the potential budget savings for suspending the buyback of unused administrative leave for appointed department heads and unrepresented managers. By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-032, which temporarily suspends buyback of unused administrative leave for appointed department heads and unrepresented managers for a one-year period.

By consensus, the Board of Supervisors directed that a Budget Workshop will be held on Monday, June 8, 2009, beginning at 9:00 a.m.

(See Resolution Book No. 50)

COUNTY COUNSEL

**BONDS OF CASCADE UNION ELEMENTARY SCHOOL DISTRICT
RESOLUTION NO. 2009-033**

At the recommendation of Assistant County Counsel John Loomis and by motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-033, which authorizes the issuance and sale of bonds designated as Bonds of the Cascade Union Elementary School District 2008 Election, Series A in an amount not to exceed \$3,500,000 to modernize, replace, renovate, construct, acquire, equip, rebuild, and furnish the facilities of the Cascade Union Elementary School District.

(See Resolution Book No. 50)

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

**QUARTERLY REPORT OF INVESTMENTS
TREASURY OVERSIGHT COMMITTEE COMPLIANCE**

At the recommendation of Treasurer-Tax Collector-Public Administrator Lori Scott and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisor accepted the Quarterly Report of Investments for the period ending March 31, 2009; and accepted the Treasury Oversight Committee Compliance Audit for the Year Ended June 30, 2008.

LAW AND JUSTICE

SHERIFF

**CALIFORNIA MULTI-JURISDICTIONAL METHAMPHETAMINE
ENFORCEMENT TEAM GRANT
BUDGET AMENDMENTS**

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisor approved and authorized the Chairman to accept and the Sheriff to administer the North State Initiative of the California Multi-jurisdictional Methamphetamine Enforcement Team (Cal-MMET) grant in the amounts of \$695,772 for Fiscal Year 2008-09 and \$672,502 for Fiscal Year 2009-10; approved a budget amendment in the Sheriff's budget increasing appropriations by \$453,842 and revenues by \$389,962 to adjust appropriations for the Fiscal Year 2008-09 grant award, as well as for the Fiscal Year 2007-08 grant award carryover of \$267,936; authorized use of designated asset forfeiture public safety fund balances in the amount of \$63,880 to fund task force expenditures not covered by the Cal-MMET grant; approved purchase of a fixed asset vehicle in the amount of \$37,359 to replace a current grant-funded vehicle; approved an increase to a fixed asset account in the amount of \$10,418 to include equipment installation costs and to correct original vehicle cost; and approved a budget amendment in the Sheriff's budget transferring appropriations and offsetting revenue by \$71,252 to move a deputy sheriff from the Patrol unit to the Cal-MMET task force effective December 2008.

CALIFORNIA EMERGENCY MANAGEMENT AGENCY GRANT
BUDGET AMENDMENTS

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisor approved a budget amendment in the Sheriff's budget decreasing appropriations and revenues by \$118,459 as a result of a decrease in the California Emergency Management Agency (Cal-EMA) grant award for the Sexual Assault Felony Enforcement (SAFE) Team; approved a budget amendment in the District Attorney budget decreasing appropriations and revenues by \$9,703 as the result of a decrease in Transfers-Out from the Sheriff's Office; approved a budget amendment in the Probation budget decreasing appropriations and revenues by \$8,639 as a result of a decrease in Transfers-Out from the Sheriff's Office; approved and authorized the Chairman to accept and the Sheriff to administer the SAFE grant in the amount of \$597,982 for Fiscal Year 2009-10; 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.

AGREEMENT: CALIFORNIA DEPARTMENT OF BOATING AND WATERWAYS
BOATING AND ENFORCEMENT ACTIVITIES

Sheriff Tom Bosenko presented an update on Boating Safety Unit activities. By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisor approved and authorized the Chairman to sign a renewal contract with the California Department of Boating and Waterways to receive a maximum of \$584,990 to perform boating and enforcement activities on Shasta County waterways (except Whiskeytown Lake) for the period July 1, 2009 through June 30, 2010; 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, 2009 through June 30, 2010.

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 the request to declare a water shortage emergency for County Service Area No. 3 - Castella Water. Public Works Director Pat Minturn presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which:

1. Declares a water shortage emergency for County Service Area No. 3 - Castella Water;
2. Restricts maximum water consumption; and
3. Establishes penalties for water consumption in excess of the established maximum.

COUNTY SERVICE AREA NO. 6 - JONES VALLEY WATER
WATER SHORTAGE EMERGENCY

This was the time set to conduct a public hearing and consider the request to declare a water shortage emergency for County Service Area No. 6 - Jones Valley Water. Public Works Director Pat Minturn presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which:

1. Declares a water shortage emergency for County Service Area No. 6 - Jones Valley Water;
2. Restricts maximum water consumption; and
3. Establishes penalties for water consumption in excess of the established maximum.

COUNTY SERVICE AREA NO. 23 - CRAG VIEW WATER
WATER SHORTAGE EMERGENCY

This was the time set to conduct a public hearing and consider the request to declare a water shortage emergency for County Service Area No. 23 - Crag View Water. Public Works Director Pat Minturn presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which:

1. Declares a water shortage emergency for County Service Area No. 23 - Crag View Water;
2. Restricts maximum water consumption; and
3. Establishes penalties for water consumption in excess of the established maximum.

COUNTY SERVICE AREA NO. 25 - KESWICK WATER
WATER SHORTAGE EMERGENCY

This was the time set to conduct a public hearing and consider the request to declare a water shortage emergency for County Service Area No. 25 - Keswick Water. Public Works Director Pat Minturn presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which:

1. Declares a water shortage emergency for County Service Area No. 25 - Keswick Castella Water;
2. Restricts maximum water consumption; and
3. Establishes penalties for water consumption in excess of the established maximum.

12:24 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 12, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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
Agency Staff Services Analyst II - Megan Dorney

INVOCATION

Invocation was given by Reverend Judith Churchman, Center for Spiritual Living.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Director of Public Health Donnell Ewert advised that there is now one confirmed case of Swine-Origin Influenza A (H1N1) in Shasta County. The individual is isolated to his home. Those who are ill should remain home from work and school, wash hands frequently, cough into the sleeve, and not travel to Mexico or Southern California.

Sheriff-Coroner Tom Bosenko told of the various activities during Rodeo Week.

BOARD MATTERS**PROCLAMATION: FOSTER CARE AWARENESS MONTH**

At the recommendation of Social Services Director Jane Work and by motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2009 as Foster Care Awareness Month in Shasta County. Foster Parents Association President Crystal Bates accepted the proclamation.

PROCLAMATION: OLDER AMERICANS MONTH AND
ELDER ABUSE PREVENTION MONTH

At the recommendation of Director of Social Services Jane Work and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 2009 as Older Americans Month and Elder Abuse Prevention Month in Shasta County. Adult Protective Services Program Manager II Jim Livingston discussed the importance of preventing elder abuse.

PROCLAMATION: EMPLOYEE HEALTH AND APPRECIATION DAY

At the recommendation of Director of Support Services Michelle Schafer and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 14, 2009 as Employee Health and Appreciation Day in Shasta County. Community Education Specialist II Sherrie Brookes accepted the proclamation.

CONSENT CALENDAR

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

Adopted Policy Resolution No. 2009-03, which amends Administrative Policies 8-400, *Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Policy*, and 8-410, *Health Insurance Portability and Accountability Act of 1996 (HIPAA) Security Policy*, to designate the County Administrative Officer or his/her designee as the County's HIPAA Privacy Officer and Security Officer, update contact information for purposes of accessing health care records, and delete County Counsel from the list of County departments required to complete a "Business Continuity Plan Generator" software package. (Administrative Office/County Counsel)

(See Policy Resolution Book)

Approved and authorized the Chairman to sign the County Claims List totaling \$644.55 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on May 5, 2009, as submitted. (Clerk of the Board)

Took the following actions to purchase essential wireless networking equipment to connect to the County network for the Health and Human Services Agency Business and Support Services office at 1810 Market Street, Redding: Approved a budget amendment in the amount of \$19,224 increasing appropriations in fixed assets and decreasing services and supplies; directed Information Technology to purchase and install equipment in accordance with County purchasing policies; authorized the Auditor-Controller to create the appropriate fixed asset account and move the fixed asset into the Information Technology budget; and authorized the Auditor-Controller to pay for equipment, installation, and other costs associated with the project. (HHS-A-Business and Support Services)

Approved and authorized the Chairman to sign an amendment to the Mental Health Services Act agreement with the California Department of Mental Health increasing funding by \$516,400 (for a new total of \$10,482,642) and extending the term of the contract to June 30, 2013. (Mental Health)

Took the following actions to meet Medi-Cal security requirements: Approved a budget transfer in the Opportunity Center budget in the amount of \$34,000 to purchase one high-capacity industrial shredder; approved a budget transfer in the Social Services budget increasing appropriations in Services and Supplies by \$27,530 and Fixed Assets by \$82,675, to be offset by increased revenues to purchase one shredder and one backup tape library; authorized the

Auditor-Controller to create the appropriate fixed asset accounts; and authorized the Auditor-Controller to pay related claims. (Social Services-Opportunity Center)

Adopted Resolution No. 2009-034, which authorizes the District Attorney to continue as the agent for Shasta County to conduct negotiations and submit documents necessary for the Workers' Compensation Insurance Fraud program for the period July 1, 2009 to June 30, 2012. (District Attorney)

(See Resolution Book No. 50)

Accepted grant funding in the amount of \$41,000 from the Central Valley California High Intensity Drug Trafficking Area to purchase automated license plate reader (ALPR) equipment for the Sheriff's Domestic Highway Enforcement Program; approved a budget amendment in the Sheriff's budget transferring appropriations in the amount of \$2,500 and increasing appropriations and revenues in the amount of \$41,000 (for a total of \$43,500) to purchase two ALPR units to be utilized by the Counties of Shasta and Siskiyou; authorized the Auditor-Controller to transfer to a participating non-County agency those fixed assets and other equipment purchased with grant funds on their behalf; authorized the Purchasing Department to waive competitive procurement practices in order to effect a sole-source purchase and to issue purchase orders in accordance with Administrative Policy 6-101; and authorized the Auditor-Controller to pay claims for expenses related to the budget amendment, including funds which may be reappropriated in subsequent fiscal years. (Sheriff)

Approved the requested paving and bridge projects at an estimated total cost of \$1,465,915 to be funded by Proposition 1B revenue. (Public Works)

For the 2009 Shasta County Overlay Project (Stimulus), 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 pending approval of an Authorization to Proceed with Construction from Caltrans; and authorized opening of bids on or after June 11, 2009 at 11:00 a.m. (Public Works)

For the 1855 Shasta Street Remodel - District Attorney, found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA); approved plans and specifications for asbestos abatement and directed the Public Works Director to advertise for bids; approved plans and specifications for remodel construction and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after June 4, 2009 at 11:00 a.m. (Public Works)

Released the security guaranteeing maintenance of public improvements for Tract Map No. 1898, Waterleaf Estates Subdivision (west Shingletown area) in the amount of \$29,625. (Public Works)

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 a formal public records act request to be sent to the state for information as to when funds are due. Health & Human Services Agency Director Marta McKenzie will send the letter, with a copy to Senator Denise Duchaney. Governor Schwarzenegger has informed legislative leaders that if three of the six budget-related ballot measures fail on May 19, 2009, the state faces a \$21 billion deficit between now and next July. If the propositions pass, the state faces a \$15 billion shortfall.

Supervisor Kehoe recently attended the Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

ADMINISTRATIVE OFFICE

PUBLIC SAFETY AUGMENTATION RESERVE FUNDS

At the recommendation of County Fiscal Chief Bebe Palin and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved the use of Public Safety Augmentation (Proposition 172) reserve funds to backfill the deficit in Fiscal Year 2008-09 and authorized the Auditor-Controller to transfer the funds in reserve to general purpose fund balance if, after the close of the books for Fiscal Year 2008-09, it is necessary to keep the departments whole.

SCHEDULED HEARINGS

LAW AND JUSTICE

SHERIFF

SHERIFF'S OFFICE

EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

Sheriff Tom Bosenko gave a presentation regarding the Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) tentatively jointly awarded to the County of Shasta and the City of Redding.

In response to questions by Supervisor Kehoe, Sheriff Bosenko stated that the City of Redding tentatively plans to use the JAG payment to continue funding part of the cost of personnel assigned to the Integrated Public Safety System, which is a joint project among the County, the City of Redding, and the City of Anderson.

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 (Kehoe/Moty), and unanimously carried, the Board of Supervisors took the following actions:

1. Approved the use of \$127,421 in Edward Byrne Memorial Justice Assistance Grant funds from the U.S. Department of Justice, Bureau of Justice Assistance;
2. Approved and authorized the Chairman to sign a memorandum of understanding with the City of Redding to allocate the grant in the amount of \$348,189 between the two parties;
3. Approved and authorized the County Administrative Officer to sign a pending award document and special conditions; and
4. Authorized the Auditor-Controller to remit payments to the City of Redding upon receipt of funds from the Bureau of Justice Assistance.

RESOURCE MANAGEMENT**PLANNING DIVISION****ZONE AMENDMENT NO. 06-021****STAN LEACH****FRENCH GULCH AREA**

This was the time set to re-open a public hearing to consider the request to approve Zone Amendment No. 06-021, Stan Leach, which would rezone approximately 72 acres in the French Gulch area from an Unclassified (U) District to a Timber Production (TP) District, and which was continued from the April 21, 2009 meeting. Assistant Director of Resource Management Rick Simon 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 Stan Leach stated that he has spoken with neighbor Dan Donnelly to describe the request for rezoning. Mr. Donnelly had requested that Mr. Leach provide him with written documentation that Mr. Leach would not clear trees within 100 yards of Mr. Donnelly's property. Mr. Leach had declined as there are only a half-dozen trees and he is dedicated to growing and harvesting trees. Additionally, the equipment being proposed to be used will make it difficult to harvest timber in the area under discussion. No one else spoke for or against the project, and the public hearing was closed.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-021, Stan Leach, French Gulch area:

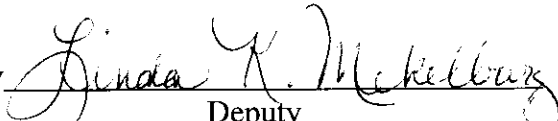
1. Found the project statutorily exempt from the California Environmental Quality Act (CEQA), with the findings set forth by Planning Commission Resolution No. 2009-021;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-021;
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-021, as requested.

10:14 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, May 19, 2009

REGULAR MEETING

9:03 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman

District No. 5 - Supervisor Baugh - Absent

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Chief Deputy Clerk of the Board - Glenda Tracy
Agency Staff Services Analyst II - Megan Dorney

INVOCATION

Invocation was given by Pastor Guy Ascherman, Redding Christian Fellowship.

PLEDGE OF ALLEGIANCE

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

BOARD MATTERS

PROCLAMATION: EMERGENCY MEDICAL SERVICES WEEK

At the recommendation of Senior Administrative Analyst Julie Hope and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 17-23, 2009 as Emergency Medical Services Week in Shasta County. American Medical Response Ambulance Paramedic/Operations Manager Mark Belden accepted the proclamation.

PROCLAMATION: SAFE BOATING WEEK

At the recommendation of Sheriff Tom Bosenko and by motion made, seconded (Moty/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 16-22, 2009 as Safe Boating Week in Shasta County. Coast Guard Public Affairs Officer Dan Weggeland accepted the proclamation.

**PROCLAMATION: HONORS AT ARLINGTON DAY
MISSING IN AMERICA PROJECT**

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates May 20, 2009 as Honors at Arlington Day

in Shasta County. Missing in America Project (MIAP) National Executive Director Fred Salanti accepted the proclamation.

9:24 a.m.: The Board of Supervisors recessed.

9:36 a.m.: The Board of Supervisors reconvened.

PUBLIC COMMENT PERIOD - OPEN TIME

Fire Warden Mike Chuchel discussed recruitment efforts of volunteer firefighters.

Jean Marlo, Elizabeth Messick, Gerald Nelson, Lynn Dorroh, Rocky Compton, Judy Sours, Stan Sours, Jeff Kniep, Donna Snyder, Mauro Oliviera, Alta Compton, Verena Larson, Russ Wade, Ed Merrick, Francine Crockett, Rose Sloan, David Strawn, Sonny Compton, Deana Wallis, Steven Kerns, Dane Wigington, Todd Papesh, Thomas Schmidt, Randy Compton, Regina Hightman, Linda Pearson, Julie Henderson, Dale Baugh, and Carol Taff spoke in opposition to the Transmission Agency of Northern California (TANC) Transmission Project.

Donna Caldwell presented a list of 12 questions to ask County Counsel regarding the legal rights of community members regarding the proposed TANC project. County Counsel Mike Ralston advised that the Office of County Counsel provides legal advice to Shasta County Board of Supervisors, County departments, and special districts but is prohibited by law to provide legal advice to the members of the public as this would be to give a gift of public funds. He suggested that by reviewing the property rolls that are to be impacted by this project, citizens may find attorney(s) whose property will be impacted, and these individuals may be willing to review the questions and give legal advice.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

CORRESPONDENCE TO THE TRANSMISSION AGENCY OF NORTHERN CALIFORNIA

County Administrative Officer (CAO) Larry Lees stated that his office had contacted the Transmission Agency of Northern California (TANC) to request they come to make a presentation, but they were unable to come until June 2009. TANC was advised that a June presentation is after the final date for comments to be provided, and an extended date was requested. Assemblymen Jim Nielsen and Congressman Wally Herger have sent correspondence to TANC advising that the comment period needs to be extended.

Supervisor Hartman moved that the Board of Supervisors authorize the Chairman to sign a letter to the Transmission Agency of Northern California (TANC) requesting an extended comment period for the TANC Transmission Project. Supervisor Kehoe seconded the motion.

Supervisor Kehoe suggested sending a letter to the City of Redding inquiring whether, as a minority participant in TANC, they have veto powers; and to forward the twelve questions presented by open time speaker Donna Caldwell to request they address those questions.

Supervisor Hartman amended her motion to include sending the letter to the City of Redding. Supervisor Kehoe seconded the amended motion. By a unanimous vote, the Board of Supervisors approved and authorized the Chairman to sign the following letters:

1. To the Transmission Agency of Northern California requesting that the comment period for the TANC Transmission Project be extended; and

2. To the City of Redding inquiring whether they have veto power as a minority member of the TANC and requesting they answer the questions of Ms. Caldwell regarding the legal rights of community members regarding the project.

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

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

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the item for changes to the *Personnel Rules*.

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

PERSONNEL RULES, CHAPTER 14, LEAVES OF ABSENCE **RESOLUTION NO. 2009-035**

In reply to questions by Supervisor Kehoe, Director of Support Services Michelle Schafer stated that there are no costs associated with the proposed revisions of the Leave of Absence policy, as the wording of the policy is being changed to conform to State law. However, the proposed revisions to the vacation policy could result in costs to the general fund as management employees exceed their maximum accruable vacation hours and are then required to fill out paperwork every pay day to process the donation of their extra hours to the Vacation Donation Bank, which takes approximately 10 to 15 minutes. There would also be a cost to the department where the employee works that is using the donated hours. A survey was taken of the County staff affected by the proposed change, and all the employees that responded were in agreement with this change.

In response to a comment from Supervisor Moty regarding the reasons for limiting vacation accrual, Ms. Schafer advised that employees are allowed to exceed their maximum limit on request; when this happens, she does remind them to use their vacation hours. CAO Lees recommended that the change proposed to the Leave of Absence be approved, and the proposed changes regarding Vacations be researched further.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-035, which revises Chapter 14, *Leaves of Absence*, to comply with changes in the Family Medical Leave Act. (Support Services)
(See Resolution Book No. 50)

CONSENT CALENDAR

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

Approved a budget amendment which recognizes revenue and increases revenue and appropriations in the amount of \$48,600 in the Agricultural Commissioner/Sealer of Weights and Measures budget unit; 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; and authorized the Auditor-Controller to pay associated claims. (Agricultural Commissioner)

Approved the minutes of the meeting held on May 12, 2009, as submitted. (Clerk of the Board)

Appointed Peggy Bowker, Bill Estes, and Rich Hall to the Fall River Mills Community Services District Board of Directors to terms to expire December 2009. (Clerk of the Board)

Enacted Ordinance No. 669 for County Service Area (CSA) No. 3 - Castella Water, Ordinance No. 670 for CSA No. 6 - Jones Valley Water, Ordinance No. 671 for CSA No. 23 - Crag View Water, and Ordinance 672 for CSA No. 25 - Keswick Water, which declare a water shortage emergency condition, restrict maximum water consumption, and establish penalties for water consumption in excess of the established maximum, as introduced May 5, 2009. (Clerk of the Board)

(See General Ordinance Book)

Approved and authorized the Chairman to sign an agreement with TALX Corporation in an annual amount not to exceed \$10,000 to administer the County's unemployment insurance claims for the period May 1, 2009 through April 30, 2010, with two automatic one-year renewals. (Support Services)

Adopted Resolution No. 2009-036, which approves and authorizes the Director of Housing and Community Action Programs (Director) to sign and submit an application to the California Department of Housing and Community Development for Federal Emergency Shelter Grant (FESG) funding in an amount not to exceed \$100,000 for homeless prevention services, 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. 50)

Approved and authorized the Chairman to sign a Memorandum of Understanding with the Shasta County Office of Education to allow the transfer of approximately \$80,209 in Federal Individuals with Disabilities Education Act funds to the Mental Health Department for Fiscal Year 2009-10 to provide mental health services to special education students. (Mental Health)

Approved and authorized the Chairman to sign a retroactive agreement with the Shasta County Office of Education for Mental Health to receive amounts not to exceed \$112,164 for Fiscal Year 2008-09, \$117,825 for Fiscal Year 2009-10, \$128,986 for Fiscal Year 2010-11, and \$141,197 for Fiscal Year 2011-12 to provide clinical staff to support the Valuing Ongoing Interventions for Community and Education Success (VOICES) Partnership for the period October 1, 2008 through June 30, 2009, with three one-year automatic renewals. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Stott Outdoor Advertising changing the beginning date of the "No Safe Amount of Alcohol" display to March 3, 2009 and changing the billing terms to allow payment of the final invoice by May 31, 2009; and authorized 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 Office of Education increasing compensation by \$232,038 (for a new maximum of \$2,111,184) to provide additional Stage I Childcare services to CalWORKs participants and retaining the term of July 1, 2008 through June 30, 2009. (Social Services)

For the 2009 Chip Seal Project (Shingletown), 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 June 11, 2009 at 11:00 a.m. (Public Works)

Awarded to the low bidder, Joe Van Sweden d.b.a. Ark Design Construction and Roofing, on a lump-sum basis, the contract for construction on the Jail Roof Project in the amount of \$135,000. (Public Works)

Adopted Resolution No. 2009-037, 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 \$28,406 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, and authorizes the Auditor-Controller to pay claims for said expenditures. (Community Education Section)

(See Resolution Book No. 50)

Adopted Resolution No. 2009-038, which authorizes the Director of Resource Management to apply for a Solid Waste Enforcement Assistance Grant for Fiscal Year 2009-10 in an approximate amount of \$22,835. (Environmental Health)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign agreements with Sierra Pacific Industries in the amount of \$108,380 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 Sierra Pacific Industries co-generation power plant project retaining the original term; and with DeNovo Planning Group in the amount of \$107,380 for a period beginning the date of signing through final certification of the EIR and acceptance of the MMP, or June 30, 2012, whichever first occurs for the preparation of an EIR and MMP. (Planning)

Approved and authorized the Chairman to sign amendments to agreements with Hawkins Companies, LLC., increasing the maximum amount by \$12,425 (for a total of \$259,976) 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 Knighton & Churn Creek Commons Retail Center Project; and with Quad Knopf, Inc. increasing the maximum amount by \$12,425 (for a total of \$249,976) for the preparation of an EIR and MMP. (Planning)

REGULAR CALENDAR

PRESENTATIONS

SHERIFF'S OFFICE VOLUNTEERS RECOGNIZED

Sheriff Tom Bosenko thanked the Sheriff's Office volunteers for their invaluable services and assistance to the citizens of Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees advised that the budget workshop is scheduled for June 8, 2009, to be followed by the final budget hearings, scheduled for another possible fourteen days.

Supervisor Hawes requested a letter be sent to the Federal Energy Regulatory Commission (FERC) regarding the Kilarc South Cow Creek issue. By consensus, the Board of Supervisors directed CAO Lees to have County staff review the issue and return to the Board of Supervisors at the next meeting for possible further action.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

LETTER IN SUPPORT OF POTENTIAL SITES FOR A NEW COURTHOUSE

At the recommendation of County Administrative Officer (CAO) Larry Lees and by motion made, seconded (Moty/Hartman), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign and submit a joint, non-binding letter with the City of Redding to the Administrative Office of the Courts regarding the County of Shasta's and City of Redding's support of potential sites identified for a new Courthouse.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Maes v. Jorgensen, Burns v. City of Redding, and Burns v. Mukasey, pursuant to Government Code section 54956.9, subdivision.

11:35 a.m.: The Board of Supervisors recessed to Closed Session.

11:48 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Moty, Hawes, and Hartman, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Agency Staff Services Analyst II Megan Dorney.

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 the Law Office of Gary Brickwood to handle the defense in the matter of Burns v. Mukasey. No other reportable action was taken.

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, June 2, 2009

REGULAR MEETING

9:01 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
District No. 3 - Supervisor Hawes
District No. 5 - Supervisor Baugh

District No. 4 - Supervisor Hartman - Absent

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Linda Mekelburg
Deputy Clerk of the Board - Megan Dorney

INVOCATION

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

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Charles Alexander discussed funding options for the Main Jail and suggested methods for funding the jail.

BOARD MATTERS

CERTIFICATE OF RECOGNITION: DUANE TOMEI

The Board of Supervisors and Sheriff Tom Bosenko presented Duane Tomei with Certificates of Recognition for his years of community service in Shasta County.

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

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

JUNE 2009 EMPLOYEE OF THE MONTH
SENIOR STAFF SERVICES ANALYST AMPARO BUCK
RESOLUTION NO. 2009-039

At the recommendation of Director of Social Services Jane Work and Adult Protective Services Program Manager Jim Livingston and by motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-039, which recognizes Senior Staff Services Analyst Amparo Buck as Shasta County's June 2009 Employee of the Month.

(See Resolution Book No. 50)

PROCLAMATION: SAFETY MONTH

At the recommendation of Director of Support Services Michelle Schafer and Risk Management Analyst Jonathan Hill and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates June 2009 as Safety Month in Shasta County.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Baugh abstained from the minutes as he was not in attendance on May 19, 2009):

Approved and authorized the Chairman to sign the County Claims List totaling \$17,606.61 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on May 19, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1993, which approves Zone Amendment No. 06-021, 1999 Leach Revocable Living Trust (French Gulch area), as introduced May 12, 2009. (Clerk of the Board)

(See Zoning Ordinance Book)

Appointed Jim Livingston to the PSA Area 2 Agency on Aging Advisory Council for a term to expire June 2013. (Clerk of the Board)

Appointed David Shepard to the Commission on Aging for a term to expire January 2011. (Clerk of the Board)

Appointed Vance Acker to the Igo-Ono Community Services District for a term to expire December 2009. (Clerk of the Board)

Directed the Clerk of the Board to provide notice to the Shasta County Office of Education and 17 school districts 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)

Adopted Resolution No. 2009-040, which authorizes the District Attorney to continue as the agent for Shasta County to conduct negotiations, sign an agreement in an amount not to exceed \$1,249,494, and submit to the State documents necessary for continuation of the Victim Witness Claims Unit for the period July 1, 2009 to June 30, 2012. (District Attorney)

(See Resolution Book No. 50)

Adopted Resolution No. 2009-041, which authorizes the District Attorney to continue as the agent for Shasta County to conduct negotiations, sign an agreement in an amount not to exceed \$67,000, and submit documents necessary for continuation of the Victim Witness Restitution Program for the period July 1, 2009 to June 30, 2010. (District Attorney)
(See Resolution Book No. 50)

Adopted Resolution No. 2009-042, which approves and authorizes the Chief Probation Officer to sign and submit a Juvenile Accountability Block Grant application, agreement, and any subsequent amendments to provide funding in the amount of \$12,551 for Fiscal Year 2009-10. (Probation)
(See Resolution Book No. 50)

Approved and authorized the Chairman to sign an agreement with Los Angeles County to transport Shasta County prisoners within California for the period July 1, 2009 through June 30, 2014; and approved and authorized the County Administrative Officer to sign amendments to the agreement during the five-year term. (Sheriff)

Approved a budget amendment increasing appropriations in the Animal Control budget by \$25,000 to fund additional spay and neuter expenses; and authorized the use of \$25,000 from the Spay/Neuter Designated Fund balance to fund the additional spay and neuter expenses. (Sheriff)

Adopted Resolution No. 2009-043, which designates authorized signatures for the purpose of obtaining financial assistance from the California Emergency Management Agency under the Emergency Management Grant Program. (Sheriff-Office of Emergency Services)
(See Resolution Book No. 50)

Approved and authorized the Chairman to sign a covenant with the California Regional Water Quality Control Board to restrict the use of County property at 1477 Oregon Street, Redding. (Public Works)

Released the security guaranteeing maintenance of public improvements in the amount of \$78,400 for Tract Map No. 1890, Foxwood Estates (west Redding area). (Public Works)

For a portion of the right of way at the northeast corner of Main and Fourth Streets in the town of Cottonwood, adopted Resolution No. 2009-044, which declares the property is no longer necessary for County or other public purposes, and approves and authorizes the Chairman to sign the purchase agreement and quitclaim deed; and set the sale price at \$12,850. (Public Works)
(See Resolution Book No. 50)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: CLOSTRIDIUM DIFFICILE (C. DIFF)

Director of Public Health Donnell Ewert introduced Sutton N. Menezes, M.D., who discussed the increasing frequency of infection of the population with *Clostridium difficile* (c.diff), a bacterium which can cause inflammation of the colon. A key risk factor is the use of powerful antibiotics, and the elderly and very young are the most at risk for the disease. The bacterium is becoming more of a concern because it is now being seen outside hospitals and in the community. Dr. Menezes discussed prevention measures, which include practicing good hand hygiene and limiting the use of antibiotics.

PRESENTATION: COUNTY HEALTH AND HUMAN SERVICES

HHS Director Marta McKenzie discussed the impact of the economic recession on the demand for County health and human services and the sizable economic contribution the programs make to the local economy. In the last two years, there have been increases in the unemployment rate, food stamp applications, food-stamp-only benefits paid, and the number of families receiving CalWORKS benefits (including a 53 percent increase in the number of two-parent CalWORKS families). Most benefits paid to families and people are spent locally, and the County's annual general fund contribution of approximately \$750,000 leverages approximately \$250 million in benefits received in the community. Mercy Medical Center receives 22 percent of its annual income from Medi-Cal, and a large portion of Shasta Community Health Center's and Hill Country Community Clinic's patients have Medi-Cal as their primary insurance. In 2007, 25.7 percent of the population received benefits; in 2009, that percentage has increased to 28.5 percent.

The Supervisors thanked Ms. McKenzie, and Supervisor Kehoe requested that she make the presentation to the Board of Directors of the Chamber of Commerce, Economic Development Corporation, and others involved in economic development.

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 an update on the State's budget process, which still has not been resolved.

By consensus, the Board of Supervisors directed the Chairman to sign a letter to Caltrans supporting the 2-1-1 information-and-referral system designation for Shasta County.

By consensus, the Board of Supervisors directed CAO Lees to prepare and the Chairman to sign a letter to the Federal Energy Regulatory Commission requesting the participation of Shasta County in the process for the decommissioning of Pacific Gas and Electric's Kilarc-Cow Creek hydroelectric facility.

Supervisor Baugh recently attended an emergency meeting of the PSA 2 Board of Directors.

Supervisor Hawes recently attended a California State Association of Counties Board of Directors meeting.

Supervisors reported on issues of countywide interest.

LAW AND JUSTICE

PROBATION

BUDGET AMENDMENT

PROBATION AND CRYSTAL CREEK BOYS CAMP BUDGET UNITS

Chief Probation Officer Brian Richart presented the staff report and requested approval of the budget amendments to the Probation and Crystal Creek Boys Camp budget units. In

response to a question by Supervisor Baugh regarding the loss of a Social Services Division contribution to the Crystal Creek budget in Fiscal Year 2009-10 and the future of the Camp, Mr. Richart explained that if the loss of funding leads to the Camp's closure, the Probation Department believes there will be a cost to the County in terms of increased caseloads and increased placements. He also noted that Probation has reduced administration costs by absorbing them into the various divisions within the Probation Department. The number of placements has decreased, as the number of placements statewide. However, Mr. Richart sees this as a lull, and the numbers in the juvenile justice system will increase over the next few years. Supervisor Moty expressed his concern that it will be hard to fund the Camp in the future, and he suggested possibly closing the Camp and using the positions to staff the new juvenile hall facility. Mr. Richart appreciated the suggested but also expressed his concern regarding the long-term implications of closing the Camp. Supervisor Moty also questioned whether enough funding is received through out-of-county placements to support the actual cost of the placements.

Supervisor Kehoe made a motion to approve staff recommendation, with the understanding that the majority of the conversation regarding the possibility of closure of the Camp be deferred until the budget hearings commence on June 8. He requested that the budget discussions include:

1. A status report on ownership of the Crystal Creek, both present and projected;
2. An explanation of the increase in General Fund support, specifically for Fiscal Years 2003-04, 2005-06, and 2008-09;
3. A report on the level of subsidy being providing to other counties for out-of-county placements in the facility.

Supervisor Moty seconded the motion. By a unanimous vote, the Board of Supervisors approved an amendment to the Probation and Crystal Creek Boys Camp budget units to reflect actual and projected expenditures and revenues consistent with midyear analysis for a net effect of zero.

SCHEDULED HEARINGS

LAW AND JUSTICE

SHERIFF

SUPPLEMENTAL LOCAL LAW ENFORCEMENT CITIZENS OPTION FOR PUBLIC SAFETY (COPS) PROGRAM BUDGET AMENDMENT

This was the time set to conduct a public hearing regarding the Supplemental Local Law Enforcement Citizens Option for Public Safety (COPS) program. Sheriff-Coroner Tom Bosenko presented the board 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 program, and the public hearing was closed.

In response to a question from Supervisor Moty, Sheriff Bosenko explained that should grant funding no longer be received, the positions or programs funded by the grant funding would be eliminated. Chief Fiscal Officer Carol Patton also noted that the State has changed their method of payment, so funding already received for Fiscal Year 2008-09 will be used to fund programs in Fiscal Year 2009-10.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors approved the Sheriff's request for front-line law enforcement services funding in the amount of \$135,506 and approved a budget amendment decreasing appropriations in the amount of \$135,506 in the Sheriff's budget.

PUBLIC WORKS

BURNEY DISPOSAL INC.
ANDERSON-COTTONWOOD DISPOSAL SERVICES
RATE ADJUSTMENTS
RESOLUTION NOS. 2009-045 AND 2009-046

This was the time set to conduct a public hearing to consider adjusted rates for Burney Disposal, Inc. and Anderson-Cottonwood Disposal Services. Chief Fiscal Officer presented the board report and recommended approval of the rate adjustments. 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 rate adjustments, and the public hearing was closed.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-045, which adjusts the rates for Burney Disposal, Inc.; and adopted Resolution No. 2009-046 effective July 1, 2009, which adjusts the rates for Anderson-Cottonwood Disposal Services, Inc. effective July 1, 2009.

(See Resolution Book No. 50)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss one case of significant exposure to potential litigation, pursuant to Government Code section 54956.9(b); and
2. Confer with its counsel to discuss one case of initiation of litigation, pursuant to Government Code section 54956.9(c); and
3. Consider a public employee appointment (Public Defender), pursuant to Government Code section 54957.6; and
4. Confer with its Real Property Negotiator County Administrative Officer Larry Lees and the State of California to negotiate price and terms of payment regarding Assessor's Parcel No. 011-290-038-000, pursuant to Government Code section 54954.2.

11:25 a.m.: The Board of Supervisors recessed to Closed Session.

12:05 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Moty, Hawes, and Baugh, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

County Administrative Officer Larry Lees reported that the Board of Supervisors met in Closed Session to discuss significant exposure to potential litigation, initiation of litigation, a public employee appointment, and real property negotiations. By a unanimous vote, the Board of Supervisors ratified the appointment of Jeffrey Gorder as Public Defender. No other reportable action was taken.


12:06 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

Monday, June 8, 2009

REGULAR MEETING

9:02 a.m.: Chairman Hawes called the Special 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 Moty
 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
 Agency Staff Services Analyst II - Megan Dorney

PLEDGE OF ALLEGIANCE

Pledge of Allegiance was led by Chairman Hawes.

PUBLIC COMMENT PERIOD - OPEN TIME

Marjorie Lewis, Sandy Shelby, and Laura Rathie expressed their concerns regarding cutbacks and opposed any cutbacks to the Animal Control budget, including the spay-neuter program.

Salvation Army Major Wayne Wetter, Shasta Senior Nutrition Program Food Bank Manager Marilyn Hanna, Veterans Cemetery Administrator Steve Jorgensen, and Shasta District Fair Chief Executive Officer Chris Workman supported continued funding for the Work Release Program.

Duane Brovan, John Welch, Laura Mitchell, and Dick Rollman expressed their support of public safety programs as a priority for County services and opposed cuts to the Sheriff's budget.

Spay-Neuter Intermountain Pets and Pet Placement founder Suzanne Kane requested humane groups work with the County to maintain animal control services.

Mary Belkin questioned what cuts will be made in budgets on the consent calendar; County Administrative Office (CAO) Larry Lees clarified that no cuts will be made to consent calendar budgets, but, due to the amount of public interest, the Animal Control budget will be discussed as part of the Sheriff's budget.

Charles Alexander questioned whether the Board of Supervisors had reviewed his suggestions and plan as submitted on June 2, 2009 for identifying revenue sources for the Main Jail facility.

Wayne King opposed cuts to the spay-neuter voucher and work-release programs.

FISCAL YEAR (FY) 2009-10 BUDGET HEARINGS**OVERVIEW OF SUPPLEMENTAL BUDGET REPORT-PROPOSED REVISIONS**

County Administrative Office Chief Fiscal Officer Bebe Palin presented an overview of the Final Budget for Fiscal Year 2009-10. Decreases in property values and consumer spending have led to a revenue projection of \$388 million for Shasta County in FY 2009-10, a decrease of 10 percent from the adjusted budget for the current fiscal year. Approximately 80 percent of the budget is for non-general fund departments. The General Fund budget for FY 2009-10 is \$68.7 million, a reduction from \$75.8 million in FY 2008-09.

Ms. Palin reviewed the budget principles for FY 2009-10, which were approved by the Board of Supervisors on February 24, 2009 and included continuation of a controlled hiring process, as well as a 10 percent reduction in County contribution or General Fund net County cost. She discussed the effect of the State budget on Shasta County. The Governor currently plans to borrow property tax revenue from local governments to offset the State's budget deficit--an additional loss of \$3.5 million. There is also discussion at the State level of suspending gas tax revenue to local governments. In response to a question from Supervisor Baugh, Ms. Palin noted that approximately \$23 million of the General Fund budget is allocated to Public Safety budgets, which is the top priority of the General Fund budget.

REAL PROPERTY VALUATION DECLINE

Assessor-Recorder Leslie Morgan presented an update on the decline in property taxes, which is the largest source of revenue for Shasta County. Approximately 13 percent of the revenue collected through property taxes is returned to the County by the State.

Because of the decline in the housing market, the Assessor's Office has reviewed more than 31,000 property transactions dating back to January 1, 2003 and has enrolled 14,376 Proposition 8 reductions. These reductions represent more than \$11 billion dollars in property value, which translates to \$11 million not collected through property taxes--a net loss of \$1.34 million in property taxes received by Shasta County (13 percent of \$11 million equals \$1.34 million). It will take many years to recover these revenues.

10:03 a.m.: The Board of Supervisors recessed.

10:17 a.m.: The Board of Supervisors reconvened.

PUBLIC HEARING

The public hearing was opened, at which time County Fire Warden Mike Chuchel clarified that County Service Area No. 1 - County Fire is not included in the public safety budgets and does not receive any Proposition 172 funding. His department, along with many others, made budget cuts when requested to do so, and he asked that the Board of Supervisors not penalize those departments further in order to preserve other departments' budgets.

REGULAR CALENDARBUDGET SHORTFALLS IN FY 2009-10MENTAL HEALTH
\$179,278 SHORTFALL

Ms. Palin distributed a revised budget submitted by the Mental Health Department which resolves the \$179,278 shortfall. Health and Human Services Agency (HHSA) Director Marta McKenzie explained that the remaining fund balance was used to balance the FY 2009-10 Mental Health Budget; inadvertently, \$179,278 of the funds was designated for the Alcohol and Drug Program. The Charges for Services account will be reduced by \$179,278 to correct the budget through reductions in contracts and services provided to clients. Ms. McKenzie expressed her concern regarding the exhaustion of the fund balance and discussed the measures taken by Mental Health, such as reducing the number of contracted beds outside Shasta County, shifting ongoing operational costs to the Mental Health Services Act budget, and maintaining a high vacancy rate. The State Department of Mental Health is in arrears in payments by \$1,200,000 from FY 2005-06 and \$600,000 for FY 2006-07, with a total of more than \$4 million being owed to Shasta County. Realignment revenue for FY 2008-09 for Mental Health is \$600,000 under projections.

DISTRICT ATTORNEY
\$629,733 SHORTFALL

Ms. Palin distributed a revised budget submitted by the District Attorney's Office which leaves a \$100,733 shortfall. District Attorney Jerry Benito discussed the efforts of his department to implement budget reductions for FY 2008-09, resulting in a savings of \$300,000. For FY 2009-10, three grants have been awarded in a total amount of approximately \$319,000, and they are awaiting a decision on a fourth. If the fourth grant is awarded, combined with reductions in Salaries & Benefits of approximately \$125,000, the remaining \$100,733 shortfall will be either completely eliminated or greatly reduced. He requested that the Board of Supervisors authorize him and the County Administrative Office to continue working to fill that remaining shortfall in any way possible.

Mr. Benito also suggested that, if the Work Release program is eliminated, community service hours (assigned by the Courts) may be used to assist some of the agencies currently utilizing work release inmates; he has written down the names of the agencies who have expressed their concerns.

PROBATION
\$1,209,779 SHORTFALL (JUVENILE HALL - \$735,551/ADULT AND JUVENILE
PROBATION - \$49,228/CRYSTAL CREEK BOYS CAMP - \$425,000)

Ms. Palin distributed a revised budget submitted by the Probation Department which eliminates the \$1,209,779 shortfall and reduces their budget by \$227,492. Chief Probation Officer Brian Richart proposed the following solutions:

1. Juvenile Hall: Closing one wing of the Juvenile Hall will reduce bed capacity from 56 to 35 and reduce expenditures by \$453,119 through staff layoffs. Staff layoffs in Adult and Juvenile Probation will allow \$282,432 to be shifted to the Juvenile Hall; this will resolve the shortfall.
2. Adult and Juvenile Probation: Salaries & Benefits will be reduced by leaving vacant positions unfilled and by laying off additional staff and by reducing Other Charges and Intrafund Transfers, for a net expenditure reduction of \$408,898. Unanticipated grants have been received, and the shortfall has been reversed, with a potential of \$227,492 returning to the Public Safety Fund.

3. Crystal Creek Regional Boys Camp: Probation received notice after the budget had been prepared of the pending loss of \$425,000 in funding from the Social Services Department. An additional concern of the Board of Supervisors has been the increasing General Fund contribution. Closure of the Crystal Creek Regional Boys Camp would allow \$984,543 to be returned to the General Fund but would result in a need to reopen the wing of the Juvenile Hall, which in turn would result in an extra \$450,000 needed for the Juvenile Hall budget and \$368,000 for A-87 (Central Service) costs, resulting in a \$166,000 savings to the General Fund for FY 2009-10.

In response to a question from Supervisor Moty regarding the loss of the \$425,000 contribution from Social Services, HHSA Director Marta McKenzie noted that there will be some additional Social Services costs because of additional group home and foster care placements but not in the highest-end, highest-care placements. The \$425,000 may be used in either the Mental Health budget or for foster care services.

In response to questions from supervisors regarding the possibility of incorporating some of the Crystal Creek programs into the new Juvenile Hall, Mr. Richart noted that there will be opportunities when the new Hall opens in approximately three years, although they will not be as effective as Crystal Creek.

Supervisors expressed their compliments to the Probation Department and to Mr. Richart for the efforts of the staff and for the work which has been accomplished at Crystal Creek Boys Camp.

11:42 a.m.: The Board of Supervisors recessed.

12:31 p.m.: The Board of Supervisors reconvened.

APPEALS TO FY 2009-10 BUDGET

ITEMS MOVED FROM THE CONSENT CALENDAR

ITEMS MOVED FROM THE CONSENT CALENDAR

Ms. Palin noted that Budget Unit 297 (Animal Control) had been pulled from the Consent Calendar for discussion. Supervisors had no other budget units they wished pulled from the Consent Calendar.

SHERIFF \$3,946,824 APPEAL

Ms. Palin distributed a revised budget submitted by the Sheriff's Office which leaves an amount of \$1,391,856 that the Sheriff wishes to appeal. Sheriff Tom Bosenko explained that his department has been diligent in making cuts to the budget; however, the need remains to appeal the CAO-recommended budget. For FY 2009-10, the Sheriff's budget was over \$3 million short after utilizing \$900,000 in carryover fund balance. Eliminating the Work Release program will allow five staff from the work release facility to staff the Main Jail, helping fill some of the vacancies. If a floor of the Jail were closed to meet the budget deficit, approximately 140 inmates would be released, including those convicted of sex offenses, burglary, drug offenses, probation or parole violations, and felony driving under the influence (DUI).

The Sheriff would also have to reduce other areas, such as closure of the Burney substation, reductions in the records division, and reductions in the civil unit. Of 265 positions in the Sheriff's department, 47 positions are proposed to be cut; 27 of these positions are currently vacant, which would mean that 20 people will be laid off.

The steps taken to reduce the gap between the requested budget and the CAO-recommend budget include:

1. Approximately \$111,000 in unanticipated grant and asset seizure funds have been identified;
2. Applied for COPS recovery funding from the federal government to fund eight deputies, although it appears funding may be received for only one;
3. Reduced staffing through transfers, demotions, and layoffs.

Reducing the appeal to the approximate \$1.4 million amount allows the Sheriff to keep the Jail entirely open and does not eliminate the Work Release program. A transfer of \$373,354 from the Public Safety Fund Reserve would be required. In addition, \$1,118,502 would be required from other County funds, such as possibly Contingency Fund, Reserves, or Capital Improvement Funds; these funds could be repaid in as few as three to five years.

Sheriff Bosenko noted that residents of Shasta County must be kept safe.

In response to a question from Supervisor Baugh, CAO Lees explained that using \$373,354 from the Public Safety Fund balance would leave approximately \$700,000 in that fund; however, he would not recommend using that fund as the State is considering removing funding from the rural sheriff's program, and the Public Safety Fund may be needed to compensate for that lack of funding.

2:18 p.m.: The Board of Supervisors recessed.

2:28 p.m.: The Board of Supervisors reconvened.

OUTSIDE AGENCY REQUESTS

CAO Lees noted that all outside agencies have been notified of proposed reductions; none have requested to appeal. In response to a question by Supervisor Kehoe, CAO Lees noted that the contributions to the Economic Development Corporation and to Shasta Cascade Wonderland have been reduced by 50 percent.

CAO OVERVIEW

CAO Lees noted that when it became apparent that revenues would not be received in the expected amounts for Fiscal Year 2008-09, almost every department cooperated with requests to reduce expenditures to meet the shortfalls. General Fund expenditures have been reduced by approximately 11 percent. Additionally, many leases have been renegotiated to eliminate or reduce cost-of-living adjustments. The State has notified counties that there will be a short rate holiday for Public Employee Retirement System (PERS) contributions; however, it is expected that the PERS rate could double in two years as the State attempts to recoup investment losses incurred this year.

He also discussed the revenue impact of the County's maintenance-of-effort contribution to Health and Human Services programs; approximately \$1.5 million in contribution returns approximately \$250 million purchased in goods and services within the County. Many departments contribute to the operation of Shasta County government, and cautioned against focusing on one department to the detriment of Shasta County government as a whole.

CAO Lees recommended:

1. Mental Health: no action required as that department will make their adjustments internally.
2. Direct the CAO, in conjunction with the DA, to investigate the opportunity to use community service workers instead of work release inmates.
3. Animal Control: Keep Animal Control budget as projected by CAO (returning it to the Consent Calendar), but instruct the CAO to go forward in working with nonprofit organizations to investigate feasibility of contracting operation of the animal control shelter out to a nonprofit organization, with the Sheriff's Office retaining control of enforcement of animal regulations.
4. Crystal Creek Regional Boys Camp: Instruct the CAO to instruct the Chief Probation Officer to notify all counties with juveniles placed at the camp that they will be returned within 60 days and to notify the state that Shasta County is terminating its lease within 60 days.
5. Place the \$984,000 which would have been allocated for Crystal Creek operation into the Public Safety Contingency Fund (Fund 901) to be used for:
 - a. run-out costs for the Camp placement issues;
 - b. care placement issues;
 - c. use remaining funds, with possible additional contributions, for:
 - (1) individual fixed costs or increases occurring with the building of the new juvenile hall, and
 - (2) covering increased annual costs for administering the new juvenile hall.
6. Once all accruals are posted and it is known what funds have been received, authorize the CAO and the Auditor-Controller to adjust any departmental budget appropriately based on funding received.
7. District Attorney: Accept the budget as revised.
8. Probation: With decreased juveniles placed at Juvenile Hall, leave one wing closed until such time as placements warrant opening it again, retaining the \$984,000 until such time as placements warrant a subsequent budget amendment to fund the re-opened wing from the Public Safety Contingency fund.
9. Sheriff: Retain the \$373,000 requested by the Sheriff in the Public Safety Contingency Fund dependent upon the results of Rural Crime Prevention program funding and not allocate \$1,000,000 from the General Fund to the Sheriff's budget.

In response to a question from Supervisor Moty as to whether 60 days would be enough time to close the Camp, Mr. Richart requested a minimum of ten days to analyze what would be needed, what will need to be done in the interim, and what will need to be done as a result of the Camp closure.

Supervisor Moty proposed eliminating all vacant allocated and unallocated positions, with the understanding that if a department finds revenue to fund a position, the Board could review a request to reinstate the position. In response to a question from Supervisor Baugh, CAO Lees explained that eliminating vacant positions provides a better picture of how many positions are really available; however, he would prefer that the CAO be given the discretion through the controlled hiring process to request from the Board of Supervisors for reinstatement

of those positions which are needed and have available funding. Ms. Palin requested that departments not be penalized for having normally occurring vacancies (such as through attrition or retirements) simply because the vacancies occurred during the current time period; she also reminded the Board of Supervisors that the CAO has the authority to delete positions from departmental budgets when they have not been filled for two years. Supervisor Moty clarified that if the position is vacant but funded in the upcoming budget, there would be no need to eliminate the position; he would like to see positions eliminated that are vacant but not funded in the upcoming budget, with the understanding that the County Administrative Officer may need to return at a later time to request reinstatement of positions that make sense and have funding.

Chairman Hawes complimented all the departments on their efforts in reducing their budgets during these difficult economic times.

By consensus, the Board of Supervisors directed that the budget be returned to the Board of Supervisors with the changes as recommended by the County Administrative Officer.

CONSENT CALENDAR

By motion made, seconded (Hartman/Moty), 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

Public Protection (continued)

295	Local Agency Formation Commission (LAFCo) (History)
297	Animal Control
299	Public Administrator

Public Ways and Facilities

332	Shingletown Airport
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Health and Public Assistance

543	Housing Authority
570	Veterans Services
590	Community Action Agency

Education and Recreation

620	Farm Advisor
621	Joint Lassen/Shasta Farm Advisor
622	Cooperative Extension Forestry Program
701	Recreation and Parks
710	Veterans' Halls

Debt Service/Contingency

802	Shasta County Debt (History)
900	Reserves for Contingencies

ACCUMULATED CAPITAL OUTLAY (040)

161	Accumulated Capital Outlay
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CAPITAL PROJECTS-COURTHOUSE REMODEL FUND (041)

163	Courthouse Remodel (History)
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CAPITAL PROJECTS-LIBRARY BUILDING FUND (043)

167	Library Building (History)
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CAPITAL PROJECTS-ADMINISTRATION BUILDING FUND (044)

169	Administration Building (History)
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CAPITAL PROJECTS-ANIMAL SHELTER BUILDING FUND (045)

16901	Animal Shelter Building
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CAPITAL PROJECTS-JUVENILE HALL BUILDING FUND (046)

16902	Juvenile Hall Building
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IMPACT MITIGATION FEE FUND (057)

157 Impact Mitigation Fee Administration

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

DEBT SERVICE (070)

803 County Courthouse Bonds

DEBT SERVICE (071)

804 Justice Center Bonds

DEBT SERVICE (072)

805 Administration Center Bonds

DEBT SERVICE (073)

806 Energy Retrofit Administration

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

HOUSING HOME IPP FUND (186)

592 Housing Home IPP Administration

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 (History)

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)

3:34 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 (Kehoe/Baugh), and unanimously carried, the Shasta County Water Agency adopted the Fiscal Year 2009-10 Water Agency budget Fund 371, as listed on the consent calendar.

3:34 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/Moty), and unanimously carried, the Shasta County Air Pollution Control Board adopted the Fiscal Year 2009-10 Air Quality Management District budget Fund 373, as listed on the consent calendar.

3:35 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 (Hartman/Baugh), and unanimously carried, the Shasta County Redevelopment Agency adopted the Fiscal Year 2009-10 Redevelopment Agency Administration budget Fund 944, as listed on the consent calendar.

3:35 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 (Baugh/Kehoe), and unanimously carried, the Shasta County In-Home Supportive Services Public Authority Governing Board adopted the FY 2009-10 In-Home Supportive Services Public Authority budget Fund 851, as listed on the consent calendar.

3:36 p.m.: The Shasta County In-Home Supportive Services Public Authority Governing Board adjourned, and the Shasta County Board of Supervisors reconvened.

FISCAL YEAR 2009-10 FINAL BUDGET RESOLUTION

By motion made, seconded, (Hartman/Moty), and unanimously carried, the Board of Supervisors directed the County Administrative Officer to prepare, for subsequent Board consideration and action, a Fiscal Year 2009-10 Final Budget Resolution, which will reflect changes to the Fiscal Year 2009-10 Recommended 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.

No one else spoke for or against the proposed budget for Fiscal Year 2009-10, and the public hearing was closed.

Chief Fiscal Officer Bebe Palin thanked staff for their work during the budget process.

3:37 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, June 9, 2009

REGULAR MEETING

9:02 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

District No. 2 - Supervisor Moty - Absent

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Linda Mekelburg
Agency Staff Services Analyst II - Megan Dorney

INVOCATION

Invocation was given by Father Robert Davis, St. Luke's Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Michael Quinn suggested the City of Redding, Shasta County, and the State of California improve revenue collection procedures in order to decrease budgetary problems.

INTRODUCTION

County Administrative Officer Larry Lees introduced Jeffrey Gorder, newly appointed Public Defender, who expressed his appreciation for the appointment.

BOARD MATTERS

PROCLAMATION: ELDER ABUSE AWARENESS DAY

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates June 15, 2009 as Elder Abuse Awareness Day in Shasta County. Adult Protective Services Program Manager Jim Livingston accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced the Title III Resource Advisory Committee's project recommendations, the agreement with SHN Consulting Engineers & Geologists, Inc., and the Memorandum of Agreement with the Pit River Tribe 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 and authorized the Chairman to sign the County Claims List totaling \$1,047.86 requiring special board action. (Auditor-Controller)

Adopted Resolution No. 2009-047, which establishes the Shasta County Appropriations Limit for Fiscal Year 2009-10 in the amount of \$130,785,317; and sets the annual adjustment factors used to calculate the appropriations limit at the change of 6.79 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 0.86 percent reflecting the annual change in population within the incorporated area of the local jurisdiction as provided by the Demographic Section of the Department of Finance. (Auditor-Controller)

(See Resolution Book No. 50)

Accepted the County Clerk's Canvass of the May 19, 2009 Statewide Special Election. (County Clerk/Registrar of Voters)

Approved and authorized the Chairman to sign an amendment to the agreement with the State of California increasing compensation by \$66,713 (for a new total not to exceed \$5,930,502, of which a maximum compensation of \$2,053,845 is for Fiscal Year 2008-09) to provide additional alcohol and other drug treatment and prevention services and retaining the term of July 1, 2007 through June 30, 2010; and approved a budget amendment in the amount of \$128,719 in the Alcohol and Drug Programs budget to reflect additional revenue and expenditures related to program needs. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an agreement with the California Department of Public Health in an amount not to exceed \$78,658 for Shasta County to provide immunization services for the period July 1, 2009 through June 30, 2010; approved and authorized the Director of Public Health or his/her designee to sign amendments to the agreement that result in a net change of no more than 25 percent of the total dollar value and other minor, non-monetary amendments as necessary, and to sign the Contractor's Release associated with the agreement; and authorized the Auditor-Controller to pay claims associated with the agreement. (Public Health)

Adopted Resolution No. 2009-048, which repeals Resolution No. 2008-150; approves and authorizes the County Administrative Officer to sign a Disadvantaged Business Enterprise (DBE) Race-Neutral Implementation Agreement, subsequent agreements, and amendments required for the County's DBE Program as it relates to Federal Transit Administration grant subrecipients; and approves and authorizes the Director of Social Services to sign periodic DBE submittal forms and other documents required by Caltrans for the County's DBE Program. (Social Services)

(See Resolution Book No. 50)

Introduced and waived the reading of four ordinances which repeal Ordinance No. 669 (County Service Area [CSA] No. 3 - Castella Water), Ordinance No. 670 (CSA No. 6 - Jones Valley Water), Ordinance No. 671 (CSA No. 23 - Crag View Water), and Ordinance No. 672 (CSA No. 25 - Keswick Water). (Public Works)

Awarded to the low bidder, Diamond Core Drilling, Inc., on a unit-cost basis, the contract for construction on the Groundwater Monitoring Wells and Gas Monitoring Wells in the amount of \$116,670. (Public Works)

For Parcel Map No. 04-041, Roberts (Shingletown area), released the security in the amount of \$8,000 guaranteeing performance of subdivision improvements; and released the security in the amount of \$8,000 guaranteeing payment. (Public Works)

Released the security guaranteeing maintenance of public improvements in the amount of \$33,700 for Tract Map No. 1901, Stillwater Ranch (east Redding area). (Public Works)

Adopt Resolution No. 2009-049, which authorizes Shasta County to recover its costs in the amount of \$21,004.40 to abate nuisance conditions on various parcels by means of special assessments and liens. (Building Division)

(See Resolution Book No. 50)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

TITLE III (TIMBER RECEIPT FUNDS)

In response to questions by Supervisor Kehoe, Public Works Accountant Auditor Sue Crowe and Western Shasta Resource Conservation District (WSRCD) Manager Mary Mitchell explained strategic fuel reduction plans were implemented 10 years ago to assist firefighters in locating fuel brakes and containing a fire, as well as allowing residents to safely evacuate a fire area. The District is in the process of updating fuel reduction plans in the Shasta County Community Wildfire Protection Plan, which will be submitted to the public for input and then to the Board of Supervisors for approval. The project is funded by federal grant monies.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors accepted the Title III (timber receipt funds) Resource Advisory Committee's project recommendations; reserved the full amount of 2009-10 funds to update Shasta County's Community Wildfire Protection Plans; and directed staff to begin a 45-day public comment period on the Committee's recommendation. (Public Works)

**AGREEMENT: SHN CONSULTING ENGINEERS & GEOLOGISTS, INC.
BALLS FERRY BOAT LAUNCH FACILITY REMODEL
ARCHITECTURAL AND ENGINEERING SERVICES**

In response to questions by Supervisor Kehoe, Public Works Director Pat Mintum explained that the Department of Boating and Waterways has a different revenue source than the State general fund. Also, County Administrative Officer Larry Lees stated that, although the

state budget has not yet been passed, projects previously approved by the State to receive grant funding will be allowed to progress.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with SHN Consulting Engineers & Geologists, Inc. in an amount not to exceed \$75,075 to provide architectural and engineering design services to remodel and retrofit the Balls Ferry Boat Launch Facility for the period June 9, 2009 through 30 days after filing of a Notice of Completion for the construction; and approved and authorized the Public Works Director to sign amendments to the agreement in an amount not to exceed an aggregate of 10 percent of the original value of the agreement (\$68,250). (Public Works)

**MEMORANDUM OF AGREEMENT: PIT RIVER TRIBE
INDIAN RESERVATION ROADS DESIGNATION**

In response to a question by Supervisor Baugh, Public Works Director Pat Mintum confirmed Shasta County will retain legal title and maintenance to the proposed roads. Pit River Tribe (Tribe) Transportation Planner/Project Manager Brian Babbini assured the Board of Supervisors that the Tribe maintains all tribal roads by utilizing public funds. Tribal roads are open to the public, and many county residents use these roads as primary or secondary access to residences, businesses, and social locations.

In response to a question by Supervisor Kehoe, Mr. Babbini agreed to consider maintenance of County roads that tribal members access through a County and Tribal partnership.

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors approved and authorized the Public Works Director to sign a Memorandum of Agreement with the Pit River Tribe to designate certain County roads as Indian Reservation Roads; and designated the Public Works Director as the County's agent to approve subsequent road additions and deletions. (Public Works)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including Executive Order S-09-09 signed by Governor Schwarzenegger. The Executive Order provides that, effective March 1, 2009, contracts with the State will be voided if the work has not begun or the vendor has not already collected payment. The County has already notified its vendors that may be affected by this Order.

CAO Lees explained that the current Clean Water Restoration Act language would make any waterway, no matter how small, subject to the Act. By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to Senator Dianne Feinstein requesting that the impacts of the Act be reviewed and determined and opposing the Clean Water Restoration Act.

Another Bill before Congress is HR 689, which is specific to the Chappie-Shasta Off-Highway Vehicle (OHV) area; CAO Lees explained that currently, the land in the OHV area is overseen by two separate federal agencies, making it difficult to obtain permits. The Bill would make the Bureau of Land Management the permitting agency for the Chappie-Shasta OHV area.

By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to Senator Dianne Feinstein supporting HR 689.

A request has been received from Grant School for a letter supporting grant funding for a demonstration garden to support healthy eating. By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to Grant School Garden Committee supporting their application.

URGENCY ITEM

FINDING OF URGENCY

County Administrative Officer (CAO) Larry Lees requested the Board of Supervisors make a finding of urgency and place a resolution opposing a shift of local revenue on the agenda.

In response to a question by Supervisor Kehoe, CAO Lees explained that the California State Association of Counties has requested all Counties pass the requested resolution, and the Legislation and the Governor are currently in negotiations regarding cuts to local funding. County Counsel Mike Ralston confirmed the appropriateness of adding this issue to the agenda.

By motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors made a finding that an urgency situation exists with regard to Shasta County funding from the State of California and added the item to the agenda.

**SHIFTING LOCAL REVENUE FUNDING
RESOLUTION NO. 2009-050**

County Administrative Officer Larry Lees reported that the California State Association of Counties (CSAC) has requested all California counties to pass similar resolutions to submit to the State of California. The resolution is an effort to protect local funding.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-050, which opposes any proposal to shift local revenue to the State of California.

(See Resolution Book No. 50)

SUPERVISORS' REPORTS

Supervisor Kehoe recently attended the Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

SCHEDULED HEARINGS

GENERAL GOVERNMENT

COUNTY COUNSEL

**CAPITAL FIRE FACILITY AND EQUIPMENT MITIGATION FEE
COTTONWOOD FIRE PROTECTION DISTRICT**

This was the time set to conduct a public hearing and consider the request to approve facility and mitigation fees for the Cottonwood Fire Protection District (CFPD). Senior Deputy County Counsel James Ross presented the staff report and recommended approval of the

ordinance. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

Cottonwood Fire Protection District Counsel Jonathan Hobbs stated on April 13, 2009, the CFPD unanimously passed a resolution adopting a development impact fee program to pay for fire facilities and equipment. The CFPD will administer and collect the fees. As Shasta County is the land use authority, CFPD is requesting their actions be ratified and the fee approved. Shasta County is protected through a defense and indemnity provision in the ordinance should the fee be challenged.

In response to a question by Supervisor Kehoe, Mr. Hobbs assured the Board of Supervisors that there was no public opposition to the fee at the April 13, 2009 meeting of the CFPD Board of Directors.

The public hearing was opened, at which time no one spoke for or against the ordinance, 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 sets a capital fire facility and equipment mitigation fee for the Cottonwood Fire Protection District.

10:11 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 16, 2009

REGULAR MEETING

9:02 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

- District No. 1 - Supervisor Kehoe
- District No. 2 - Supervisor Moty
- 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
- Agency Staff Services Analyst II - Megan Dorney

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 Baugh.

PUBLIC COMMENT PERIOD - OPEN TIME

Lynn Dorroh thanked the Board for their support of mental health programs and for their support on the power line project.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign a First Amended Memorandum with the Administrative Office of the Courts for Court facility services related to the Shasta Justice Center Court Facility; and approved and authorized the County Administrative Officer to sign subsequent technical amendments to the memoranda of understanding for Court facility services and to the joint occupancy agreements for the Justice Center, Main Courthouse, Courthouse Annex, Juvenile Hall, and Burney Joint Building. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$1,289.00 requiring special board action. (Auditor-Controller)

Adopted Salary Resolution No. 1363, which amends the 2008-09 Salary Resolution and Salary Plan effective June 21, 2009 in preparation of the final budget process; approved job specifications for the Managing Accountant-Auditor, Chief Deputy Auditor, IT Computer Systems Specialist, IT Datacenter Support Specialist, IT Database Support Specialist, and IT GIS Analyst classifications; and deleted job classifications for the Supervising Accountant-Administrative and Computer Systems Specialist. (Support Services)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign a renewal agreement with Hill Country Community Clinic in an amount not to exceed \$495,658 (\$159,630 for Fiscal Year 2009-10, \$163,916 for Fiscal Year 2010-11, and \$172,112 for Fiscal Year 2011-12) to provide mental health wellness and recovery services in the Intermountain area for the period July 1, 2009 through June 30, 2010, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Tri County Community Network in an amount not to exceed \$80,647 per fiscal year to provide housing and employment coordination services to Mental Health Services Act Full Service Partners for the period July 1, 2009 through June 30, 2010, with one automatic one-year renewal. (Mental Health)

Approved and authorized the Chairman to sign an agreement with the City of Redding for the Opportunity Center to provide janitorial services to the City in an amount not to exceed \$239,976 for the two-year period of July 1, 2009 through June 30, 2011, with four optional one-year renewals, with future compensation rates tied to the San Francisco-Oakland Consumer Price Index. (Social Services-Opportunity Center)

Adopted Resolution No. 2009-051, which authorizes the District Attorney to continue as the agent for Shasta County to conduct negotiations and submit documents necessary for the Automobile Insurance Fraud program for the period July 1, 2009 through June 30, 2012. (District Attorney)

(See Resolution Book No. 50)

Adopted Resolution No. 2009-052, which authorizes the District Attorney to continue as the agent for Shasta County to conduct negotiations and submit documents necessary for the Victim Reimbursement Revolving Fund for the period July 1, 2009 through June 30, 2011. (District Attorney)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with Shasta Union High School District, effective April 1, 2009 increasing the General Education Development inmate test fee from \$125 to \$140 per scored test, retaining the maximum compensation of \$50,000, and retaining the term of June 28, 2007 through June 30, 2010; and approved and authorized the County Administrative Officer to sign amendments to the agreement that do not increase maximum compensation during the remainder of the term of the agreement. (Sheriff)

Released the security guaranteeing maintenance of public improvements in the amount of \$19,500 for Tract Map No. 1910, Sterling Ranch (west Shingletown area). (Public Works)

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 an update on the current status of the State budget. Currently, it appears that Proposition 1A will not be acted upon, the Williamson Act may be suspended for one year, and \$350 million may be borrowed from redevelopment funds.

Supervisor Kehoe recently attended a Redding Area Bus Authority meeting.

Supervisors Kehoe and Baugh recently attended a LAFCO meeting.

Supervisor Baugh requested that the questions posed by Ms. Caldwell at the May 19, 2009 Board of Supervisors meeting regarding the Transmission Agency of Northern California (TANC) be forwarded to the City of Redding a second time. CAO Lees will research the issue further and, if necessary, re-send the questions.

Supervisors reported on issues of countywide interest.

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

AUTHORIZATION OF DISCHARGE OF ACCOUNTABILITY

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 approved a request for Authorization of Discharge of Accountability in the amount of \$195,947.62 for uncollectible assessments made in calendar years 1996 and 1997, plus \$19,590.73 in penalties, and \$2,250.00 in costs on the unpaid unsecured property taxes, pursuant to Revenue and Taxation Code section 2611.1.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the item regarding anticipated litigation was pulled, and the Board of Supervisors would recess to a Closed Session to confer with its Real Property Negotiator County Administrative Officer Larry Lees and with Mr. and Mrs. Horn to negotiate price and terms of payment regarding property located at 2650 Breslauer Way, Redding, pursuant to Government Code section 54956.8.

9:30 a.m.: The Board of Supervisors recessed to Closed Session and convened as the In-Home Supportive Services (IHSS) Public Authority Governing Board.

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY GOVERNING BOARD

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes 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, HHSA Business and Support Services Director Leanne Link, and Labor Consultant Becker and Bell to discuss the California United Homecare Workers of America, pursuant to Government Code section 54957.6.

9:31 a.m.: The IHSS Public Authority Governing Board recessed to Closed Session.

10:45 a.m.: The IHSS Public Authority Governing Board 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 Linda Mekelburg present.

REPORT OF IN-HOME SUPPORTIVE SERVICES

PUBLIC AUTHORITY GOVERNING BOARD

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.

10:46 a.m.: The IHSS Public Authority Governing Board adjourned, and the Board of Supervisors reconvened.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss real property negotiations; however, no reportable action was taken.

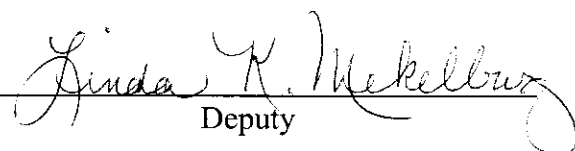
10:46 a.m.: The Board of Supervisors adjourned.



 Chairman

ATTEST:

LAWRENCE G. LEES
 Clerk of the Board of Supervisors

By 
 Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, June 23, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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
Agency Staff Services Analyst II - Megan Dorney

INVOCATION

Invocation was given by Pastor Jon Thompson, We R 1 Redding Transformation.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance was led by Chairman Kehoe.

PUBLIC COMMENT PERIOD - OPEN TIME

Kathy Jalquin thanked the members of the fire department who had recently extinguished a fire in the Elk Trail area.

Charles Alexander gave his opinion regarding the June 8, 2009 budget hearing.

Ed Merrick spoke in opposition to the proposed new power lines in Shasta County. Supervisor Baugh advised that Transmission Agency of Northern California (TANC) has a meeting scheduled on July 8, 2009 at 6:00 p.m. at the Cascade Theatre which is open to the public.

BOARD MATTERS

PROCLAMATION: AIRPORT DAY

At the recommendation of Undersheriff Greg Wrigley and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates June 28, 2009 as Airport Day in Shasta County.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the matter of Keefe Commissary Network to provide an inmate commissary system. Undersheriff Greg Wrigley advised that Attachment "C" had been previously omitted from the contract. In reply to questions by Supervisor Kehoe, Undersheriff Wrigley confirmed that if the number of inmates in jail decreases, the costs for the services will decrease.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign an agreement with Bartel Associates, LLC in an amount not to exceed \$75,000 to provide actuarial services for Other Post-Employment Benefits (OPEB's) from the date of signing through December 31, 2011, with two automatic one-year renewals. (Administrative Office)

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, 2009 through June 30, 2010: a renewal agreement in the amount of \$116,142.44; and a web services addendum in the amount of \$4,647.00. (Assessor/Auditor-Controller/Treasurer-Tax Collector/Information Technology)

Approved and authorized the Chairman to sign the County Claims List totaling \$36,002.54 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on June 2, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1944, which approves Zone Amendment No. 07-009, Western Star Lodge (Millville area), as introduced March 18, 2008. (Clerk of the Board)
(See Zoning Ordinance Book)

Enacted Ordinance No. 673, which repeals Ordinance No. 669 (CSA No. 3 - Castella Water); Ordinance No. 674, which repeals Ordinance No. 670 (CSA No. 6 - Jones Valley); Ordinance No. 675, which repeals Ordinance No. 671 (CSA No. 23 - Crag View Water); and Ordinance No. 676, which repeals Ordinance No. 672 (CSA No. 25 - Keswick Water), as introduced June 9, 2009. (Clerk of the Board)

(See General Ordinance Book)

Enacted Ordinance No. 677, which sets a capital fire facility and equipment mitigation fee for the Cottonwood Fire Protection District, as introduced June 9, 2009. (Clerk of the Board)
(See General 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. d.b.a. AT&T Global Services on behalf of Pacific Bell Telephone Company d.b.a. AT&T California to provide telecommunications services under the State of California's CALNET II agreement. (Information Technology)

Adopted Resolution No. 2009-053, which approves and authorizes the Director of Housing and Community Action Programs (Director) 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. 50)

Approved and authorized the Chairman to sign a renewal agreement with Vista Pacifica Enterprises, Inc. in an amount not to exceed \$202,656 per fiscal year to provide skilled nursing care for the period July 1, 2009 through June 30, 2010, with two automatic one-year renewals. (Mental Health)

Adopted Resolution No. 2009-054, which repeals Resolutions No. 88-26 and 2007-056 and establishes a revised records retention schedule for the Health and Human Services Agency-Public Health Department. (Public Health)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta County Private Industry Council d.b.a. Smart Business Resource Center in an amount not to exceed \$70,000 to provide computerized inmate education services in the Main Jail for the period July 1, 2009 through June 30, 2012. (Sheriff)

Approved the award of Bid No. 08-018 to Keefe Commissary Network for the provision of an inmate commissary system; approved and authorized the Chairman to sign an agreement with Keefe Commissary Network for the Inmate Welfare Fund to receive a \$40,000 signing bonus plus 40 percent of the net sales to provide the system for the period July 1, 2009 through June 30, 2016, with two automatic one-year renewals; and approved and authorized the Sheriff to sign future amendments during the term of the agreement. (Sheriff)

For the 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 directed the Public Works Director to advertise for bids; and authorized opening of bids on or after July 16, 2009 at 11:00 a.m. (Public Works)

For the East Fork Road at Clear Creek Bridge Replacement Project, adopted Resolution No. 2009-055, which makes a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, subject to specific findings; approved and authorized the Chairman to sign right-of-way contracts with Robin and Gail Gale (0.33 acres at \$17,300) and Marjorie Richardson (0.40 acres at \$14,900); and accepted two easement deeds from these owners conveying parcels of project right of way. (Public Works)

(See Resolution Book No. 50)

For the Swede Creek Road at Swede Creek Bridge Widening Project, adopted Resolution No. 2009-056, which makes a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, subject to specific findings; approved and authorized the Chairman to sign right-of-way contracts with Jay and Linda Rawitzer (0.13 acres at \$4,600) and Edward and Virginia Caraccia (0.14 acres at \$9,100); and accepted two easement deeds from these owners conveying parcels of project right of way. (Public Works)

(See Resolution Book No. 50)

Adopted Resolution No. 2009-057, which approves and authorizes the Chairman to sign an amendment to the cooperative fire protection agreement with the California Department of

Forestry and Fire Protection (CAL FIRE) increasing compensation by \$2,564,880 for Fiscal Year 2009-10 (for a new total of \$5,014,637) to administer and operate the Shasta County Fire Department and extending the term through June 30, 2010. (County Fire)
(See Resolution Book No. 50)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION:

TOBACCO SETTLEMENT FUND CITIZENS' ADVISORY COMMITTEE

Public Health Director Donnell Ewert stated the Board of Supervisors authorized the creation of Tobacco Settlement Fund (TSF) Citizens' Advisory Committee in 2006 to oversee the distribution of Tobacco Settlement funds. TSF Citizens' Advisory Committee member Brad Frost gave the final report regarding the outcome of the TSF grant program, advising that 21 projects had been funded, totaling \$700,954 in grant funds.

By consensus, the Board of Supervisors directed staff to prepare certificates of appreciation for the members who had served on the TSF Citizens' Advisory Committee.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees advised that Shasta County has been unable to have an automatic entitlement for Community Development Block Grants (CDBG) grants and must apply annually. Since participation in the 2010 Census will be helpful, as grant dollars are based on the population in the County, it is possible that Shasta County may be an entitlement community as it relates to CDBG grants. By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign Resolution No. 2009-058, which supports the 2010 Census.

(See Resolution Book No. 50)

CAO Lees stated Shasta County may participate in the Healthy Purchase Pilot Project to provide incentives for users of food stamp cards to purchase healthy choices of food items. By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to the California Department of Public Health requesting Shasta County be selected to participate in the Healthy Purchase Pilot Project.

CAO Lees presented an update on specific legislation of importance to Shasta County, including the acknowledgment that the State of California budget has not yet passed, causing a continued delay in contract implementation and particular revenue payments.

Supervisor Baugh recently attended a Regional Council of Rural Counties (RCRC) meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE/PUBLIC HEALTH

AGREEMENT: NORTHERN CALIFORNIA EMS, INC.
EMERGENCY MEDICAL SERVICES

Principal Administrative Analyst Julie Hope introduced Northern California EMS, Inc. (Nor-Cal) Executive Officer Dan Spiess described the various emergency medical services provided by Nor-Cal. Nor-Cal has requested increasing compensation for training and the purchase of new equipment for emergency medical care.

In response to questions by Supervisor Baugh, Mr. Spiess stated that a local EMS agency is not required to operate a communication system. Nor-Cal proposes to meet with representatives from Shasta County, hospitals, and ambulance companies to redefine how a communication system might operate. If there are alternatives to the current UHF (Ultra High Frequency) system, costs may be reduced.

CAO Lees stated that the UHF system is very important. If the County were to assume that service, it would be costly.

Ms. Hope stated that Nor-Cal requested additional compensation in an increased amount of 15 to 16 percent due to declining reserves and the State reducing their revenue this year by 10 percent, with potential additional reductions next year. Nor-Cal advised in their correspondence in April 2009 that they would need to make increases after June 30, 2009. Attempts have been made to negotiate additional services and a review of Nor-Cal's financial records has been completed. If Shasta County were to provide the services of Nor-Cal, the costs would far exceed the contracted amount.

In response to questions by Supervisor Kehoe, Ms. Hope explained that Nor-Cal's total increase for Fiscal Year 2009-10 is 16.74 percent. CAO Lees commented that this is the most reasonable, cost-effective choice for these services at this time. Ms. Hope stated that if Shasta County were to provide the services in-house, the County would not be able to access the Local Emergency Medical Services Agency (LEMSA) state funds.

In response to questions by Supervisor Moty, Ms. Hope advised that the contract provides a termination "without cause" provision for both sides, with a 90-day notice.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with Northern California EMS, Inc. modifying various agreement provisions, decreasing the minimum annual agreement increases from 2 percent to zero, increasing Fiscal Year 2009-10 compensation by \$9,728.22 (for a total of \$77,027.47), increasing maximum compensation by \$17,153.59 (for a new maximum of \$223,115.70) to include costs for the third-year option, and retaining the term of July 1, 2008 through June 30, 2009, with two optional one-year renewals.

10:43 a.m.: The Board of Supervisors recessed.

10:51 a.m.: The Board of Supervisors reconvened.

ADMINISTRATIVE OFFICE

AGREEMENT: JEFFREY L. JENS
INDIGENT CONFLICT DEFENSE SERVICES

Principal Administrative Analyst Julie Hope advised that Shasta County has a constitutionally mandated responsibility to provide conflict indigent defense services. The

proposed renewal agreement has increased compensation due to the need for the law office of Jeffrey Jens to hire additional staff because of caseload growth.

In response to questions by supervisors, County Counsel Mike Ralston advised that if the Court appoints counsel, the Court approves the bills. Shasta County would be mandated to pay the costs for the defense and would lose control of the defense costs. There is a financial qualification process in place to determine whether defendants are eligible for court-appointed attorneys.

By motion made, seconded (Kehoe/Baugh), and carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with Jeffrey L. Jens in the amount of \$4,215,132.36 to provide conflict indigent defense services for the period January 1, 2010 through December 31, 2012. Supervisors Hawes and Moty voted no.

PUBLIC WORKS

CSA NO. 6 – JONES VALLEY WATER ELK TRAIL ANNEXATION RESOLUTION NO. 2009-059

Public Works Director Pat Minturn provided a report regarding the possible grants and loans for the proposed Elk Trail Annexation to County Service Area (CSA) No. 6 - Jones Valley. Many Elk Trail residents have unreliable wells and have requested service from the Jones Valley water system. A straw poll was taken in 2007 to gauge support for the project, with overwhelming support. There are potential grants in the amount of \$3 million and an interest-free loan in the amount of \$7 million for the project.

The loan would be repaid through parcel charges, proportionate to the benefits derived. Benefits include fire suppression, water service, water service availability, and groundwater recharge. There are possibly two plans to be offered to participants. In the Plan A, recipients would benefit from fire suppression and water service as Community Service Area No. 6 - Jones Valley (CSA No. 6) customers. All parcels will be on the Plan A unless they qualify and apply for the Plan B.

The Plan B will be for parcels with a satisfactory existing well. The property owners would benefit from fire suppression, water supply availability, and groundwater recharge, and may later obtain water service by paying an upgrade fee.

Elk Trail must be annexed to the CSA No. 6 as a condition of service.

Paul Stout and Bert Stead spoke in support of the project. Kathy Jalquin and Wendy Peet spoke in opposition to the project. Mike Whitlock stated a straw vote should not be taken until October.

By motion made, seconded (Moty/Hartman), and carried, the Board of Supervisors directed staff to submit an annexation application to the Local Agency Formation Commission (LAFCO) for the proposed Elk Trail Annexation to County Service Area (CSA) No. 6 - Jones Valley; adopted Resolution No. 2009-059, which requests LAFCO to initiate an annexation proceedings; and directed staff to return to the Board on July 21, 2009 to consider issuing a new straw poll.

(See Resolution Book No. 50)

SCHEDULED HEARINGS

HEALTH AND HUMAN SERVICES

HOUSING AND COMMUNITY ACTION PROGRAMS

NEIGHBORHOOD STABILIZATION PROGRAM
RESOLUTION NO. 2009-060

Director of Housing and Community Action Programs Richard Kuhns, Psy.D. gave the report and recommended approval of the application.

This was the time set to conduct a public hearing and consider adopting a resolution to approve a Neighborhood Stabilization Program (NSP) grant application to fund housing rehabilitation, down payment assistance for foreclosed homes, and demolition of blighted structures. 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/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-060, which approves a Neighborhood Stabilization Program (NSP) grant application in the amount of \$1,356,660 to fund owner-occupied housing rehabilitation, down payment assistance for foreclosed homes, and demolition of blighted structures; approves and authorizes the County Administrative Officer to sign the NSP Statement of Assurances; approves and authorizes the Director of Housing and Community Action Programs to sign the grant application and any additional documentation required for participation; and approves and authorizes the Chairman to sign the grant agreement, if one is awarded.

(See Resolution Book No. 50)

LAW AND JUSTICE

SHERIFF

EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FUNDS

Undersheriff Greg Wrigley gave a report regarding the Edward Byrne Memorial Justice Assistance Grant (JAG) funds awarded jointly to the County of Shasta and the City of Redding.

This was the time set to conduct a public hearing and consider the use of JAG funds and a memorandum of understanding with the City of Redding to allocate the pending grant between the two parties. 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 (Moty/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a memorandum of understanding with the City of Redding to allocate the use of \$30,999 in Edward Byrne Memorial Justice Assistance (JAG) funds awarded jointly to the County of Shasta (\$30,999) and the City of Redding (\$53,708).

PUBLIC WORKS

**SISKIYOU COUNTY TRANSFER STATION
PARCEL CHARGES
RESOLUTION NO. 2009-061**

This was the time set to conduct a public hearing and consider adopting a resolution which maintains at the current rate parcel charges to pay tipping fees at the Siskiyou County Transfer Station. Public Works Director Pat Minturn presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

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

By motion made, seconded (Kehoe/Hartman), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-061, which maintains at the current rate parcel charges to pay tipping fees at the Siskiyou County Transfer Station.

(See Resolution Book No. 50)

RESOURCE MANAGEMENT

PLANNING

**ZONE AMENDMENT NO. 08-008
GENE DAVIS AND JEFF DAVIS
WEST COTTONWOOD AREA**

This was the time set to conduct a public hearing to consider the request to approve Zone Amendment No. 08-008, Gene and Jeff Davis, which would rezone approximately 68.71 acres in the West Cottonwood area from an Unclassified (U) District to a Rural Residential (R-R) District and a Rural Residential combined with a Restrictive Flood (R-R-F-2) District. 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 took the following actions regarding Zone Amendment No. 08-008, Gene Davis and Jeff Davis, West 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 No. 2009-026;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-026; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 08-008, as requested.

11:50 a.m.: The Board of Supervisors recessed.

11:56 a.m.: The Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer 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.

11:56 a.m.: The Board of Supervisors recessed to Closed Session.

1:17 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 Agency Staff Services Analyst II Megan Dorney present.

REPORT OF CLOSED SESSION ACTIONS

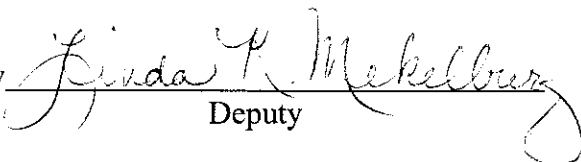
County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

1:17 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 30, 2009

REGULAR MEETING

9:03 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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
Agency Staff Services Analyst II - Megan Dorney

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 Moty.

PUBLIC COMMENT PERIOD - OPEN TIME

David Peterson is a property owner in Elk Run, and he has gone through the Planning Department's processes to obtain approval to open a gymnastics training camp. He is receiving opposition and wanted to introduce himself to the members of the Board of Supervisors and will continue in his efforts.

Agriculture Commission/Sealer of Weights and Measures Mary Pfeifer provided the 2008 Crop and Livestock Report.

ITEMS PULLED FROM CONSENT CALENDAR**AGREEMENT: SUPERIOR COURT
SERVICES PROVIDED TO COUNTY BY COURTS**

Supervisor Baugh pulled for discussion the agreement with the Superior Court modifying various fees paid by Shasta County. County Administrative Officer (CAO) Larry Lees stated the parking agreement with the Court was based upon when the new courthouse would be built. Court employees and Shasta County employees who have a "B" parking permit may park in any County "B" parking lot. In exchange for allowing the Court staff to have these parking

privileges, the Marshal's office patrols and writes citations when necessary in the metered parking area of the Administrative Center.

In response to questions by Supervisor Kehoe, Court Executive Officer Melissa Fowler-Bradley stated that the claims submitted by court-appointed conflict attorneys paid by the County are first reviewed by the Court. These specific invoices are for the specific payment of investigators, experts, and others for the preparation or presentation of the defense.

ORDINANCE TO AMEND SHASTA COUNTY CODE CHAPTER 13.08
SHASTA COUNTY LIBRARIES

Supervisor Kehoe pulled for discussion the proposed ordinance which amends Shasta County Code Section 13.08.010, *County Library Regulation*.

In response to questions by Supervisor Kehoe, City of Redding Community Services Director Kim Niemer explained that the language for the suggested ordinance came from the Redding Municipal Code. The intention is to create adherence of the Shasta County Code with the Redding Municipal Code regarding the occasional prohibitive activities that occur in the libraries, such as bathing in the restrooms.

MENTAL HEALTH AGREEMENTS

Supervisor Baugh pulled for discussion the thirteen agreements agendized by the Mental Health Department.

In response to questions by Supervisor Baugh, Director of Mental Health Services Dr. Mark Montgomery stated that even though there are issues with receiving revenue from the State of California, Shasta County is mandated to provide specific services. All of the contracted providers have been advised that if the funding is not available, the program will cease.

EASEMENT DEED: PACIFIC GAS AND ELECTRIC COMPANY

Supervisor Baugh pulled for discussion the proposed easement deed conveying a public utility easement to Pacific Gas and Electric Company (PG&E) to provide a new location for a gas line.

In response to questions by Supervisor Baugh, Deputy Public Works Director Scott Wahl confirmed that the charge to provide a new location for a gas line would come from the General Fund. County Administrative Officer (CAO) Larry Lees advised that a temporary modular courthouse was inadvertently placed over a PG&E gas line, which needed to be turned off for safety issues. The reroute of the gas line will be completed before winter to prepare for the needed gas usage. Staff time for the Department of Public Works is estimated to be less than \$1,000, which is reimbursed by the court. CAO Lees will endeavor to have the Administrative Office of the Courts billed for the cost so it will not be taken from the County's General Fund.

CONSENT CALENDAR

By motion made, seconded (Baugh/Moty), and carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Kehoe abstained on voting on the agreement with the Superior California Economic Development District to provide microenterprise assistance because he serves as a member on the committee):

Approved and authorized the Chairman to sign the County Claims List totaling \$799.44 requiring special board action. (Auditor-Controller)

Approved and authorized the Chairman to sign an agreement with the Superior Court modifying various fees paid by Shasta County for services provided by the Court for the period

July 1, 2009 through June 30, 2010, with two automatic one-year renewals. (Administrative Office)

Introduced and waived the reading of an ordinance which amends Shasta County Code Section 13.08.010, *County Library Regulations*. (Administrative Office)

Approved a budget amendment increasing appropriations in an amount not to exceed \$4,000, offset with use of fund balance, in the Library Building Construction budget in order to transfer all remaining funds to the Library fund. (Administrative Office)

Approved a budget amendment increasing appropriations by \$250,000 in the Conflict Public Defender budget, offset by a reduction in the appropriation for Contingency. (Administrative Office)

Approved and authorized the Chairman to sign an amendment to the grant agreement with the Shasta Community Health Center extending the term for two additional one-year periods to allow for continued payment of 10 percent of Tobacco Settlement revenue through June 30, 2011 to continue to provide outpatient health services to the uninsured and under-insured in Shasta County. (Administrative Office)

Approved and authorized the Chairman to sign a renewal agreement with Valley Industrial Communications, Inc. in the amount of \$1,712 per month to provide radio repeater priority services for the period July 1, 2009 through June 30, 2010, with four automatic one-year renewals with a three percent increase per year. (Administrative Office/Sheriff-Coroner/Public Works)

Adopted Resolution No. 2009-062, which revises the *Shasta County Personnel Rules*, Chapter 19 effective July 5, 2009 to add a section regarding extra-help classifications for Chief of Psychiatry and Senior Psychiatrist; and adopted Salary Resolution No. 1364, which adds the Chief of Psychiatry-EH and Senior Psychiatrist-EH classifications. (Social Services/Mental Health)

(See Resolution Book No. 50)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign an agreement with the Superior California Economic Development District in the amount of \$358,125 to provide microenterprise assistance activities from July 1, 2009 through June 30, 2010, with one automatic six-month renewal.

(Housing and Community Action Programs)

Took the following actions to reflect projected expenditures and revenues consistent with final cost allocations for Fiscal Year 2008-09, approved a budget amendment in the amount of \$19,500 decreasing appropriations and revenue in the Housing Authority budget; approved a budget amendment in the amount of \$5,500 increasing appropriations and revenue in the Community Action Agency budget; and approved a budget amendment in the amount of \$96,942 increasing appropriations and revenue in the HOME (HOME Improvement Partnership Program) budget. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign renewal agreements to provide enhanced residential care home services for the period July 1, 2009 through June 30, 2010, with two automatic one-year renewals, with Bridges to Community in an amount not to exceed \$47,520 per fiscal year; Kathaleen Gilles d.b.a. LeBrun Residential Care Facility in an amount not to exceed \$110,880 per fiscal year; Matthew Giri d.b.a. Peach Tree Manor in an amount not to exceed \$59,400 per fiscal year; and Chris Carey d.b.a. Sail House in an amount not to exceed \$39,600 per fiscal year. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Fred Finch Children's Home in an amount not to exceed \$75,000 to provide youth mental health services from the date of signing through June 30, 2010. (Mental Health)

Approved and authorized the Chairman to sign an agreement with North Valley Behavioral Health, LLC in an amount not to exceed \$1,121,280 per fiscal year to provide psychiatric inpatient services for the period July 1, 2009 through June 30, 2010, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Northern Valley Catholic Social Service, Inc. in an amount not to exceed \$350,000 to provide mental health wellness and recovery services for the period July 1, 2009 through June 30, 2010. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Vista Staffing Solutions, Inc. in an amount not to exceed \$100,000 to provide psychiatric services for the period July 1, 2009 through June 30, 2010. (Mental Health)

Approved and authorized the Chairman to sign amendments to the following agreements increasing compensation and extending the term from June 30, 2009 through October 31, 2009 to provide additional mental health services for Medi-Cal eligible children: With New Directions to Hope, increasing compensation by \$158,903 (for a new total of \$635,613); with Northern Valley Catholic Social Service, Inc., increasing compensation by \$254,492 (for a new total of \$1,017,970); with Remi Vista, Inc., increasing compensation by \$247,333 (for a new total of \$989,333); with Victor Community Support Services, Inc., increasing compensation by \$522,954 (for a new total of \$2,091,816); and with Victor Community Treatment Centers, Inc., increasing compensation by \$105,702 (for a new total of \$422,808). (Mental Health)

Approved and authorized the Alcohol and Drug Program Administrator to sign and submit the Fiscal Year 2009-10 Shasta County Substance Abuse and Crime Prevention Act County Plan and the Offender Treatment Program Application to the California Department of Alcohol and Drug Programs. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an amended intergovernmental agreement with the County of Butte to continue participation in the current immunization registry for access to children's immunization records upon transfer of the database to the California Immunization Registry; approved and authorized the Chairman to sign the access agreement for providers and agencies to access the California Immunization Registry; and approved and authorized the Director of Public Health or his/her designee to sign future minor amendments to both agreements. (Public 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, 2009 through June 30, 2010 (the third year of the three-year agreement); and approved and authorized the Director of Public Health or his/her designee to sign future amendments to the agreement that result in a net change of no more than 10 percent of the total dollar value of the agreement and other minor, nonmonetary amendments; and authorized the Auditor-Controller to pay claims related to the agreement. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Victor Treatment Centers, Inc. to provide additional day treatment intensive, medical support, and day rehabilitation mental health treatment programs by increasing compensation by \$262,800 (for a new total not to exceed \$591,300); extending the term for the period July 1, 2009 through June 30, 2010; revising the contractor's responsibilities to include a provision for specialized services; correcting a reference to an attachment; and updating contractor contact information. (Social Services)

Approved and authorized the Chairman to sign amendments to the following agreements with Northern California Youth and Family Programs for the Independent Living Skills Program, increasing compensation by \$6,418 (for a fiscal year total not to exceed \$161,653) pursuant to changes in the state allocation to Shasta County, revising the term to renew automatically for two additional one-year periods through June 30, 2011 in an amount not to

exceed \$161,653 per fiscal year, with a contingency clause for future state budget allocation changes, and approving and authorizing the Health and Human Services Agency (HHSA) Director or his/her designee to sign certain amendments to the agreement that result in an increase of no more than 10 percent per fiscal year; and for the Transitional Housing Placement-Plus Program, increasing compensation by \$10,000 (for a maximum compensation of \$233,966 for Fiscal Year 2008-09), and eliminating the cap on the number of foster youth than can participate in the program. (Social Services)

Approved and authorized the Chairman to sign an easement deed conveying a public utility easement to Pacific Gas and Electric Company to provide a new location for a gas line across County-owned property for the benefit of the Administrative Office of the Courts. (Public Works)

Adopted Resolution No. 2009-063, which authorizes the Director of Resource Management to accept the Fiscal Year 2008/2009 Local Government Waste Tire Cleanup and Amnesty Event grant in the amount of \$76,100 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; and authorizes the Auditor-Controller to pay claims for said expenditures. (Resource Management-Community Education)

(See Resolution Book No. 50)

9:33 a.m.: The Board of Supervisors recessed and convened as the Shasta County Housing Authority.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

HOUSING AUTHORITY

HOUSING AND COMMUNITY ACTION PROGRAMS

HOUSING CHOICE VOUCHER PROGRAM ADMINISTRATIVE PLAN
HOUSING RESOLUTION NO. 2009-02

At the recommendation of Director of Housing and Community Action Programs Dr. Richard Kuhns and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Housing Resolution No. 2009-02, which adopts a revised Housing Choice Voucher Program Administrative Plan to update policies and procedures in accordance with U.S. Department of Housing and Urban Development regulations.

(See Housing Resolution Book)

9:34 a.m.: The Shasta County Housing Authority adjourned, and the Board of Supervisors reconvened.

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

Director of Housing and Community Action Programs Dr. Richard Kuhns reported on the status of Shasta County and the American Recovery and Reinvestment Act of 2009 (ARRA) and provided an overview of current and potential funding opportunities for various Shasta County departments. The intention of ARRA is to provide a stimulus to the U.S. economy in the wake

of the economic downturn. At this time, there is nearly \$18 million available for grants and funding for which Shasta County may apply and/or receive.

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 a status report on the \$24 billion gap remaining in the state budget.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

REPORT: VACANT POSITIONS ALLOCATIONS

County Administrative Officer (CAO) Larry Lees advised that there is funding identified for 108 of the 239.5 vacant positions. With the deletion of 131.5 vacant positions the vacancy rate will drop to 6 percent. If, in the future, a department obtains funding for a position that has been deleted, it will be possible to return to the Board of Supervisors to have the position reestablished.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors directed CAO Lees to delete the specified 131.5 vacant positions allocations.

WELFARE CASH AID & MENTAL HEALTH UNITS BUDGET AMENDMENT

At the recommendation of Administrative Fiscal Chief Bebe Palin and by motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors approved a budget amendment that decreases the Fiscal Year 2008-09 General Fund transfer to the Welfare Cash Aid budget in the amount of \$425,000 and increases the General Fund transfer to the Mental Health budget in the amount of \$425,000.

10:28 a.m.: The Board of Supervisors recessed.

10:34 a.m.: The Board of Supervisors reconvened.

FISCAL YEAR 2009-10 FINAL BUDGET PUBLIC SAFETY BUDGET AMENDMENTS RESOLUTION NO. 2009-064 SALARY RESOLUTION NO. 1365

At the recommendation of Administrative Fiscal Chief Bebe Palin and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved budget amendments to mitigate \$5,540,614 of unallocated expenditures reductions in the following budget units: District Attorney (\$629,733), increasing appropriations by \$480,733 and revenues by \$380,000, and approving use of Public Safety Augmentation Prop 172 fund balance designation in the amount of \$100,733; Juvenile Hall (\$735,551), increasing appropriations and revenues by \$282,432; Probation (\$49,228), decreasing appropriations and revenues by \$142,890, and reallocating \$282,432 of General Fund support to Juvenile Hall; Sheriff (\$1,154,515), reducing appropriations by \$225,510 and revenues by \$1,129,760, and reallocating

\$1,203,333 of General Fund support between various Sheriff budget units; Boating Safety (\$47,594), increasing appropriations and revenues by \$22,394; Detention Annex (\$91,982), decreasing appropriations and revenues by \$760,232; Jail (\$2,031,030), increasing appropriations and revenues by \$1,438,369; Burney Substation (\$314,265), increasing appropriations and revenues by \$50,673; Coroner (\$204,686), increasing appropriations and revenues by \$204,019; Dispatch (\$102,752), decreasing appropriations and revenues by \$8,248; and Mental Health (\$179,278), by decreasing appropriations for support and care/client contract services.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors approved budget amendments to transfer \$3,500,000 from General Reserve to General Revenue.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors approved a budget amendment to General Revenue reflecting adjustments to the General Fund transfer to the various Public Safety budget units, with a net increase of \$85,000 in the District Attorney budget, offset by a reduction in the Contingency Reserve.

By motion made, seconded (Kehoe/Hartman), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-064, which approves the Fiscal Year 2009-10 Final Budget.

(See Resolution Book No. 50)

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1365, which reflects the position allocation amendments approved in the Fiscal Year 2009-10 Final Budget effective July 5, 2009, the 2009-10 County Position Allocation effective July 5, 2009, and the County Salary Plan.

(See Salary Resolution Book)

SHERIFF/CIVIL UNIT/ANIMAL CONTROL
BUDGET AMENDMENTS

At the recommendation of Administrative Fiscal Chief Bebe Palin and by motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors approved the following budget amendment reducing appropriations in the Sheriff's Civil Unit and Animal Shelter budget units and transferring the savings to the Sheriff budget unit for Sheriff's Civil Unit, decreasing appropriations by \$106,168, Animal Shelter, decreasing appropriations by \$44,593, General Revenue, increasing appropriations by \$150,761, Sheriff (23500), increasing appropriations by \$44,593 and revenue by \$150,761, and Sheriff (23565), increasing appropriations by \$106,168.

SHERIFF OFFICE OF EMERGENCY SERVICES
BOATING SAFETY
SHERIFF'S OFFICE MARIJUANA ERADICATION
BUDGET AMENDMENTS

At the recommendation of Administrative Fiscal Chief Bebe Palin and by motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors approved the following budget amendments to re-budget appropriations for fixed assets and revenue for Sheriff Office of Emergency Services, increasing appropriations and revenue by \$114,872, Boating Safety, increasing appropriations and revenue by \$160,000, Sheriff's Office CAL-MMET, increasing appropriations and revenue by \$37,359, and Sheriff's Office Marijuana Eradication, increasing appropriations and revenue by \$43,500.

HEALTH AND HUMAN SERVICES

MENTAL HEALTH

CALIFORNIA COUNTIES' MENTAL HEALTH SERVICES AUTHORITY
JOINT POWERS AUTHORITY
RESOLUTION NO. 2009-065

Health and Human Services Agency (HHS) Director Marta McKenzie explained that various counties are forming a Joint Powers Agreement (JPA) for Mental Health Services Act (MHSA) statewide projects. With reductions being contemplated in the state legislature for mental health, an alternative contracting arrangement is proposed for core mental health services through a JPA be created in lieu of an arrangement with the State Department of Mental Health. Federal and state funding has not been received since January 2009.

In response to questions by Supervisor Kehoe, Ms. McKenzie stated that at this point, the State of California owes Shasta County approximately \$3 million. The Prevention and Early Intervention (PEI) projects have been allocated a statewide total of \$40 million, which comes from the reassignment of local MHSA funds. Shasta County's PEI plan has been approved with the exception of \$352,000.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-065, which states the intent of Shasta County to participate in the California Counties' Mental Health Services Authority Joint Powers Authority (JPA) to develop and fund mental health services and education programs as determined on a regional, statewide, or other basis, and directs the HHS Director or his/her designee to submit the JPA agreement to the Board of Supervisors for approval once finalized; and authorized the HHS Director to act as the representative of Shasta County in the California Counties' Mental Health Services Authority.

(See Resolution Book No. 50)

PUBLIC WORKS

AGREEMENT: J.F. SHEA CONSTRUCTION, INC.
2009 ASPHALT CONCRETE OVERLAY PROJECT (STIMULUS)

At the recommendation of Deputy Public Works Director Scott Wahl and by motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors approved the award of the contract to the low bidder, J.F. Shea Construction, Inc., on a unit-cost basis, the contract for construction on the 2009 Asphalt Concrete Overlay Project (Stimulus) in the amount of \$2,578,430.

SCHEDULED HEARINGS

HEALTH AND HUMAN SERVICES

HOUSING AND COMMUNITY ACTION PROGRAMS

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
RESOLUTION NO. 2009-066

This was the time set to conduct a public hearing and consider the submission of a Community Development Block Grant Program grant application to fund an owner-occupied housing rehabilitation program for the unincorporated area of Shasta County. Director of

Housing and Community Action Programs Dr. Richard Kuhns presented the 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 matter, and the public hearing was closed.

In response to questions by Supervisor Kehoe, Dr. Kuhns confirmed the grant would fund an owner-occupied housing rehabilitation program in the communities of Cottonwood, Burney, and Fall River Mills-McArthur.

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-066, which approves submission of a Community Development Block Grant Program grant application in the amount of \$400,000 for a period of 30 months to fund an owner-occupied housing rehabilitation program for the unincorporated area of Shasta County, and a homeless continuum of care coordinator; and approved and authorized the County Administrative Officer to sign the Statement of Assurances and any subsequent amendments.

(See Resolution Book No. 50)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its Real Property Negotiator, County Administrative Officer Larry Lees, to negotiate price and terms with the Federal Energy Regulatory Commission, Pacific Gas and Electric, Evergreen regarding the Kilarc Reservoir and South Cow Creek Hydro Facilities, pursuant to Government Code section 54964.8.; 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.

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

12:12 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 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 to discuss real property negotiations, as well as labor negotiations; however, no reportable action was taken.

URGENCY ITEM

FINDING OF URGENCY


County Counsel Mike Ralston requested the Board of Supervisors proclaim an urgency item due to the receipt of a legal document received June 29, 2009, which requires a document to be filed by July 5, 2009, prior to the next meeting of the Board of Supervisors. The draft document, entitled *Motion to Intervene of Tetrick Ranch, Abbott Ditch Users, and Shasta County; Comments Opposing Decommissioning of Project as Proposed; and Motion Requesting Reasonable Opportunity to File for Transfer of License, or in the Alternative, Full Evaluation of the Decommissioning Alternatives, Including Retention of the Existing Kilarc-Cow Creek Project as a Reasonable and Preferred Alternative, in the Public Interest*, is a motion to intervene in the decommissioning process of the Kilarc-Cow Creek projects by Pacific Gas & Electric in front of the Federal Energy Regulatory Commission.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors made a finding that an urgency item exists with regard to considering the potential filing of a motion to intervene in the Kilarc-Cow Creek Project matter and added the item to the agenda.

KILARC-COW CREEK PROJECT
MOTION TO INTERVENE

At the recommendation of County Counsel Mike Ralston and by motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors directed County Counsel to join in a motion to intervene in the Kilarc-Cow Creek Project and to file the motion with the Federal Energy Regulatory Commission.

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, July 21, 2009

REGULAR MEETING

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

- District No. 1 - Supervisor Kehoe
- District No. 2 - Supervisor Moty
- 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 - Valerie Ibarra

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 Hawes.

PUBLIC COMMENT PERIOD - OPEN TIME

Charles Alexander opposed the Peripheral Canal due to the water from Northern California being diverted to Southern California.

Chief Petty Officer Rob Burroughs participates in the transport of veterans to the Northern California Veterans Cemetery in Igo. Funeral processions travel on Clear Creek Road, and trash on the road appears to be released from waste vehicles. Officer Burroughs recommended stricter rules and "No Dumping" signs and requested the road be renamed to "Patriots' Memorial Drive."

Russ Wade encouraged healthy eating and living habits.

Michelle Schroeder stated that a proposed 92-acre mall may be built in the area where she has built her home, reducing the value of her property.

BOARD MATTERS

JULY 2009 EMPLOYEE OF THE MONTH
ELIGIBILITY SUPERVISOR KAREN BOYER
RESOLUTION NO. 2009-067

At the recommendation of Director of Social Services Jane Work and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-067, which recognizes Eligibility Supervisor Karen Boyer as Shasta County's July 2009 Employee of the Month.

(See Resolution Book No. 50)

PROCLAMATION: PROBATION SUPERVISION WEEK

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates July 19-25, 2009 as Probation Supervision Week in Shasta County. Chief Probation Officer Brian Richart accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced the agreement with Moore Iacofano Goltsman, Inc. was pulled for discussion.

In response to questions by Supervisor Baugh, Resource Management Chief Fiscal Officer Ronni Harman confirmed that the work on the project has not been completed. Director of Resource Management Russ Mull stated that the \$100,000 contract is for some basic tasks of outlining a parks, trails, and open space plan. The contractor has performed the tasks per the agreement, just not in the speed that was desired, thus the needed three-month extension.

CONSENT CALENDAR

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Baugh voted no on the agreement with Moore Iacofano Goltsman, Inc.):

Approved a budget amendment increasing appropriations in the Trial Courts budget by \$100,000, offset by a reduction in the contingency reserve, for Shasta County's share of the Courthouse Annex Roof Replacement Project cost. (Administrative Office)

Approved the minutes of the meeting held on June 8, 9, 16, 23, and 30, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. SCC 2009-02, which amends Shasta County Code Section 13.08.010, *County Library Regulations*, as introduced June 30, 2009. (Clerk of the Board)
(See Shasta County Code Ordinance Book)

Disbanded the Tobacco Settlement Fund Citizens' Advisory Committee. (Clerk of the Board)

Appointed Ken Evans to the Pine Grove Mosquito Abatement District Board of Directors for a term to January 2011. (Clerk of the Board)

Approved and authorized the Alcohol and Drug Program Administrator to sign a combined Notice of Grant Award for Fiscal Year 2009-10 Comprehensive Drug Court Implementation Grant funding in the amount of \$111,487 and Drug Court Partnership Grant funding in the amount of \$126,270 to provide services to the participants in the Addicted Offender Program. (Mental Health)

Adopted Resolution No. 2009-068, which approves and authorizes the County Administrative Officer to sign an agreement in an amount not to exceed \$142,227 for the period October 1, 2009 through September 30, 2010 and other program-related documents for the DUI Misdemeanor Prosecutor grant program. (District Attorney)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign an amendment to the agreement with Assessments.com increasing the second-year compensation by \$6,000 (for a new second-year total not to exceed \$75,400) to provide additional training services and retaining the term of December 18, 2007 through December 17, 2008, with one automatic one-year renewal. (Probation)

For the East Redding Bike Lanes, Phase 1 Project (Stimulus), approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after August 13, 2009 at 11:00 a.m. (Public Works)

Rejected the bids received on June 11, 2009 for construction of the 2009 Chip Seal Project (Shingletown). (Public Works)

For the Old-Library Remodel-New District Attorney Office Project, approved and authorized the Public Works Director to sign an agreement with AT&T in the amount of \$28,974.93 to relocate utility poles; and approved and authorized the Public Works Director to sign future agreements with utility companies in amounts not to exceed \$10,000. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Palo Cedro Fire Station Project and record it within 10 days of actual completion of the work. (Public Works)

Adopted Resolution No. 2009-069, which updates the financial assurance mechanism for the West Central Landfill. (Public Works)

(See Resolution Book No. 50)

For the East Fork Road at Clear Creek Bridge, approved and authorized the Chairman to sign an agreement with Marjorie L. Richardson to rescind the existing right-of-way contract and easement deed; approved and authorized the Chairman to sign a right-of-way contract with Zook Richardson and Aliyah Richardson (0.40 acres at \$14,900); and accepted an easement deed conveying parcels of project right of way. (Public Works)

Adopted Resolution No. 2009-070, which authorizes the Department of Resource Management to apply for the Used Oil Recycling Block Grant, Fiscal Year 2009-10 in the amount of \$28,206 on behalf of the County of Shasta and the Cities of Anderson and Shasta Lake. (Community Education Section)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with Moore Iacofano Goltsman, Inc. extending the term of the agreement to September 1, 2009 to provide a parks, trails, and open space plan for Shasta County; and approved a budget amendment increasing appropriations in the Planning budget by \$46,580, utilizing fund balance. (Planning)

Approved and authorized the Chairman to sign the State Department of Food and Agriculture Division of Fairs and Expositions budget for the Inter-Mountain Fair in the amount of \$655,491 for the period July 1, 2009 through June 30, 2010. (Inter-Mountain Fair)

9:51 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

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the In-Home Supportive Services Public Authority Governing Board took the following action, which was listed on the Consent Calendar:

Approved and authorized the Chairman to sign an agreement with Becker & Bell, Inc. in an amount not to exceed \$19,000 to provide labor relations/contract negotiations from the date of signing through June 30, 2010. (In-Home Supportive Services Public Authority)

9:52 a.m.: The Shasta County In-Home Supportive Services Public Authority Governing Board adjourned and reconvened as the Shasta County Board of Supervisors.

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 information about progress with the State budget. Various cuts are being discussed.

Supervisor Baugh stated that the Western Area Power Administration has withdrawn from the federal process for the Transmission Agency of Northern California (TANC) Transmission Project; therefore, the requested letter is not necessary.

Supervisor Kehoe recently attended a Redding Area Bus Authority (RABA) meeting.

Supervisors reported on issues of countywide interest.

10:12 a.m.: The Board of Supervisors recessed.

10:19 a.m.: The Board of Supervisors reconvened.

PUBLIC WORKS

COUNTY SERVICE AREA NO. 6 – JONES VALLEY WATER

ELK TRAIL ANNEXATION

Public Works Director Pat Minturn reported on proposed grants and loans for the Elk Trail Annexation. County Service Area (CSA) No. 6 – Jones Valley serves 360 customers. Water is pumped out of Shasta Lake, treated, stored, and delivered to customers. The Elk Trail

neighborhood, approximately 200 parcels, is located south of Jones Valley. The Elk Trail parcels are primarily served by individual wells, some of which have a low yield.

As directed by the Board of Supervisors on June 23, 2009, staff submitted an annexation application to the Local Agency Formation Commission (LAFCO) for the proposed Elk Trail Annexation to CSA No. 6. LAFCO is waiting for the results of a new straw poll.

PACE Civil, Inc. has prepared a preliminary engineering report, which states their estimated cost for water lines, fire hydrants, storage tanks, and pumping and treatment improvements to the existing system for Elk Trail remains at \$10 million.

The straw poll provides two plans to be offered to participants. In Plan A, recipients would benefit from fire suppression and water service as CSA No. 6 customers. All parcels will be on Plan A unless they qualify and apply for Plan B. The estimated charge for annexation to the parcel will be \$70 to \$90 per month.

Plan B will be for parcels with a satisfactory existing well. The property owners would benefit from fire suppression, water supply availability, and groundwater recharge, and may later obtain water service by paying an upgrade fee.

Wendy Peet, Kathy Jalquin, and Mike Metlock spoke in opposition to the project.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors directed staff to proceed with a new straw poll to gauge support for the Elk Trail Annexation, with changes to the draft straw vote ballot to use the figure of \$70 to \$90 per month for Plan A.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled McCleskey v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a);
2. Confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c); 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.

10:59 a.m.: The Board of Supervisors recessed to Closed Session.

12:00 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 Chief Deputy Clerk of the Board Glenda Tracy.

REPORT OF CLOSED SESSION ACTIONS

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

12:00 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 28, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
 District No. 2 - Supervisor Moty
 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 - Valerie Ibarra

INVOCATION

Invocation was given by Pastor Pauline Bowen, Trinity United Methodist Church.

PLEDGE OF ALLEGIANCE

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

BOARD MATTERS

PROCLAMATION: NATIONAL NIGHT OUT

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates August 4, 2009 as National Night Out in Shasta County. Sheriff Tom Bosenko accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced that the items regarding submission of a Homeless Prevention and Rapid Re-Housing Program grant application and the agreement with Shasta County Young Men's Christian Association had been pulled for discussion.

**HOMELESS PREVENTION AND RAPID RE-HOUSING PROGRAM
 GRANT APPLICATION**

In response to a question by Supervisor Kehoe as to why seniors, veterans, and victims of domestic violence categories were not included in the application, Director of Housing and Community Action Programs Richard Kuhns, Psy.D. explained that this program is specifically for displaced employees who need immediate housing assistance; therefore, by checking single adults, men, women, and families on the application, this would encompass everyone and not

give priority to any one particular group. If all categories were included in the grant, then a ranking and ranking process is needed, which would prolong services.

Other housing programs available give preference to seniors, veterans, and victims of domestic violence.

AGREEMENT: SHASTA COUNTY YOUNG MEN'S CHRISTIAN ASSOCIATION
HEALTHY STUDENT INITIATIVE STAFF

In response to questions by Supervisor Kehoe, Director of Public Health Donnell Ewert stated the program evaluation will address these five key areas:

1. Are the students healthier?
2. Has student achievement improved?
3. Are parents, staff, administrators, and students more aware of nutrition and physical activity?
4. Is the school community taking steps to improve school environment for nutrition and physical activity?
5. In what ways has the environment changed?

During the recently completed year-long pilot program, standardized fitness testing was performed at all three schools to establish a baseline. Testing will continue annually and, at the end of the program, the goal is that fitness tests will have improved.

COUNTY CLAIMS LIST

By consensus, the Board of Supervisors directed Supervisors Moty and Kehoe to meet with the Auditor-Controller and County Counsel to discuss the feasibility of decreasing the number of claims on the Claims List.

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:

Adopted Resolution No. 2009-071, which recognizes the Behrens-Eaton House at 1520 West Street, Redding as a structure of historical interest and importance of the history, architecture, and culture of Shasta County. (Administrative Office)

(Resolution Book No. 50)

Approved and authorized the Chairman to sign the County Claims List totaling \$1,234.61 requiring special board action. (Auditor-Controller)

Approved a budget amendment in the Fleet Management budget to correct three budgeted appropriations in Services to the State-Controller-recommended account classification to record gasoline and fuel for central garage vehicles. (Auditor-Controller/Support Services-Fleet Management)

Approved the minutes of the meeting held on July 21, 2009, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the lease with Hirst Enterprises terminating the lease for office space at 2770 Pioneer Drive, Redding effective August 31, 2009. (HHS-A-Business and Support Services)

Adopted Resolution No. 2009-072, which approves submission of a Homeless Prevention and Rapid Re-Housing Program grant application in the amount of \$500,000 for 36 months; approves and authorizes the Director of Housing and Community Action Programs to sign the application and any additional documentation required for participation; and approves and authorizes the Chairman to sign a grant agreement if one is awarded. (Housing and Community Action Programs)

(Resolution Book No. 50)

Approved and authorized the Alcohol and Drug Program Administrator to sign and submit Applications for Drug/Medi-Cal Program Participation for Substance Abuse Clinics to the California Department of Alcohol and Drug Programs. (Mental Health-Alcohol and Drug Programs)

Adopted Resolution No. 2009-073, which designates authorized agents for the purpose of obtaining funding for the Homeland Security Grant Program for 2009. (Public Health)

(Resolution Book No. 50)

Approved and authorized the Chairman to sign a retroactive agreement in the amount of \$800,600 with the Shasta County Young Men's Christian Association (YMCA) for the County to provide a project coordinator and administrative support staff to oversee the Healthy Student Initiative for the period July 1, 2009 through June 30, 2015. (Public Health)

Approved a budget amendment increasing appropriations and revenues by \$7,000 in the Opportunity Center budget to purchase a bookletmaker machine. (Social Services-Opportunity Center)

For the Swede Creek Road at Swede Creek Bridge Widening Project, approved and authorized the Chairman to sign right-of-way contracts with the DeLello Family Trust (0.01 acres at \$1,000) and the Marc and Shannon Griffey Revocable Trust (0.06 acres at \$3,900); and accepted two easement deeds from these owners conveying parcels of project right of way. (Public Works)

For Tract Map No. 1917, White Oak Manor subdivision (east Millville area), for the White Oak Manor Permanent Road Division, adopted Resolution No. 2009-074, which forms the Division, adopted Resolution No. 2009-075, 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, and relinquished access rights, and approved and authorized the Chairman to sign an agreement with Kenning Properties, Inc. guaranteeing workmanship on Piedmont Court, and accept security for maintenance in the amount of \$16,300. (Public Works)

(Resolution Book No. 50)

Awarded to the low bidder, Tullis, Inc., on a unit-cost basis, the contract for construction on the 2009 Various Permanent Road Divisions in the amount of \$163,882. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

ASSESSOR-RECORDER'S 2009-2010 ANNUAL REPORT

Assessor-Recorder Leslie Morgan presented the 2009-10 Assessor-Recorder Annual Report, highlighting a 2.14 percent decrease in total taxable value, a 3.20 percent increase in exemptions, and a 2.45 percent decrease net taxable value from 2008-09.

AIRPORT ROAD AT SACRAMENTO RIVER BRIDGE REPLACEMENT PROJECT

Public Works Director Pat Minturn provided a status report of the Airport Road at Sacramento River Bridge Replacement Project, noting the concrete construction and post-tensioning is complete. Also included in the construction is a concrete approach on each side to ensure a smooth ride while entering the bridge. Due to good weather, the contractor is ahead of schedule.

GENERAL GOVERNMENTADMINISTRATIVE OFFICE/BOARD OF SUPERVISORSLEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Larry Lees presented an update on specific legislation of importance to Shasta County, including anticipated state budget cuts which will have a negative impact on Shasta County.

By consensus, the Board of Supervisors approved and authorized the Chairman to sign letters to Senator Dianne Feinstein, Senator Barbara Boxer, and Congressman Wally Herger requesting their support of the State Grants portion of the Safe & Drug-Free Schools & Communities Program at a minimum of the FY 2009 appropriated level of \$294.8 million in the FY 2010 Labor, Health and Human Services Education Appropriations Bill.

Supervisor Baugh recently attended the Northern Rural Training and Employment (NoRTEC) meeting.

Supervisors reported on issue of countywide interest.

ADMINISTRATIVE OFFICEPRESENTATION & AGREEMENT: SHASTA CASCADE WONDERLAND ASSOCIATION

Administrative Analyst Angela Richardson introduced Shasta Cascade Wonderland Association General Manager Bob Warren, who outlined the positive economic impact of travel in Shasta County, including \$365.2 million in travel spending and \$705,100 transient occupancy taxes (TOT) collected by Shasta County in 2008. Mr. Warren requested the Board of Supervisors approve \$28,000 in compensation for 2009, the same as in 2008, to continue marketing Shasta County tourism.

Ms. Richardson presented the staff report, highlighting that there is a projected 13 percent decrease in TOT to Shasta County, compared to Fiscal Year 2008-09.

In response to questions by Supervisor Kehoe, Ms. Richardson confirmed that, although the Northern California region of the Association consists of eight counties, only Shasta and Butte Counties contribute funding. The annual contribution from Butte County is \$2,000.

In response to a question by Supervisor Moty, Mr. Warren explained Modoc County receives no TOT tax, and Lassen and Butte Counties receive very little TOT; Plumas County funds a visitor's bureau which partners with the Association to attend travel shows; Siskiyou County contracts directly for tourism marketing; and the City of Redding contributes \$150,000. The Shasta Cascade Wonderland Association also provides the California Welcome Center in Anderson. Ms. Richardson also noted that Tehama County allocates funding to the Chamber of Commerce, but the Chamber has full funding discretion.

In response to a question by Supervisor Baugh, CAO Larry Lees stated that although tourism marketing is beneficial to Shasta County, he recommends not funding the program at this time due to the budget crisis.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors deferred the funding request for a renewal agreement with the Shasta Cascade Wonderland Association in the amount of \$14,000 to provide tourism marketing and promotional services for Fiscal Year 2009-10 until the mid-year budget analysis.

PUBLIC WORKS

AGREEMENT: NICHOLS, MELBURG & ROSSETTO ARCHITECTS SHASTA COUNTY JUVENILE REHABILITATION FACILITY ARCHITECTURAL DESIGN AND CONSTRUCTION REVIEW SERVICES

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Nichols, Melburg & Rossetto Architects to provide architectural design and construction review services for the new Shasta County Juvenile Rehabilitation Facility in an amount not to exceed \$1,436,500 from the date of signing through 30 days after filing a notice of completion of construction or December 13, 2012, whichever is earlier; and approved and authorized the Public Works Director to sign amendments to the agreement in an amount not to exceed 10 percent of the original value of the agreement.

SCHEDULED HEARINGS

HEALTH AND HUMAN SERVICES

HOUSING AND COMMUNITY ACTION PROGRAMS

CDBG PLANNING AND TECHNICAL ASSISTANCE GRANT APPLICATION

This was the time set to conduct a public hearing to consider approving a Community Development Block Grant (CDBG) Planning and Technical Assistance grant application. Director of Housing and Community Action Programs Dr. Richard Kuhns explained that the department received notification from that the State of California is discontinuing the program due to a lack of funding. 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.

SOCIAL SERVICES-OPPORTUNITY CENTER

CALIFORNIA DEPARTMENT OF TRANSPORTATION WHEELCHAIR-ACCESSIBLE VEHICLES GRANT FUNDS RESOLUTION NO. 2009-076

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 staff report and recommended approval of the application. 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 (Moty/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-076, 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. 50)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Snodgrass v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a); and
2. Confer with its counsel to discuss anticipated litigation, pursuant to Government Code section 54956.9, subdivision (b).

11:05 a.m.: The Board of Supervisors recessed to Closed Session.

11:35 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.

REPORT OF CLOSED SESSION ACTIONS

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

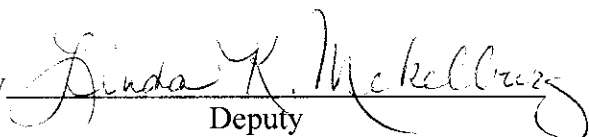
11:35 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 11, 2009

REGULAR MEETING

9:03 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

District No. 2 - Supervisor Moty - Absent

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Deputy Clerk of the Board - Valerie Ibarra
Agency Staff Services Analyst II - Megan Dorney

INVOCATION

Invocation was given by Supervisor Baugh.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Shasta County Fire Warden and CAL FIRE Shasta-Trinity Unit Chief Mike Chuchel updated the Board of Supervisors on current wildfires, including 40 fires within the County Fire/CAL FIRE jurisdiction, 70 fires within the Lassen-Modoc jurisdiction, 16 fires within the Shasta-Trinity National Forest jurisdiction, and 30 fires within the Lassen National Forest jurisdiction. CAL FIRE Deputy Chief and Incident Command Team 1 Commander Doug Wenham explained that of the 40 fires in Eastern Shasta County, 36 fires have been contained to small acreages.

Charles Alexander spoke regarding The Million Boat Float event, which is in opposition to the State of California's alternate conveyance system, a peripheral canal on the Delta.

BOARD MATTERS

AUGUST 2009 EMPLOYEE OF THE MONTH
SUPERVISING CHILD SUPPORT SPECIALIST MICHAEL BUTCHER
RESOLUTION NO. 2009-077

At the recommendation of Director of Child Support Services Terri Love and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-077, which recognizes Shasta County's August 2009 Employee of the Month.

(See Resolution Book No. 50)

PRESENTATION: THE BENEFITS OF CHILD SUPPORT
PROCLAMATION: CHILD SUPPORT AWARENESS MONTH

Director of Child Support Services Terri Love discussed the need for child support, the benefits to the child and both parents, and how the program creates revenue for Shasta County. Shasta County received \$324, 000 in reimbursement to the General Fund in Fiscal Year 2008-09.

By motion made, seconded (Hartman/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates August 2009 as Child Support Awareness Month in Shasta County.

PROCLAMATION: COMMUNITY HEALTH CENTER WEEK

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates August 9-15, 2009 as Community Health Center Week in Shasta County. Hill Country Health and Wellness Center Chief Executive Director and Shasta Consortium of Community Health Centers Representative Lynn Dorroh accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes stated the items regarding the Stillwater Properties, LLC lease and the National Association of City and County Health Officials grant application were pulled for discussion. Supervisor Baugh pulled the Record Searchlight agreement for discussion.

In response to questions by Supervisor Kehoe, Administrative Analyst Elaine Grossman explained each lease payment of \$7,500 is paid 60 days in advance four times a year rather than 12 times a year in order to save \$222 in interest. The amount saved does not include internal costs to departments in processing the claims for payment. Ms. Grossman agreed to research whether state and federal monies used to pay for this lease prohibit advance payments and to confirm whether Stillwater Properties, LLC is current on its property tax payments.

In response to questions by Supervisors, Director of Support Services Michelle Schafer said the County has reduced its advertising costs and utilizes other newspapers when applicable; however, the law requires that certain types of legal notices be published in certain types of newspapers, including the Record Searchlight. Ms. Schafer agreed to confirm whether Record Searchlight is current on its property tax payments.

In response to questions by Supervisor Kehoe, Director of Public Health Donnell Ewert confirmed the grant will not cover the cost of the program; however, if grant monies are awarded, the department will utilize less of its budget to fund the program. Entering the program

will expedite the accreditation program, which will save money over time. Since the State of California is not a reliable source of funding, the department is seeking funding available from other sources.

CONSENT CALENDAR

By motion made, seconded (Hartman/Baugh), and carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Kehoe voted no on the lease with Stillwater Properties, LLC as he does not agree with the advance rental payments):

Adopted Salary Resolution No. 1366, which deletes 132.5 full-time-equivalent vacant position allocations, adds a footnote to the classification of Chief of Psychiatry, adds a footnote to the classification of Senior Psychiatrist, and makes technical adjustments to the footnotes to various positions; and approved budget amendments to 34 cost centers with no net increase or decrease in appropriations or revenues. (Administrative Office)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign a lease with Stillwater Properties, LLC in the amount of \$0.36 per square foot (with \$0.01 per-square-foot annual increases) for 21,040 square feet of basement storage space at 1400, 1500, and 1550 California Street for the period October 1, 2009 through September 30, 2011, with two optional three-year extensions; approved and authorized the County Administrative Officer to sign a letter terminating the current lease with Ronald and Margaret Mygrant for basement storage at 1400 California Street; and approved and authorized the County Administrative Officer to sign a letter terminating the current lease with Ronald and Margaret Mygrant for basement storage at 1500 and 1550 California Street. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$12,471.17 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on July 28, 2009, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign a retroactive renewal agreement with the Record Searchlight to provide advertising for County departments at various agreed-upon rates effective July 1, 2009. (Support Services-Personnel)

Approved and authorized the Chairman to sign a contract with NorCal Center on Deafness in an amount not to exceed \$85,000 per fiscal year to provide interpreting services for the hearing impaired for a one-year period effective the date of signing, with two automatic one-year extensions. (Support Services-Personnel)

Approved submission of a grant application in the amount of \$27,280 for Public Health to participate in the National Association of City and County Health Officials beta testing of the National Public Health Department Accreditation Program from fall 2009 through December 2010; and approved and authorized the Chairman to sign a letter supporting Public Health's participation in the Program. (Public Health)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with Shasta County Office of Education increasing compensation by \$325,000 for the period July 1, 2009 through September 30, 2009 to provide CalWORKs Stage 1 childcare services. (Social Services)

Adopted Salary Resolution No. 1367, effective September 30, 2009, which extends the sunset date from September 30, 2009 to September 30, 2010 for one Deputy District Attorney I/II/III position. (District Attorney)

(See Salary Resolution Book)

On behalf of County Service Area No. 17 - Cottonwood Sewer, took the following actions to replace water treatment dosing controls at the Cottonwood Waste Water Treatment Plant: Approved a budget amendment increasing appropriations by \$150,000 in the Cottonwood Sewer Administration budget; approved a budget amendment increasing appropriations by \$150,000 in the Cottonwood Sewer Capital Improvement Administration budget; and authorized the use of fund balance for the increase in appropriations. (County Service Area No. 17 - Cottonwood Sewer)

Introduced and waived the reading of an ordinance which establishes a 20-mile-per-hour speed zone on all roads in the Silverthorn Summer Homes Tract. (Public Works)

For the Jail Painting 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 10, 2009 at 11:00 a.m. (Public Works)

Released the security guaranteeing maintenance of public improvements in the amount of \$8,500 for Tract Map No. 1935, Whitmore Village (Whitmore area). (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Groundwater Monitoring Wells and Gas Monitoring Wells Project and record it within 10 days of actual completion of the work. (Public Works)

Adopted Resolution No. 2009-078, which authorizes the County to recover its costs in the amount of \$56,585.93 to abate nuisance conditions on various parcels by means of special assessments and liens. (Resource Management-Building Division)

(See Resolution Book No. 50)

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: GOLDEN SPIKE MOVEMENT

Whiskeytown National Park Superintendent Jim Milestone provided an overview of the "Golden Spike Moment," which celebrates the new 5-mile Shasta-Trinity Trail, which completes the trail from the Sundial Bridge in Redding to the Trinity Alps Wilderness Area.

In response to a question by Supervisor Baugh, Mr. Milestone confirmed that existing and new users will be allowed to install infrastructure at the telecommunications site on Shasta Bally. The National Park Service (NPS) will not charge rent to government or non-profit organizations. However, for-profit organizations will be charged rates based upon an independent appraisal of fair-market rental rates.

PRESENTATION: HEALTHY SHASTA ACTION HEROES

Director of Public Health Donnell Ewert explained that childhood obesity continues to be an issue for Shasta County. The Healthy Shasta coalition was created to encourage healthy eating and physical activity. Healthy Shasta Coordinator Shellisa Moore introduced Kelly Ball

(Individual Adult); Carly Rosen (Individual Youth); City of Anderson (Organization); and Cub LEAN (Club/Group) as the four Action Hero Award winners.

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 and the Local Agency Formation Commission (LAFCO) meetings.

In response to a suggestion by Supervisor Kehoe, CAO Lees agreed to review an ordinance of the County of Los Angeles, which requires individuals and businesses entering into a contract with the County to certify that they have fulfilled their property tax obligations owing to the County of Los Angeles, for possible similar local enactment.

By consensus, the Board of Supervisors directed staff to begin the process of cancelling the September 1, 2009 meeting.

Supervisors reported on issues of countywide interest.

SCHEDULED HEARINGS

LAW AND JUSTICE

DISTRICT ATTORNEY

NON-PAPER DISCOVERY FEES REPEAL OF ORDINANCE NO. 638

This was the time set to conduct a public hearing to consider establishing fees for non-paper discovery fees provided to defense attorneys in criminal cases. District Attorney Gerry Benito 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 a question by Supervisor Kehoe, District Attorney Jerry Benito stated the law requires defense attorneys to request discovery through district attorneys so that both the defense and prosecution are provided the same information.

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 introduced and waived the reading of an ordinance which repeals Ordinance No. 638; and establishes fees for non-paper discovery provided to defense attorneys in criminal cases.

PUBLIC WORKS

ANNUAL PARCEL CHARGE REPORTS

PERMANENT ROAD DIVISIONS

RESOLUTION NO. 2009-079

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 2009-10. 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 open, at which time no one spoke for or against the proposal, and the hearing was closed.

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-079, 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 2009-10:

- | | | |
|--------------------------|--------------------------|------------------------------------|
| Aegean Way | Fullerton Way | River Hills Estates |
| Aiden Park | Holiday Acres Community | Robledo Road |
| Alpine Way | Honeybee Acres | Rocky Ledge Estates |
| Amber Lane | Intermountain Road | Rolland Country Estates |
| Amber Ridge | Jordan Manor | Santa Barbara Estates, Unit 1 |
| Amesbury Village | L & R Estates | Santa Barbara Estates, Unit 2 |
| Blackstone Estates | Lark Court | Santa Barbara Estates, Units 3 & 4 |
| 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 | Silver Saddle Estates |
| Cottonwood Creek Meadows | Manton Heights | Ski Way |
| Country Fields Estates | Manzanillo Orchard | Squaw Carpet Fire Access |
| Craig Lane | Marianas Way | Sterling Ranch |
| Crowley Creek Ranchettes | Millville Way | Stillwater Ranch |
| Deer Flat Road | Mountain Gate Meadows | Timber Ridge |
| Diamond Ridge Estates | Mule Mountain Parkway | Valparaiso Way |
| Dusty Oaks Trail | North Chapparal Drive | Vedder Road |
| East Stillwater Way | Old Stagecoach Road | Victoria Highlands Estates |
| Equestrian Estates | Palo Cedro Oaks | Village Green |
| Fore Way Lane | Ponder Way/Carriage Lane | Waterleaf Estates |
| Foxwood Estates | Ritts Mill Road | Wisteria Estates |
| | | Woggon Lane |

(See Resolution Book No. 50)

ANNUAL PARCEL CHARGE REPORTS

COUNTY SERVICE AREAS

RESOLUTION NO. 2009-080

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 2009-10. 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 (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-080, 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 2009-10:

- | | |
|--------------------------|------------------------------|
| 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. 50)

DELINQUENT FEES AND UNCOLLECTIBLE DEBTS
COUNTY SERVICE AREAS
RESOLUTION NO. 2009-081

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.

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 (Hartman/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-081, 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 2009-081; and approved a discharge of accountability for collection of unpaid water and sewer service accounts in the amount of \$1,532.10 that are uncollectible:

- | | |
|--------------------------|-------------------------|
| CSA No. 2 - Sugarloaf | CSA No. 17 - Cottonwood |
| CSA No. 6 - Jones Valley | |
- (See Resolution Book No. 50)

PUBLIC EASEMENT ABANDONMENT
CENTERVILLE AREA
RESOLUTION NO. 2009-082

This was the time set to conduct a public hearing and consider abandoning an easement located beyond the end of Lone Star Court in the Centerville 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.

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/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-082, which abandons the public interest in a portion of an undeveloped public easement located beyond the end of Lone Star Court, Centerville area.

(See Resolution Book No. 50)

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Closed Session was cancelled.

11:14 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, August 18, 2009

REGULAR MEETING

9:01 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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
Agency Staff Services Analyst II - Megan Dorney

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 Kehoe.

PUBLIC COMMENT PERIOD - OPEN TIME

Marily Woodhouse, Patricia Lawrence, Mauro Oilveira, and Bill Gilbert spoke in opposition to clear cutting in Shasta County.

Charles Alexander stated Assemblyman Jim Nielsen in a radio broadcast mistakenly referred to several pending bills by the wrong numbers.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced that the agreement with the U.S. Department of Agriculture was pulled for discussion.

In response to questions by Supervisor Kehoe, Agricultural Commissioner Mary Pfeiffer explained that the wildlife management services program will aid rural residents in managing wildlife issues, such as rabid skunks and coyote attacks, while ensuring wildlife safety is in compliance with state and federal laws.

CONSENT CALENDAR

By motion made, seconded (Hartman/Moty), and carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Moty abstained from voting on the minutes of the August 11, 2009 meeting as he was not in attendance; Supervisor Kehoe voted no on the canceling of the September 1, 2009 Board of Supervisors meeting):

Ratified the County Administrative Officer's signature on the agreements with CalFIRE in the amount of \$250 per day to use Tonkin Field Airport as a helicopter base during the SHU Lightning Incident for the period August 3, 2009 through June 30, 2010; and with the U.S. Forest Service in the amount of \$3,500 per day to use the Inter-Mountain Fairgrounds as a fire camp during the Hat Creek Complex fire from August 3, 2009 through the end of the incident. (Administrative Office)

Approved and authorized the Chairman to sign the response to the Final Report of the Fiscal Year 2008-09 Shasta County Grand Jury. (Administrative Office)

Approved and authorized the Chairman to sign an agreement with the U.S. Department of Agriculture to provide professional wildlife management services in Shasta County for five years from the date of signing. (Agricultural Commissioner)

Approved and authorized the Chairman to sign the County Claims List totaling \$1,300.00 requiring special board action. (Auditor-Controller)

Approved a budget amendment to correct A87 revenue to cost apply for County central service departments in accordance with generally accepted accounting principles. (Auditor-Controller)

Approved the minutes of the meeting held on August 11, 2009, as submitted. (Clerk of the Board)

Canceled the September 1, 2009 Board of Supervisors meeting. (Clerk of the Board)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with the Shasta County Office of Education to provide foster youth educational support services which extends the term of the agreement through two one-year automatic renewal periods to June 30, 2011; retains the annual cost of \$63,536 per fiscal year; approves and authorizes the Health and Human Services Agency Director, the Social Services Director, or their designee to sign minor amendments that do not cause an increase of more than 10 percent per fiscal year to the maximum compensation; makes minor adjustments to the reporting responsibilities of the Office of Education; and includes language allowing immediate changes to compensation if state and federal allocations are retroactively reduced upon budget passage. (Social Services)

Approved a budget amendment in the Castella Water Bond Sinking Fund Budget increasing appropriations by \$4,000 to close out the Bond Sinking Fund, to be offset by use of fund balance. (County Service Area No. 3 - Castella Water)

Approved budget amendments to transfer appropriations in the Land, Buildings and Improvements budget for three ongoing projects (the Jail Roof, the District Attorney remodel of the old Library, and the Balls Ferry Boat Ramp) with net decreases of \$270,619 to appropriations and \$214,007 to Transfers In, due to encumbrances from Fiscal Year 2008-09 rolled over to Fiscal Year 2009-10 for the District Attorney; increase appropriations by \$90,730 in the Jail budget; decrease appropriations by \$366,472 in the District Attorney budget; increase appropriations by \$5,123 in the Recreation & Parks budget; and transfer appropriations for a net of \$0 in the County Fire budget. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Additional Bay at Big Bend Fire Station and Additional Bay at Oak Run Fire Station Project and record it within 10 days of actual completion of the work. (Public Works)

Adopted Resolution No. 2009-083, which grants an extension of time on an agreement with Chae Moon to complete improvements for Tract Map No. 1926, Moon (west Redding area) by September 14, 2010; and approves and authorizes the Chairman to sign the agreement granting the extension. (Public Works)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign a renewal agreement with the Redding Area Bus Authority in an estimated annual amount of \$120,000 to operate the Burney Express for the period September 26, 2009 through September 25, 2014. (Public Works)

Adopted Resolution No. 2009-084, which elects to receive full payment of Secure Rural Schools and Self-Determination Act of 2008 funds for Fiscal Year 2009-10 and allocates 15 percent of the full payment amount for Title II and Title III (timber receipt funds) projects; increased appropriations using \$276,587 in fund balance carryover, \$220,608 in Fiscal Year 2009-10 estimated revenue, and \$1 from Fiscal Year 2009-10 earned interest; approved the use of \$261,245 from Fiscal Year 2008-09 fund balance carryover, \$15,342 from unobligated funds, \$1 from Fiscal Year 2009-10 earned interest, and \$220,608 from Fiscal Year 2009-10 estimated revenue to fund the projects; funded Title III projects totaling \$497,196; transferred \$110,000 to the County Fire budget to purchase a rescue vehicle; approved fixed asset purchases for the Sheriff's Boating and Safety Unit of a dive team air compressor in the amount of \$8,999, Carson cargo trailer for the air compressor in the amount of \$12,168, two thermal imager cameras in the amount of \$20,200, two Oceanid watercraft in the amount of \$10,717, and minor equipment and safety clothing in the amount of \$5,236; approved purchase by the Sheriff's Office of Emergency Services for minor equipment, computer software, a laptop computer, and safety clothing totaling \$14,869; approved reimbursement in the amount of \$54,615 to the McArthur Fire Protection District for a quick-response vehicle; authorized the Auditor-Controller to assign appropriate accounts to accommodate the acquisitions and transfers to various County departments; and approved and authorized the Chairman to sign an agreement with Western Shasta Resource Conservation District in an amount not to exceed \$260,392 from the date of signing through June 30, 2010 to update and develop community fuels reduction plans. (Public Works)

(See Resolution Book No. 50)

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 Redding Area Bus Authority (RABA) Board meeting.

Supervisors reported on issues of countywide interest.

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

QUARTERLY REPORT OF INVESTMENTS

Treasurer-Tax Collector Lori Scott presented the report, noting that the department continues to provide the report to the Board of Supervisors in a public format although Government Code Section 53646 does not require it.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors accepted the Quarterly Report of Investments for the period ending June 30, 2009.

LAW AND JUSTICE

DISTRICT ATTORNEY

**SEXUAL ASSAULT RESPONSE TEAM PROGRAM
BUDGET AMENDMENT**

District Attorney Jerry Benito presented the staff report, highlighting that throughout years of budget shortfalls and significant financial difficulties, the City of Redding, Prime Healthcare Services (PRIME), and Shasta County have maintained the Sexual Assault Response Team program.

Supervisor Moty made a motion to approve the budget amendment, and Supervisor Hartman seconded the motion. Under discussion, Supervisor Kehoe requested the motion be amended to include presentation of certificates in appreciation to the City of Redding and PRIME. Supervisor Moty amended the motion to include presentation of certificates to the City of Redding and PRIME, and Supervisor Hartman seconded the amended motion.

By motion made, seconded (Moty/Hartman), and unanimously carried, the Board of Supervisors approved a budget amendment in the Victim Witness budget decreasing appropriations in the amount of \$20,400 and increasing revenues in the amount of \$7,300 to reflect actual County cost of the ongoing Sexual Assault Response Team program; and the presentation of certificates to the City of Redding and Prime Healthcare Services in appreciation for their support of the program.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Anselmo and Seven Hills Land and Cattle Company, LLC v. Jensen, Mull and County of Shasta; Neal v. County of Shasta, Tom Bosenko, Chris McQuillan, Larry Fitch, Jeff Foster, Deputy Tippings, Deputy Berg; and Galea v. County of Shasta and Tom Bosenko, 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.

9:50 a.m.: The Board of Supervisors recessed to Closed Session.

10:35 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, 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 matters of Neal v. County of Shasta, Tom Bosenko, Chris McQuillan, Larry Fitch, Jeff Foster, Deputy Tippings, Deputy Berg and Galea v. County of Shasta and Tom Bosenko. There was no other reportable action.

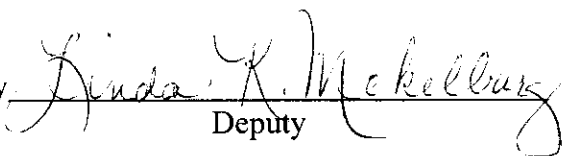
10:36 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 25, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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 - Valerie Ibarra

INVOCATION

Invocation was given by Pastor Pauline Bowen, Trinity United Methodist Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Imam Abu Bakr Salahuddin of the Islamic Center of Redding requested the Board of Supervisors adopt a proclamation to observe September 13, 2009 as "Fast For A Day" in Shasta County.

Local Water Stays Local (LWSL) President Dick Roman explained that their organization opposes the acquisition of water from the local aquifer for use as bottled water; there are currently two use permits pending which would allow the transport of 288,000 gallons per day from Shasta County to use for a bottled water project. The hydrologist hired by LWSL has found significant problems with the proposed project.

Pastor Pauline Bowen invited the public to the 150th anniversary celebration of the Trinity United Methodist Church in September.

BOARD MATTERS

SEPTEMBER 2009 EMPLOYEE OF THE MONTH
MECHANICAL CRAFTS WORKER II MARK DUZYK
RESOLUTION NO. 2009-085

At the recommendation of Public Works Director Patrick Minturn and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-085, which recognizes Mechanical Crafts Worker II Mark Duzyk as Shasta County's September 2009 Employee of the Month.

(See Resolution Book No. 50)

PROCLAMATION: ENERGY EFFICIENCY MONTH

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 2009 as Energy Efficiency Month in Shasta County. Flex Your Power Program Coordinator Lorna McLeod accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Kehoe pulled for discussion the item regarding the Burney Cemetery District annual audit. In response to a question from Supervisor Kehoe regarding the results of previous audits of the District, Auditor-Controller Connie Regnell confirmed that there have been no audit exceptions in past audits, nor have there been any adverse comments in management letters.

CONSENT CALENDAR

By motion made, seconded (Hartman/Moty), 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 \$936.00 requiring special board action. (Auditor-Controller)

Adopted a proclamation which designates September 6-13, 2009 as Childhood Cancer Awareness Week in Shasta County. (Board Matters)

Approved the minutes of the meeting held on August 18, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 678, which repeals Ordinance No. 638 and establishes fees for non-paper discovery, as introduced August 11, 2009. (Clerk of the Board)

(See General Ordinance Book)

Enacted Ordinance No. 408-207, which establishes a 20-mile-per-hour speed zone on all roads in the Silverthorn Summer Homes Tract, as introduced August 11, 2009. (Clerk of the Board).

(See Speed Restriction Ordinance Book)

Replaced the annual audit of the Burney Cemetery District with a financial review. (Clerk of the Board/Auditor-Controller)

Adopted Resolution No. 2009-086, which approves and authorizes the Chairman to sign an agreement with Caltrans to accept grant funding in an amount not to exceed \$50,000 to

purchase a small bus to provide Opportunity Center client transportation, approves and authorizes the Opportunity Center Manager to sign the Federal Fiscal Year 2009 Certifications and Assurances for Federal Transit Administration assistance programs, and authorizes the Auditor-Controller to establish a fixed asset account and make an advance payment of \$5,735 to cover the local match portion of the grant; and approved a budget amendment in the Opportunity Center budget increasing revenues by \$44,265, increasing appropriations by \$50,000, and using fund balance for the required local match of \$5,735. (Social Services)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign California Department of Veterans Affairs 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 2008-09. (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 2008-09. (Sheriff)

Approved and authorized the Chairman to sign a renewal agreement with the Shasta Union High School District in the amount of \$90,107 plus overtime costs to provide a Deputy Sheriff School Resource Officer assigned to the Foothill High School campus from the date of signing through June 3, 2010. (Sheriff)

Released the security guaranteeing maintenance of public improvements in the amount of \$48,800 for Tract Map No. 1943, Santa Barbara Estates, Units 3 and 4 (north Redding area). (Public Works)

On behalf of County Service Area No. 1 - County Fire Administration, accepted the donation of two Self-Contained Breathing Apparatus (SCBA) units from the Montgomery Creek Volunteer Fire Company. (County Service Area No. 1 - County Fire Administration)

REGULAR CALENDAR

GENERAL GOVERNMENT

PRESENTATION

PRESENTATION: NORTHERN VALLEY CATHOLIC SOCIAL SERVICE SECOND HOME PROJECT

Director of Mental Health Dr. Mark Montgomery introduced Northern Valley Catholic Social Service (NVCSS) Shasta County Director Cathy Wyatt, who gave a presentation regarding the NVCSS Second Home Project. The Project is a community settlement for people with mental health issues and their families; it supplies resources and support for them. The Second Home Project fosters the philosophy of wellness, recovery, and resilience.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

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

Supervisor Baugh recently attended a Regional Council of Rural Counties meeting.

Supervisor Kehoe read a letter of commendation from Shasta County resident Don Ferrell complimenting Department of Public Works employees Gary "Corky" Meadows and Ray Rogers and their road maintenance crew during some recent road work on Quartz Hill Road.

Supervisor Hartman recently attended a Fire Safe Council meeting.

Supervisors reported on issues of countywide interest.

PUBLIC WORKS

COUNTY SERVICE AREA NO. 6 - JONES VALLEY

PROPOSED ELK TRAIL ANNEXATION STRAW POLL RESULTS

In response to a question from Supervisor Kehoe, County Counsel Mike Ralston explained that there is no conflict of interest for Supervisors Kehoe and Baugh to vote on the Elk Trail annexation issue, given that they will also vote on the issue as members of the Local Agency Formation Commission (LAFCO) at a later date; decisions made at LAFCO meetings are separate decisions from those made at Board of Supervisors meetings.

Public Works Director Pat Minturn presented the staff report and recommended approval. Straw poll ballots were mailed to all property owners in the affected area. Approximately 80 percent of the property owners returned ballots; of those, approximately 80 percent voted "yes," choosing either the A-Plan (full services) or the B-Plan (no water service). The LAFCO application has been submitted; at LAFCO's request, the Bella Vista Water District has indicated they will provide a letter declining to serve the area and deferring to County Service Area No. 6 - Jones Valley.

Mr. Minturn reviewed the proposed timeline for the project, which includes the public notice phase, application to LAFCO, passage of Assembly Bill 1438 (Conway), obtaining of necessary permits from the federal government, and issuance of a Request For Proposal for engineering services.

In response to a question from Supervisor Kehoe regarding the possibility of assistance for low-income households in the area, Mr. Minturn noted that although the entire area is considered low income, there may be some programs available in the future through Community Development Block Grants. If the project moves forward, those who voted "no" on the straw poll must choose either the A-Plan or the B-Plan, after which they may cast either a "yes" or "no" vote.

Elk Trail Water Association President Paul Stout, Larry Buchanan, and Dan Tallerino supported the project and requested the Board of Supervisors continue to move forward without delay. Scott Vergers supported the project and noted that he is willing to pay what is needed on his two parcels. Bert Stead asked that the Board of Supervisors continue to support the project. Ron Girard supported the project, although he has his own well.

Kathy Jalquin opposed the project, asking the Board of Supervisors to split the project into three separate areas--Elk Trail West, Central, and East. Darla Baldwin asked that the eastern portion of Elk Trail be eliminated from the project. Patricia Whitlock opposed the project due to the expense involved to the residents. Wendy Peet opposed the project, explaining that she will need to sell her property as she will not be able to afford the payments and noting that residents who opt for the B-Plan will only have one-half of one vote in the final vote tally.

In response to questions by Supervisors, Mr. Minturn explained that the one-half vote is not a subjective decision by the Department of Public Works. By law, votes for or against parcel assessments are proportionate to the amount of the assessment. Since the assessment for those choosing the B-Plan is approximately 50-60 percent of the assessment for those choosing the A-Plan, B-Plan voters will only have approximately one-half of one vote.

Acting on behalf of County Service Area No. 6 - Jones Valley Water, by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding the proposed Elk Trail Annexation:

1. Received the Straw Poll results as follows:

YES (A-Plan):	123
YES (B-Plan):	3
NO RESPONSE:	38
NO:	32

2. Accepted the finalized annexation boundary as submitted; and

3. Directed staff to issue a Request For Proposals for engineering services.

10:55 a.m.: The Board of Supervisors recessed.

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

PUBLIC WORKS

LETTERS: LASSEN NATIONAL FOREST AND SHASTA-TRINITY NATIONAL FOREST
MOTORIZED TRAVEL MANAGEMENT
DRAFT ENVIRONMENTAL IMPACT STATEMENT

Public Works Director Pat Minturn presented the staff report and recommended approval of two letters expressing concerns regarding new restrictions for vehicles (both off-road and on) under the proposed Motorized Travel Management Draft Environmental Impact Statement (EIS) for both the Lassen National Forest and the Shasta-Trinity National Forest. Most off-highway vehicle (OHV) trails and some passenger roads will be closed to OHV's.

Supervisor Moty made a motion to approve and authorize the Chairman to sign the letters; Supervisor Kehoe seconded the motion. Under discussion, Supervisors expressed their disappointment with the U.S. Forest Service's lack of responsiveness to public comments (from both citizens and public agencies such as the California Highway Patrol) regarding the Draft EIS. There was no one present from the U.S. Forest Service to comment on the proposed letters. Supervisor Kehoe suggested amending the motion to include letters being sent to the Regional Forester and the Chief of the U.S. Forest Service. Supervisor Moty amended his motion to include the two letters, and Supervisor Kehoe seconded the amended motion.

By a unanimous vote, the Board of Supervisors approved and authorized the Chairman to sign letters to the Lassen National Forest Supervisor, the Shasta-Trinity National Forest Supervisor, the Regional Forester, and the Chief of the U.S. Forest Service for the Lassen National Forest Motorized Travel Management Draft Environmental Impact Statement and for the Shasta-Trinity National Forest Motorized Travel Management Draft Environmental Impact Statement.

RESOURCE MANAGEMENT

PRESENTATION: PARKS, TRAILS, AND OPEN SPACE PLAN

Resource Management Community Education Specialist Shiloe Braxton introduced Project Manager Ryan Mottau of Moore Iacofano Goltsman, who presented the Parks, Trails, and Open Space Plan. The purpose of the plan is to present a County-wide view of the resources and needs of Shasta County; to provide a “tool box” with policies, projects, and funding sources; and to present the potential of a County-Wide Parks, Trails, and Open Space Agency.

Policy recommendations included working with community partners to provide parks for unincorporated rural communities; creating a well-connected trail system that provides transportation and recreation benefits to the County and the region; and conserving important natural and scenic areas that provide wildlife habitat, cultural, and historical resources and significant views, as well as sensitive lands including wetlands and steep slopes.

Supervisor Baugh expressed his disappointment in the lack of widespread public participation in the plan development.

Supervisor Kehoe said that with the completion of the plan, the public will have expectations as to forward progress and accomplishments; however, there is a limited financial capacity to progress. Director of Resource Management Russ Mull explained that the Board of Supervisors may want to set priorities based on available funding for this and other special interest groups; the recommendations may also be implemented into any upcoming General Plan update. Supervisor Kehoe expressed interest in the Board of Supervisors conducting a workshop to chart future direction regarding the plan presented and in reintroducing the idea of recreational impact fees.

Supervisor Hartman noted that the plan is a good “first step,” although she understands that there is not enough funding for a parks and recreation department. She made a motion to accept the report; Supervisor Kehoe seconded the motion. In response to a question by Supervisor Moty, Mr. Mull explained that acceptance of the report acknowledges that the contract is complete.

Beatty and Associates Land Department Manager Len Lenstrand noted that there was poor public participation and requested that certain recommendations be stricken from the report, including the use of existing utility corridors and existing County roads for trail purposes. He asked the Board to not accept the plan but to resubmit it back to the author for consideration of the effects the plan would have on private property; the plan is insufficient as written and needs major modifications.

Recreation Outdoors Coalition Chairperson Sylvia Milligan opposed any infringement on private property and requested consideration for off-highway vehicles in the plan.

Happy Valley Park Committee Co-Chair Tom O’Mara supported acceptance of the plan.

In response to a question by Supervisor Kehoe, Mr. Mull confirmed that the contractor fulfilled the terms of the contract. Mr. Mull also noted that advertisements for public participation were placed in the newspaper as there was not sufficient funding for radio or television advertising.

By a unanimous vote, the Board of Supervisors accepted the Shasta County Parks, Trails, and Open Space Plan as submitted by Moore Iacofano Goltsman.

CLOSED SESSION ANNOUNCEMENT

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

- 1. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c); and
- 2. Confer with its counsel to discuss existing litigation entitled Anselmo and Seven Hills Land and Cattle Company, LLC v. Jensen, Mull and County of Shasta and entitled In the matter of C.P., pursuant to Government Code section 54956.9, subdivision (a).

12:17 p.m.: The Board of Supervisors recessed to Closed Session.

1:23 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 Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing and anticipated litigation. By a unanimous vote, the Board of Supervisors in the matter of C.P. authorized the representation of Shasta County to be handled by the Office of Legal Services for the Department of Health Care Services in conjunction with County Counsel. For the case of anticipated litigation, by a unanimous vote, the Board of Supervisors authorized the retention of Vandeventer Black LLP in conjunction with County Counsel to represent the interests of Shasta County in the Circuit City bankruptcy. No other reportable action was taken.


1:25 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, September 15, 2009

REGULAR MEETING

9:01 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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 - Valerie Ibarra

INVOCATION

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

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Mauro Oliviera spoke on behalf of citizens groups for clean air, stating that the California Department of Forestry violated California Environmental Quality Act (CEQA) requirements by approving timber harvest plans without analyzing greenhouse emissions.

Former Shasta County Volunteer Firefighter Chris Veal discussed the manner in which boating law relates to fire rescue boats and the boating safety officers' knowledge of the laws.

BOARD MATTERS**CERTIFICATES OF RECOGNITION**

The Board of Supervisors presented certificates of recognition to the City of Redding, Shasta Regional Medical Center, District Attorney Gerald Benito, and Shasta Women's Refuge Executive Director Maggie John, expressing appreciation for service and commitment to the Sexual Assault Response Team.

PROCLAMATION: CONSTITUTION WEEK

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 17-23, 2009 as Constitution Week in Shasta County. Daughters of the American Revolution representative Donna Ellis Chaplain accepted the proclamation.

PROCLAMATION: YOUTH PEER COURT MONTH

By motion made, seconded (Kehoe/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 2009 as Youth Peer Court Month in Shasta County. Dr. Charles Menoher accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced that the item regarding the Public Defender’s office space lease had been pulled for discussion.

In response to a question by Supervisor Baugh, Administrative Analyst Elaine Grossman explained that savings have been negotiated in the lease for office space at 1815 Yuba Street, Redding.

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 Hawes recused on the item regarding the SHASTEK Redevelopment Project Area due to personal property holdings and on the ordinance approving Zone Amendment No. 08-007, Richards due to a personal relationship with the applicants):

Elected to begin receiving pass-through funds from the SHASTEK Redevelopment Project Area commencing with the receipt of Fiscal Year 2009-10 tax increment funds in accordance with Health & Safety Code section 33607.5. (Administrative Office)

Approved and authorized the Chairman to sign an amendment to the Buckeye Redevelopment Project Area’s Project Formation and Administration agreement to allow for the participation jurisdictions to receive pass-through funding with the receipt of the Fiscal Year 2009-10 tax increment funds in accordance with Health & Safety Code section 33607.5. (Administrative Office)

Approved and authorized the Chairman to sign a lease with Robert and Dorothy Nutto in the amount of \$9,442.13 per month (\$1.25 per square foot) to lease 7,570 square feet of office space at 1815 Yuba Street, Redding for the period February 1, 2010 through July 31, 2012, with one 30-month optional extension, with annual rent increases during the option term of 2.5 percent. (Administrative Office/Public Defender)

Approved and authorized the Chairman to sign the County Claims List totaling \$12,338.60 requiring special board action. (Auditor-Controller)

Adopted Resolution No. 2009-087, which approves the Fiscal Year 2009-10 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. 50)

Accepted the annual report of cash shortage reimbursements in the amount of \$460.46 for Fiscal Year 2008-09. (Auditor-Controller)

Approved the minutes of the meeting held on August 25, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1995, which approves Zone Amendment No. 08-007, Richards (east Redding area), as introduced March 3, 2009. (Clerk of the Board)
(See Zoning Ordinance Book)

Appointed Jeffrey Gorder to the Shasta County Public Law Library Board of Trustees for a term to January 2010. (Clerk of the Board)

Appointed Katharine Ann Campbell (District 3) to the Public Health Advisory Board to fill an unexpired term to March 2010. (Clerk of the Board)

Reappointed Crystal Hatch to the Fall River Mills Fire Protection District Board of Directors in lieu of election to a term to December 2013. (Clerk of the Board)

Reappointed Alan Masden to the PSA Area 2 Agency on Aging Advisory Council for a term to expire September 2013. (Clerk of the Board)

Approved and authorized the Chairman to sign a retroactive agreement with the Shasta County Child Abuse Prevention Coordinating Council in the amount of \$224,997 for AmeriCorps workers to provide services within several Health and Human Services Agency programs for the period July 1, 2009 through July 31, 2010. (Health and Human Services Agency)

Adopted Resolution No. 2009-088, 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 \$389,556 and any subsequent amendments for the period July 1, 2009 through September 30, 2010 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; approved a budget amendment in the amount of \$298,840 increasing appropriations and revenue in the Community Action Agency budget; and approved a budget amendment in the amount of \$42,283 decreasing appropriations and revenue in the Housing Authority budget. (Housing and Community Action Programs)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign an amendment to the agreement with Vista Staffing Solutions, Inc. increasing maximum compensation by \$200,000 (for a new total not to exceed \$300,000) to provide additional staffing for temporary psychiatric services and retaining the term of July 1, 2009 through June 30, 2010. (Mental Health)

Approved and authorized the Chairman to sign an agreement with Sutter Health Sacramento Sierra Region d.b.a. Sutter Center for Psychiatry in an annual amount not to exceed \$10,000 to provide psychiatric inpatient hospital services to Shasta County residents from the date of signing through June 30, 2010, with two automatic one-year renewals; and adopted Resolution No. 2009-089, which designates Sutter Health Sacramento Sierra Region d.b.a. Sutter Center for Psychiatry as a facility to provide 72-hour treatment and evaluation and 14-day intensive treatment pursuant to the Lanterman-Petris-Short Act. (Mental Health)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign a retroactive agreement with the California Department of Public Health to receive an approximate amount of \$88,572 in expedited payment of supplemental funds to prepare for and respond to pandemic H1N1 influenza. (Public Health)

Approved and authorized the Chairman to sign a revenue agreement and other related agreement documents with the California Department of Forestry and Fire Protection (CAL FIRE) in an amount not to exceed \$133,926.90 (\$43,400.00 for Fiscal Year 2009-10, \$44,630.00 for Fiscal Year 2010-11, and \$45,896.90 for Fiscal Year 2011-12) for the Opportunity Center to provide janitorial services at two CAL FIRE facilities from the date of signing through June 30, 2012. (Social Services-Opportunity Center)

Adopted Salary Resolution No. 1368, which deletes one Legal Secretary position and adds one Legal Secretary/Supervisor position in the Public Defender's Office budget effective September 27, 2009. (Public Defender)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign a retroactive renewal agreement with Anderson Union High School, Cottonwood Union High School, Happy Valley Union High School, and Pacheco Union School Districts in the amount of \$83,585 (plus any overtime costs) to provide one Deputy Sheriff (School Resource Officer) on school campuses for the period August 17, 2009 through June 3, 2010. (Sheriff)

Approved and authorized the Chairman to sign an agreement with the Anderson Union High School District funded with Average Daily Attendance (ADA) and inmate welfare funds to provide an adult education program for inmates at the Main Jail from the date of signing through June 30, 2012, with two automatic one-year renewals. (Sheriff)

Adopted Salary Resolution No. 1369, effective January 1, 2010, which extends the sunset date from December 31, 2009 to December 31, 2012 for one Senior Planner position in the Public Works budget. (Public Works)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign an agreement with George and Christine McArthur to lease an aircraft hangar at the Fall River Mills Airport for a seven-month period from September 1, 2009 through March 31, 2010 in the amount of \$185 per month. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Asbestos Abatement 1855 Shasta Street Project effective September 7, 2009 and record it within 10 days of actual completion of work. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the 2009 Various Permanent Road Division Project and record it within 10 days of actual completion of work. (Public Works)

Approved a budget amendment increasing appropriations in the amount of \$3,000 in the Millville Way Permanent Road Division Administration budget, authorizing use of fund balance. (Public Works)

Adopted Resolution No. 2009-090, which approves and authorizes the Chairman to sign an agreement with the California Department of Forestry and Fire Protection (CAL FIRE) from the date of signing through August 31, 2010 to accept grant revenue in an amount not to exceed \$10,000 to purchase 110 sets of web gear to enable volunteer firefighters to carry mandated safety equipment. (County Fire)

(See Resolution Book No. 50)

REGULAR CALENDAR

PRESENTATIONS

**PRESENTATION: GOOD NEWS RESCUE MISSION
SHASTA COUNTY'S EMPLOYEES' FOOD DRIVE CONTRIBUTION**

Good News Rescue Mission Community Relations Director Ken White presented Shasta County's Employees with an award for contributing the most food during a drive in April and May 2009.

PRESENTATION: PANDEMIC H1N1 INFLUENZA VIRUS UPDATE

Director of Public Health Donnell Ewert discussed the pandemic H1N1 influenza, previously referred to as "swine flu." Groups at risk for hospitalization or death from H1N1 influenza are school-aged children, young adults, children under 5 years, pregnant women, and persons with chronic medical conditions. Good hygiene, infection control, and vaccines can reduce hospitalization and death. The first groups to receive the vaccination will be pregnant women, persons aged 6 months through 24 years, persons aged 25 years through 64 years at risk due to medical conditions, persons who live or care for infants under the age of 6 months, healthcare workers, and emergency medical services personnel.

**PRESENTATION: SHASTA COUNTY COORDINATING COUNCIL COMMITTEE
ON DEVELOPMENTAL DISABILITIES UPDATE**

Shasta County Coordinating Council Committee on Developmental Disabilities President Marcie Caldwell and Secretary Sara May provided an update of the activities, developments, challenges, and future planning of the Coordinating Council.

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 Open Space Subvention (Williamson) Act Funding cuts. By consensus, the Board of Supervisors directed CAO Lees to sign a letter to Governor Schwarzenegger urging restoration of Open Space Subvention Act funding (Section 9100-101-001) in the Fiscal Year 2010-11 State Budget.

CAO Lees stated Assemblyman Wally Herger requested Shasta County adopt a resolution supporting wildfire prevention. By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-091, which supports the California Catastrophic Wildfire Prevention and Community Protection Act.

(See Resolution Book No. 50)

Supervisor Kehoe recently attended the Mental Health Advisory Board meeting and a Local Agency Formation Commission (LAFCO) workshop.

Supervisor Hawes recently attended the Inter-Mountain Fair. Supervisor Hawes requested discussion at a future Board of Supervisors meeting regarding elimination of the ban on dredge mining in rivers at the state level.

Supervisors reported on issues of countywide interest.

10:12 a.m.: The Board of Supervisors recessed.

10:23 a.m.: The Board of Supervisors reconvened.

COUNTY COUNSEL

MEDICAL MARIJUANA DISPENSARIES MORATORIUM

County Administrative Officer Larry Lees noted that the request for a moratorium will allow the County time to review existing policies to assure they are adequate. County Counsel Mike Ralston explained that the requested urgency ordinance would impose a 45-day moratorium on medical marijuana dispensaries in the unincorporated areas of Shasta County, which would allow Resource Management time to obtain input from Public Health, the Sheriff's Office, and other counties. He confirmed that the proposed ordinance is not subject to the California Environmental Quality Act (CEQA) requirements.

Sheriff Tom Bosenko and District Attorney Gerald Benito spoke in support of the moratorium.

Shasta County Health Officer Dr. Andrew Deckert discussed the health effects experienced by marijuana users and provided examples of pain control alternatives.

Director of Resource Management Russ Mull stated that codes are already specifically designed to accommodate all new businesses. In response to questions by Supervisors, Mr. Mull explained that a business may not be opened without a use permit and confirmed the medical marijuana cooperative operating in Cottonwood did not apply for a use permit.

In response to questions by Supervisor Moty, Mr. Benito explained that it is against the law to sell or give away marijuana; however, marijuana collectives operate like a community farm where individuals share in the work and the product.

Chris Young and Chuck Tosh opposed the ordinance, stating the requested 45-day moratorium is a stalling tactic.

Trinity Gardens Collective representative Michael Vasquez noted that the facility opened in July 2009 as a nonprofit organization, and they act as an initiator of transactions between members. Patients are reimbursed for reasonable out-of-pocket expenses in exchange for their time and effort in creating the product; allocation is then made to other members in the collective. Only people that are part of the collective receive the product.

Supervisor Baugh made a motion to introduce, waive the reading of, and enact an urgency ordinance which imposes a 45-day moratorium on medical marijuana dispensaries in the unincorporated areas of Shasta County. Supervisor Hartman seconded the motion.

Supervisor Moty stated that there is little reason to support medicinal marijuana, and most people are using Proposition 215 as an excuse to avoid prosecution. However, Proposition 215 has been in place for more than 10 years, so a 45-day moratorium is not necessary. He supports the County meeting with the cities in Shasta County to assure the clarifications are all the same.

Supervisor Kehoe read from a report from the Attorney General's office that opined all marijuana dispensaries should generally be considered illegal, and he recommended the matter be returned to staff for further review.

Supervisor Hawes said that the products are grown by individuals who do not use the permit process to obtain the chemicals used to grow marijuana plants, creating a dangerous treatment which kills bugs and weeds.

Supervisor Baugh withdrew his motion.

Mr. Lees requested Resource Management provide input as to the need of additional or stronger language in the use permit requirements if the matter is to be returned to staff for clarification of guidelines.

Supervisor Hartman withdrew her second to the previous motion.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors directed this matter to be returned to staff for clarifying guidelines and the determination as to the need for additional language for the use permit process, with assistance from Resource Management and law enforcement.

11:40 a.m.: The Board of Supervisors recessed.

11:46 a.m.: The Board of Supervisors reconvened.

SUPPORT SERVICES-PURCHASING

RENTAL OF MULTI-FUNCTIONAL DEVICES AND MAINTENANCE SERVICES

Director of Support Services Michelle Schafer outlined the Request for Proposals (RFP) process and recommended approval of an agreement with Ray Morgan, Inc. to provide copy machines/multi-functional devices to Shasta County. The contract with Western Office Equipment had expired, and an RFP was issued. Six responses were received, and all had missing information. Letters were sent to the vendors explaining that each would be interviewed by a committee to provide clarification of the information contained in the proposal. After determining the top two choices, telephone calls were made to references (consisting of those provided by the vendor and Ms. Schafer's own contacts), and Ray Morgan, Inc. was selected.

In response to questions by Supervisors, Ms. Schafer identified the top two choices as Ray Morgan, Inc. and Carrel's Office Machines. After the selection of the successful bidder, vendors had ten days to submit an appeal. When appeals were received, the committee met with County Counsel to review the concerns raised. Senior Deputy County Counsel Jim Ross confirmed the County reserved the right in the RFP to accept the bid that was in the best interest of the County. The process used for the RFP, the selection of the successful vendor, and the consideration of the appeal to the RFP process did not exceed legal parameters. Ms. Schafer stated that a cost-saving analysis was performed by working with departments to determine current usage and anticipated future usage.

Craig Carrel of Carrel's Office Machines said his firm is currently the single largest copy vendor for the County. The RFP states the proposal price will include all federal, state, and local taxes, without later modification, and the contract states that the County will pay sales tax; the bid provided by Ray Morgan, Inc. did not include sales tax. Also, Ray Morgan, Inc. included extra copiers in their proposal that were not specified in the RFP. Mr. Carrel said that Carrel's Office Machines received the highest points total in the criteria rating; therefore, he requested the Board of Supervisors reject the proposed contract with Ray Morgan, Inc.

Dennis McGalliard of Western Business Products stated that he had suggested leasing equipment in the interview process and was told that was not an option.

Sal Lopez of Comtech Office Systems opposed the award of the contract to Ray Morgan, Inc., stating that the RFP bid process was flawed.

David Edwards, Esq., legal counsel for Carrel's Office Machines, stated that the proposals were to be received by March 30, 2009, and the responses were to be the "best and

final offer.” Carrel Office Machines submitted their best and final offer on a timely basis, yet Ray Morgan, Inc. failed to do so. He said that the RFP process was not followed by staff.

Chris Scarff of Ray Morgan, Inc. named several Shasta County businesses that are his clients. He said that nine out of ten times, there are protests to an RFP, and he believed the RFP process was done in a professional manner. In response to questions by Supervisor Baugh, Mr. Scarff stated he was not prepared to answer questions specific to his proposal as he did not have a copy with him.

In response to questions by Supervisor Moty, Ms. Schafer confirmed Ray Morgan, Inc. included sales tax in their proposal.

In response to questions by Supervisor Kehoe, Mr. Lees stated that if the RFP is reissued, the vendors would be at an unfair advantage as they are all privy to each previous proposal.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors directed staff to reissue the Request for Proposals for rentals of multi-functional devices and maintenance services of such devices to county departments.

SCHEDULED HEARINGS

HEALTH AND HUMAN SERVICES

PUBLIC HEALTH

PUBLIC HEALTH SERVICE REDUCTIONS

This was the time set to conduct a Beilenson public hearing to consider reducing services of the Public Health Department. Director of Public Health Donnell Ewert presented the staff report and recommended approval of the proposed reduction in services. The Notice of Hearing is on file with the Clerk of the Board.

In response to questions by Supervisors, Mr. Ewert confirmed that the Public Health Department has been trying to manage the negative impact of the State of California budget and will continue to help those affected to seek treatment and services elsewhere prior to the reduction of services.

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 (Moty/Baugh), and unanimously carried, the Board of Supervisors approved the following Public Health service reductions:

1. Human Immunodeficiency Virus (HIV) Testing:
 - Eliminate two weekly 3-hour HIV Counseling and Testing clinics at Shasta County Public Health (Breslauer Way)(66 percent reduction);
 - Eliminate one weekly 3-hour HIV Counseling and Testing clinic at Shasta County Public Health (Sacramento Street)(100 percent reduction);
 - Eliminate twice monthly 2-hour HIV Counseling and Testing services at the Main Jail (100 percent reduction);
 - Eliminate monthly 4-hour HIV Counseling and Testing services at Juvenile Hall (100 percent reduction);

- Eliminate weekly 4-hour HIV Counseling and Testing services at the Good News Rescue Mission (100 percent reduction); and
 - Reduce HIV Counseling and Testing services at Visions of the Cross Recovery to 2 hours monthly (65 percent reduction).
2. Hepatitis C Screening:
- Eliminate monthly Hepatitis C Screening services at Trinity House (100 percent reduction);
 - Eliminate monthly Hepatitis C Screening services at Empire Recovery Center (100 percent reduction);
 - Eliminate monthly Hepatitis C Screening services at Visions of the Cross Recovery (100 percent reduction);
 - Eliminate monthly Hepatitis C Screening services at Right Roads (100 percent reduction); and
 - Eliminate three weekly 3-hour Hepatitis C Screening services at Public Health (Breslauer Way)(100 percent reduction).
3. HIV Blood Testing:
- Eliminate all laboratory HIV blood specimen testing (100 percent reduction).
4. Dental Sealants:
- Eliminate dental sealant contract with Shasta Community Health Dental Center for dental sealants at Cypress, Juniper Academy, Happy Valley Primary, Shasta Lake, Shasta Meadows, Rother, and Verde Vale Elementary Schools (100 percent reduction).
5. Preschool Oral Health Education and Fluoride Supplementation:
- Eliminate classroom oral health education and daily fluoride supplementation for preschool age children at Anderson State, Buckeye State and School of the Arts, Castle Rock, Central Valley, Happy Valley, LIFE Center, Burney Home Away from Home, and Meadow Lane Preschools (100 percent reduction).
6. Elementary School Oral Health Education and Fluoride Supplementation:
- Eliminate classroom oral health education and daily fluoride supplementation for children at Cypress, Juniper Academy, Happy Valley Primary, Shasta Lake, Shasta Meadows, and Verde Vale Elementary Schools (100 percent reduction).

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Brummett v. Shasta County and Anderson v. Shasta County, pursuant to Government Code section 54956.9, subdivision (a); and

- 2. Consider a public employee appointment (Veterans Service Officer), pursuant to Government Code section 54957; and
- 3. Confer with its Real Property Negotiator County Administrative Officer Larry Lees and the Administrative Office of the Courts regarding 1500 Court Street, Redding, pursuant to Government Code section 54964.8; 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.

1:05 p.m.: The Board of Supervisors recessed.

1:09 p.m.: The Board of Supervisors reconvened.

1:11 p.m.: The Board of Supervisors recessed to Closed Session.

1:20 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 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 to discuss existing litigation, a public employee appointment, real property negotiations, and labor negotiations; however, no reportable action was taken.

1:20 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, September 22, 2009

REGULAR MEETING

9:03 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

- District No. 1 - Supervisor Kehoe
- District No. 2 - Supervisor Moty
- 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 - Valerie Ibarra

INVOCATION

Invocation was given by Paul Schmidt, Liberty Hill Christian Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Russ Wade discussed the benefits of maintaining a healthy lifestyle, including prevention of several obesity-related diseases.

Friends of Cow Creek Preserve representative Laura Carnley invited the Board of Supervisors and the public to the second annual Whitmore Community Picnic, which is a fundraiser for Kilarc Reservoir.

BOARD MATTERS

PROCLAMATION: MENTAL ILLNESS AWARENESS WEEK

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 4-10, 2009 as Mental Illness Awareness Week in Shasta County. National Alliance for the Mentally Ill Shasta County President Diana Clayton accepted the proclamation.

PROCLAMATION: NATIVE AMERICAN DAY

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 25, 2009 as Native American Day in Shasta County. Rod Lindsey and Anderson Union High School student Gilbert Serna accepted the proclamation.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes noted that the items regarding the letter to the State Personnel Board and the agreement with Prime Healthcare Services - Shasta, LLC had been pulled for discussion.

In response to questions from Supervisors, Support Services Director Michelle Schafer explained that, at a minimum, the switch from an interagency merit system to an approved local merit system will be cost neutral; however, the time required to fill vacant positions will decrease from 3-6 months to 1-2 months. Additionally, although seniority is calculated differently under the two systems, current employees will be "grandfathered" into the approved local merit system so they will not lose any seniority benefit for their years of service.

In response to questions from Supervisors, Public Health Director Donnell Ewert noted that the agreement with Prime Healthcare Services replaces a previous one with Shasta Regional Medical Center. The agreement allows the Public Health laboratory to process tests which would otherwise be sent out of the area, thus causing a delay in receiving lab results; a similar contract is in place with Mercy Medical Center. Although no billable services have been provided since the previous contract was terminated, due to Health Insurance Portability and Accountability Act concerns, County Counsel has recommended the agreement be made retroactive to November 1, 2008.

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:

Approved and authorized the Chairman to sign the County Claims List totaling \$7,794.00 requiring special board action. (Auditor-Controller)

Enacted Ordinance No. 378-1996, which approves Zone Amendment No. 08-008, Davis (west Cottonwood area), as introduced June 23, 2009. (Clerk of the Board)
(See Zoning Ordinance Book)

Appointed George Matthews to fill an unexpired term on the Burney Cemetery District Board of Directors to March 2010. (Clerk of the Board)

Approved and authorized the Chairman to sign a letter to the State Personnel Board requesting Shasta County's conversion from an interagency merit system to an approved local merit system. (Support Services/Health and Human Services Agency/Child Support Services)

Approved the following appointments in lieu of election, as listed on the County Clerk's certificate:

<u>Anderson-Cottonwood Irrigation District:</u>	J.D. Leitaker	term to 2013
	Brenda Haynes	term to 2013
<u>Burney Fire Protection District:</u>	Donna Caldwell	term to 2013

<u>Burney Water District:</u>	Valerie J. Dickinson	term to 2013
<u>Castella Fire Protection District:</u>	James P. Stambolis	term to 2013
	Shelly Wilson	term to 2013
	Eddie Cahill	term to 2011
<u>Centerville Community Services District:</u>	Eric Woodstrom	term to 2011
<u>Clear Creek Community Services District:</u>	Ronald E. Asher	term to 2013
	Johanna Trennery	term to 2013
	Doug Evans	term to 2011
<u>Cottonwood Fire Protection District:</u>	Mel "Sonny" Bramley	term to 2013
	Larry Ray Brower	term to 2013
	Art Parham, Jr.	term to 2013
<u>Fall River Mills Community Services Dist.:</u>	Barbara Briggs	term to 2013
	Margaret "Peggy" Bowker	term to 2011
	Sandra Jensen	term to 2011
<u>Fall River Mills Fire Protection District:</u>	Randy Scholl	term to 2013
<u>Happy Valley Fire Protection District:</u>	Richard E. Bassham	term to 2013
	Ken Ross	term to 2013
	Robert W. Wenham	term to 2013
	Larry Clark	term to 2011
<u>Igo-Ono Community Services District:</u>	Gil Spencer	term to 2013
	Vance Acker	term to 2011
<u>Millville Fire Protection District:</u>	Bob Buick	term to 2013
	John Arthur Kessinger	term to 2011
<u>Shasta Community Services District:</u>	Judy M. Smith	term to 2011
<u>Shasta Lake Fire Protection District:</u>	Lori L. Chapman-Sifers	term to 2013
	Theodore G. Chase	term to 2013

(County Clerk/Registrar of Voters)

Approved and authorized the Chairman to sign a retroactive agreement with Prime Healthcare Services - Shasta, LLC to pay Shasta County a per-specimen charge to provide public health laboratory testing services for the period November 1, 2008 through June 30, 2010, with two automatic one-year renewals. (Public Health)

Approved a budget amendment increasing revenues and expenditures in the amount of \$61,188 in the Public Health Emergency Preparedness budget to draw down unspent federal bioterrorism funds for the purchase of laboratory testing equipment to meet grant requirements to test for biological threat agents and also allow testing for the Pandemic H1N1 Influenza virus. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with ACC Environmental Consultants, Inc. increasing compensation by \$4,793 (for a new total not to exceed \$60,034) to provide additional hazardous materials abatement consulting services for the Old Library Remodel project. (Public Works)

Awarded to the low bidder, Tony Painting, Inc., on a lump-sum basis, the contract for the Jail Painting Project in the amount of \$124,500. (Public Works)

For Parcel Map No. 05-040A, Terri Lee Terrace Emergency Fire Escape Road (EFER) Permanent Road Division (northeast Redding area), received the petitions for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for November 10, 2009 at 9:00 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

**PRESENTATION: COMMUNITY VISION PROJECT
HAPPY VALLEY AND COTTONWOOD**

Healthy Eating Active Communities Collaborative representatives Mary O'Keeffe and Barbara Jackson presented the report *How Shall We Grow? Community Vision: Happy Valley and Cottonwood*, which is part of the Healthy Eating, Active Communities Initiative funded by the California Endowment. The report explores area residents' visions for their communities, which they would like incorporated into the General Plan.

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.

HEALTH AND HUMAN SERVICES

MENTAL HEALTH

**PRESENTATION: MENTAL HEALTH ADVISORY BOARD ANNUAL REPORT
MENTAL HEALTH BOARD APPOINTMENTS**

Director of Mental Health Dr. Mark Montgomery introduced Mental Health Advisory Board (MHAB) Chair Mary Rickert. Ms. Rickert introduced the members of the MHAB and then introduced Susan Wilson, who presented the Mental Health Advisory Board's Annual Report. The MHAB has fifteen members, four standing committees, and several ad hoc committees. In Fiscal Year 2009-10, the MHAB's focus will be on Board structure, training, and effectiveness; a possible merger with the Alcohol and Drug Advisory Board; training for board members in quality assurance and outcomes; and the Mental Health Services Act.

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors appointed Rusty Garren (consumer), Samuel Major (family), and David Honey (public interest) to the Mental Health Advisory Board to fill unexpired terms to January 2010.

PUBLIC HEALTH

**BLOOD-BORNE DISEASE PREVENTION PILOT PROJECT FINAL REPORT
CONTINUATION OF BLOOD-BORNE DISEASE PREVENTION PROGRAM
RESOLUTION NO. 2009-092**

County Health Officer Dr. Andrew Deckert presented the Blood-borne Disease Prevention Pilot Project final report. The pilot project was approved by the Board of Supervisors in September 2006. The pilot project had four components: a media campaign, a syringe exchange program, substance abuse treatment referral, and evaluation. Over the course of the program, more than 8,000 needles have been exchanged; needle sharing has decreased, as have problems with needle litter and solid waste.

Supervisors thanked the Public Health Department for their efforts and for the success of the program. Supervisor Hartman noted that although she applauded the hard work of the Department, she believes more in a no-tolerance attitude than a syringe-exchange program.

By motion made, seconded (Kehoe/Moty), and carried, the Board of Supervisors adopted Resolution No. 2009-092, which authorizes a permanent Blood-borne Disease Prevention Project, which includes a syringe-exchange component. Supervisor Hartman voted no as she does not agree with the syringe-exchange component of the program.

(See Resolution Book No. 50)

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

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

LAW AND JUSTICE

PROBATION

**AGREEMENT: SHASTA CHILDREN AND FAMILIES FIRST COMMISSION
YOUNG FATHERS CASELOAD PROGRAM**

Chief Probation Officer Brian Richart presented the staff report and recommended approval of the agreement, noting that the program targets men between the ages of 18 and 25 with children under age 5. In response to questions by Supervisors, Mr. Richart explained that another program targeting women was established approximately two years ago and has been successful. By motion made, seconded (Moty/Hartman), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a retroactive revenue grant contract with the Shasta Children and Families First Commission in an amount not to exceed \$246,881 for the Probation Department to provide services to the Young Fathers Caseload program for the period September 1, 2009 through June 30, 2012.

**AGREEMENT: ALLVEST INFORMATION SERVICES, INC. d.b.a. ASSESSMENTS.COM
WEB-BASED ADULT ASSESSMENT SOFTWARE PACKAGE**

At the recommendation of Chief Probation Officer Brian Richart and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Allvest Information Services, Inc. d.b.a. Assessments.com in amounts not to exceed \$175,200 the first year of the agreement and \$56,400 the second year to provide a web-based adult assessment software package, including licensing, maintenance, implementation consulting, and staff training for one year from the date of signing, with one automatic one-year renewal.

AGREEMENTS: SHASTA COUNTY OFFICE OF EDUCATION
PROBATION INTERVENTION SERVICES AT OASIS COMMUNITY
SCHOOL/EDUCATION RESOURCE CENTER

At the recommendation of Chief Probation Officer Brian Richart and by motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign renewal revenue agreements with the Shasta County Office of Education for probation intervention services at Oasis Community School/Educational Resource Center from the date of signing through June 30, 2010, with two optional one-year renewals in the amount of \$92,723.83 for Fiscal Year 2009-10 to provide one full-time Deputy Probation Officer; and in the amount of \$64,230.87 for Fiscal Year 2009-10 to provide one full-time Probation Assistant.

SCHEDULED HEARINGS

LAW AND JUSTICE

DISTRICT ATTORNEY

MISDEAMEANOR ALTERNATIVE ACCOUNTABILITY PROGRAM
PRE-COMPLAINT DIVERSION PROGRAM
DEFERRED ENTRY OF JUDGMENT PROGRAM
RESOLUTIONS NO. 2009-093 AND 2009-094

This was the time set to conduct a public hearing and consider the request to establish a revised fee schedule for the misdemeanor alternative accountability program and to allow fees for the pre-complaint diversion and deferred entry of judgment programs in the District Attorney's office. District Attorney Jerry Benito 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 matter, and the public hearing was closed.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors took the following actions:

1. Adopted Resolution No. 2009-093, which repeals Resolution No. 2004-160 and allows for the imposition of a fee to offset expenses for implementation of a pre-complaint diversion program;
2. Adopted Resolution No. 2009-094, which allows for the imposition of a fee to offset expenses for implementation of a deferred entry of judgment program; and
3. Introduced and waived the reading of an ordinance which repeals Ordinances No. 631 and 678 and establishes fees for enrollment in misdemeanor alternative accountability programs.

(See Resolution Book No. 50)

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 06-025
AZIZOLLAH BARZIN
MOUNTAIN GATE AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 06-025, Azizollah Barzin, which would rezone approximately 28.3 acres in the Mountain Gate area from an Unclassified (U) District to a Rural Residential (R-R) District and would relocate an Open Space (OS) District to more accurately reflect the alignment of the West Fork of Stillwater Creek. 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 adjacent property owner Phillip Grove requested a clarification on what is meant by the realignment of Stillwater Creek. Mr. Walker explained that the creek will not be realigned; only the boundaries of the Open Space District will be realigned. County Counsel Mike Ralston further clarified that only zoning lines will be changed, not property lines. No one else spoke for or against the project, and the public hearing was closed.

By motion made, seconded (Hartman/Baugh), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-025, Azizollah Barzin, Mountain Gate 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. 2009-037; and
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-037; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-025, as requested.

ZONE AMENDMENT NO. 09-001
AZIZOLLAH BARZIN
MOUNTAIN GATE AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 09-001, Azizollah Barzin, which would rezone approximately 11 acres in the Mountain Gate area from an Unclassified (U) District to a Rural Residential (R-R) 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 project, and the public hearing was closed.

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 09-001, Azizollah Barzin, Mountain Gate 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. 2009-039; and

2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-039; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 09-001, as requested.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Palmer and Palmieri v. Shasta County Social Services, pursuant to Government Code section 54956.9, subdivision (a); and
2. Confer with its Real Property Negotiator, County Administrative Officer Larry Lees, to negotiate price and terms with Mr. and Mrs. Horn regarding property located at 2650 Breslauer Way, Redding, pursuant to Government Code section 54964.8; and

CAO Lees noted that the agendaized Closed Session to discuss labor negotiations had been pulled.

11:51 a.m.: The Board of Supervisors recessed to Closed Session.

12:11 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

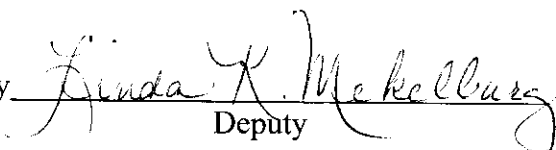
County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation and real property. In the matter of Palmer and Palmieri v. County of Shasta County Social Services, the Board of Supervisors by a unanimous vote referred the matter to the Law Offices of Gary Brickwood for the defense of Shasta County. No other reportable action was taken.

12:12 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 6, 2009

REGULAR MEETING

9:01 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
 District No. 2 - Supervisor Moty
 District No. 3 - Supervisor Hawes
 District No. 4 - Supervisor Hartman
 District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
 Senior Deputy County Counsel - James Ross
 Chief Deputy Clerk of the Board - Glenda Tracy
 Deputy Clerk of the Board - Valerie Ibarra

INVOCATION

Invocation was given by Pastor Pauline Bowen, Trinity United Methodist Church.

PLEDGE OF ALLEGIANCE

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

BOARD MATTERS

OCTOBER 2009 EMPLOYEE OF THE MONTH
SENIOR SOCIAL WORKER GAYLE MITCHELL
RESOLUTION NO. 2009-095

At the recommendation of Director of Social Services Jane Work and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-095, which recognizes Senior Social Worker Gayle Mitchell as Shasta County's October 2009 Employee of the Month.

(See Resolution Book No. 50)

PROCLAMATION: BREAST CANCER AWARENESS MONTH AND THINK PINK DAY

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2009 as Breast Cancer Awareness Month and October 15, 2009 as Think Pink Day in Shasta County. Nor-Cal Think Pink Breast Cancer Awareness Representative Connie Strohmayer accepted the proclamation.

PROCLAMATION: DOMESTIC VIOLENCE AWARENESS MONTH

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2009 as Domestic Violence Awareness Month in Shasta County. District Attorney Gerald Benito introduced Shasta Women's Refuge Executive Director Maggie John, who accepted the proclamation.

PROCLAMATION: CYBER SECURITY AWARENESS MONTH

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2009 as Cyber Security Awareness Month in Shasta County. Chief Technology Officer Charlie Haase accepted the proclamation and introduced IT Network Technician Russell Smith, whose assignment is to maintain Shasta County's cyber security.

GOVERNOR'S RECOGNITION: ASPHALT COWBOYS

Supervisor Moty introduced Senator Emeritus Maurice Johannessen who read a letter of recognition of the Asphalt Cowboys from Governor Arnold Schwarzenegger. Asphalt Cowboy Barry Wisehalster accepted the letter.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced that the items regarding the minutes of the September 15, 2009 meeting, the proposed amendment to Administrative Policy 1-101, and the agreement with Shasta County Regional Transportation Planning Agency were pulled for discussion.

Supervisor Moty requested a correction to page 193, paragraph 9 of the minutes of the September 15, 2009 meeting to read, "*Supervisor Moty stated that there is little reason to support medicinal marijuana, and most people are using Proposition 215 as an excuse to avoid prosecution. However, Proposition 215 has been in place for more than 10 years so a 45-day moratorium is not necessary. He supports the County meeting with the cities in Shasta County to assure the clarifications are all the same.*"

Supervisor Kehoe read Administrative Policy 1-101, Rule 5.h., *Supervisors' Reports*, which, in accordance with the Brown Act, specifies that supervisors' reports are limited to activities of county-wide significance. Discussion and consensus reaffirmed the provision of Policy 1-101, Rule 5.h.

In response to a question by Supervisor Kehoe, Director of Public Health Donnell Ewert outlined the evaluation goals for the Safe Routes to Schools project, including monitoring the increase of children who walk or ride their bicycles to school safely.

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 \$215.46 requiring special board action. (Auditor-Controller)

Approved and authorized the County Administrative Officer to sign a retroactive agreement with SunGard AvantGard LLC in the amount of \$4,040 to provide software support

services for the secured processing of checks through the Auditor-Controller's Office for the period August 20, 2009 through August 19, 2010. (Auditor-Controller)

Approved the minutes of the meetings held on September 15 and 22, 2009, as amended. (Clerk of the Board)

Enacted Ordinance No. 679, which repeals Ordinances No. 631 and 678; and establishes fees for enrollment in misdemeanor alternative accountability programs, as introduced September 22, 2009. (Clerk of the Board)

(See General Ordinance Book)

Adopted Policy Resolution No. 2009-04, which amends Administrative Policy 1-101, *Operation and Conduct of Business by the Board of Supervisors*, to change the order of business during meetings of the Board of Supervisors. (Clerk of the Board)

(See Policy Resolution Book)

Appointed Richard Myers (Youth), Steve Lucarelli (Drug/Community), Thomas Gibbons (Recovery Community), and James Montgomery (Recovery Community) to the Alcohol and Drug Advisory Board for terms expiring January 2010. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign an agreement with Telecare Corporation in an amount not to exceed \$75,000 per fiscal year to provide psychiatric inpatient hospital services from the date of signing through June 30, 2010, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign a retroactive agreement with the County of Marin in an amount not to exceed Shasta County's future calculated participation rate for Fiscal Years 2009-10 and 2010-11 for Marin County to act as the Local Government Agency Host Entity for the Medi-Cal Administrative Activities/Targeted Case Management programs for the period July 1, 2009 through June 30, 2011; and authorized the Auditor-Controller's office to pay claims associated with the agreement. (Public Health)

Approved and authorized the Chairman to sign a retroactive agreement with Shasta County Regional Transportation Planning Agency to pay Shasta County an amount not to exceed \$290,000 to provide Safe Routes to Schools non-infrastructure activities in Shasta County from May 8, 2009 through September 30, 2011; approved and authorized the Director of Public Health or his/her designee to sign future amendments to the agreement that result in a net change of no more than five percent of the total dollar value of the agreement and other minor, nonmonetary amendments; and authorized the Auditor-Controller to pay claims related to the agreement. (Public Health)

Approved and authorized the Chairman to sign an agreement with Caltrans in an amount not to exceed \$614,104.90 for the Opportunity Center to provide maintenance services at the O'Brien and Lakehead Safety Roadside Rest Areas for the period October 12, 2009 through October 11, 2012; and other related agreement documents. (Social Services-Opportunity Center)

Introduced and waived the reading of an ordinance which establishes a "No Parking" zone at the southerly end of Eagles Roost Road in the Pollard Flat area. (Public Works)

Introduced and waived the reading of an ordinance which establishes a 35-mile-per-hour speed zone on Brookdale Road. (Public Works)

Approved and authorized the Chairman to sign an agreement with Pacific Gas and Electric Company (PG&E) to reimburse Shasta County a proposed amount of \$3,552.50 to upgrade the heating, ventilation, and air conditioning (HVAC) unit in the Shasta County Administration Center; and adopted Resolution No. 2009-096, which approves and authorizes the Public Works Director to sign future Core Retro Commissioning Program incentive agreements and other related documents with PG&E. (Public Works)

(See Resolution Book No. 50)

For the Buzzard Roost Road at Cedar Creek Bridge Replacement Project (Round Mountain area), adopted Resolution No. 2009-097, which makes a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, subject to specific findings; approved and authorized the Chairman to sign right-of-way contracts with Murna Clements and Janice Simon (0.06 acres at \$2,200) and Linda and Gerald Nelson (0.48 acres at \$7,200); and accepted two easement deeds from these owners conveying parcels of project right of way. (Public Works)

(See Resolution Book No. 50)

Adopted Resolution No. 2009-098, which authorizes expenditures up to \$4,000 per year for educational, informational, and promotional items to be purchased by the County Fire Department; and authorizes the Auditor-Controller to pay claims associated with the expenditures. (County Fire)

(See Resolution Book No. 50)

REGULAR CALENDAR

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 a Regional Council of Rural Counties (RCRC) meeting and a Local Agency Formation Commission (LAFCO) meeting.

Supervisor Kehoe recently attended a LAFCO meeting.

Supervisor Hawes recently attended the Shasta County Economic Development Corporation Annual Meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

**AGREEMENT: CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT
AUTHORITY
FORMATION AND EXECUTION OF DELIVERY OF PROPOSITION 1A RECEIVABLE
SALE AGREEMENT
RESOLUTION NO. 2009-099**

County Fiscal Chief Bebe Palin recommended participation in the Proposition 1A Securitization Program, allowing Shasta County to sell the Proposition 1A Receivable, to the purchaser for a price equal to the amount of property tax borrowed by the State and provide cash proceeds in two equal installments. This would provide immediate cash relief and mitigates

impact of the 8 percent property tax withholding. This will keep local funds local, which will enable the immediate availability of funds.

In response to questions by Supervisor Kehoe, Ms. Palin stated that California Communities, a public authority, will be doing all of the bond work for approximately 770 agencies to securitize their receivables in a total of \$1.4 billion. From the bond proceeds, the County will be receive 100 percent of its Proposition 1A Receivable in two equal installments, at the same time the property tax borrowed by the State will be sent to the schools.

In response to questions by Supervisor Kehoe, County Administrative Officer Larry Lees stated that the joint powers agreement (JPA) would provide interest in an amount higher than a typical agreement, covering the cost plus additional funds for their work. This will prevent the County from having to loan \$3.5 million to the State with the uncertainty of the timeframe in which the State would have provided reimbursement.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-099, which approves the form of and authorizes the execution and delivery of a Purchase and Sale Agreement and related documents with respect to the sale of Shasta County's Proposition 1A receivable from the State of California; and directs and authorizes certain other actions in connection therewith.

(See Resolution Book No. 50)

SCHEDULED HEARINGS

HEALTH AND HUMAN SERVICES

PUBLIC HEALTH

PUBLIC HEALTH DEPARTMENT REVISED FEE SCHEDULE

This was the time set to conduct a public hearing to consider the request to revise the fee schedule of the Public Health Department. Director of Public Health Donnell Ewert presented the staff report and recommended approval of the fee schedule. The Notice of Hearing and the Affidavit of Publication are on file with the Clerk of the Board.

Director of Public Health Donnell Ewert discussed the methodology used to calculate the revised fees.

In response to questions by Supervisor Kehoe, Mr. Ewert replied that some individuals bring specific testing to the County instead of another agency because they may prefer having documentation from the County. The fee increase is comparable with the private sector. The schedule includes fees set at "Medi-Cal plus 50 percent" so the fee schedule remains current if and when Medi-Cal changes their rates. Although Public Health Department prefers that individuals see their physician for initial medical treatment, cost-effective services are offered for those who do not have a medical provider or do not have insurance. Public Health tracks communicable diseases.

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 (Moty/Hartman), and carried, the Board of Supervisors introduced and waived the reading of an ordinance which repeals Ordinance No. 636; and establishes a revised fee schedule for the Public Health Department which more accurately reflects the cost of providing services, current reimbursement and market rates, and services offered. Supervisor Kehoe voted no.

10:13 a.m.: The Board of Supervisors recessed.

10:20 a.m.: The Board of Supervisors reconvened.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer 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.

1:24 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Moty, Hartman, and Baugh, County Administrative Officer Larry Lees, Senior Deputy County Counsel James Ross, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS


Senior Deputy County Counsel James Ross reported that the Board of Supervisors met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

1:25 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 13, 2009

REGULAR MEETING

9:01 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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
Administrative Board Clerk - Valerie Ibarra

INVOCATION

Invocation was given by Pastor Don Pryor, Foothill Christian Center.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced the minutes of the October 6, 2009 meeting and the resolution allowing specialty purchases for clients in wraparound-style programs were pulled for discussion.

Supervisor Kehoe requested an addition to page 207, paragraph 6 of the minutes of the October 6, 2009 meeting to read, "Supervisor Kehoe read Administrative Policy 1-101, Rule 5.h., *Supervisors' Reports*, which, in accordance with the Brown Act, specifies that supervisors' reports are limited to activities of county-wide significance. *Discussion and consensus reaffirmed the provision of Policy 1-101, Rule 5.h.*"

In response to questions by Supervisor Kehoe, Director of Mental Health Dr. Mark Montgomery explained that the terminology "whatever it takes" in the board report was referring to an approach used to keep children out of group home placement and adult mental health clients out of institutional care. Flexible funding provides programs that have the availability to purchase services such as a bus pass, assistance on rent deposit, and funds to assist with clothing for employment. The appropriate coaching for the clients' mental health recovery is done by individuals who have also suffered the problem and have overcome it. The incentives for achieving specific educational goals includes use of the flexible funding to assist the continuance of an education.

In response to questions by Supervisor Kehoe, Director of Business and Support Services Leanne Link advised the expense for wraparound services for the youth last year was approximately \$130,000 beyond the placement costs. Dr. Montgomery agreed to provide the amount spent on specific items last year in this program to the members of the Board of Supervisors.

CONSENT CALENDAR

By motion made, seconded (Hartman/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 \$4,006.63 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on October 6, 2009, as amended. (Clerk of the Board)

Appointed Marie Blair to the Area II Developmental Disabilities Board for a term to expire January 2012. (Clerk of the Board)

Adopted Resolution No. 2009-100, which approves the Conflict of Interest Code for North Woods Discovery School. (Clerk of the Board)

(See Resolution Book No. 50)

Adopted Resolution No. 2009-101, which allows the Health and Human Services Agency Director, the Chief Probation Officer, or their designee(s) to make specialty purchases for clients in wraparound-style programs to avoid long-term institutional placement; and authorizes the establishment of an imprest checking account to expedite program expenditures. (Health and Human Services Agency-Business and Support Services Agency)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign an agreement with St. Helena Hospital in an amount not to exceed \$75,000 per fiscal year to provide psychiatric inpatient hospital services from the date of signing through June 30, 2010, with two automatic one-year renewals. (Mental Health)

Approved and authorized the Chairman to sign amendments increasing compensation and extending the terms from October 31, 2009 to June 30, 2010 to provide additional mandated mental health services for Medi-Cal eligible children to agreements with New Directions to Hope, increasing compensation by \$317,807 (for a new two-year total not to exceed \$953,420); with Northern Valley Catholic Social Service, Inc., increasing compensation by \$508,986 (for a new two-year total not to exceed \$1,526,956); with Remi Vista, Inc., increasing compensation by \$594,667 (for a new two-year total not to exceed \$1,584,000); with Victor Community Support Services, Inc., increasing compensation by \$1,045,908 (for a new two-year total not to exceed \$3,137,724); and with Victor Community Treatment Centers, Inc., increasing compensation by \$211,404 (for a new two-year total not to exceed \$634,212). (Mental Health)

Approved and authorized the Alcohol and Drug Program Administrator to sign and submit the Shasta County Offender Treatment Program Fiscal Year 2009-10 application in the amount of \$112,849 to provide drug assessment, referral, and treatment services to clients unable to pay for court-ordered treatment services. (Mental Health-Alcohol and Drug Programs)

Approved and authorized the Chairman to sign a renewal agreement with New Directions to Hope in an amount not to exceed \$150,572 to provide therapy treatment services to children through the Child Abuse Treatment program of the California Emergency Management Agency for the period October 1, 2009 through September 30, 2010, with two automatic one-year renewals. (District Attorney-Victim Witness)

Approved and authorized the Chairman to sign an agreement with Louis Owens in the amount of \$20 per month to lease a portable aircraft hangar space at the Fall River Mills Airport from the date of signing through December 31, 2012. (Public Works)

Adopted Resolution No. 2009-102, which accepts and consents to the recordation of access easements from Hatchet Ridge Wind, LLC and the affected land owners (Sierra Pacific Industries and Fruit Growers Supply Company) in compliance with Condition 32(e) of Use Permit No. 06-016, Hatchet Ridge Wind Project (Burney area). (Planning)
(See Resolution Book No. 50)

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 Advisory Board meeting.

Supervisor Baugh recently participated in a U.S. Forest Service teleconference regarding the travel management plan. Following discussion regarding the continued lack of response to public comment by the Shasta-Trinity National Forest Supervisor, by consensus, the Board of Supervisors directed staff to prepare a letter for the Chairman's signature to send to the Shasta-Trinity National Forest Supervisor to calendar a meeting with Forest Service Supervisor Sharon Haywood, the Forest Service Regional Forester, Supervisor Hawes, and Supervisor Baugh (as members of Resource Advisory Council). A copy of the correspondence will be sent to the Chief of the U.S. Forest Service.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

IGO-ONO COMMUNITY SERVICES DISTRICT BIENNIAL AUDIT

Chief Deputy Clerk of the Board Glenda Tracy presented the board report and recommended approval of the request.

In response to questions by Supervisor Kehoe, Igo-Ono Community Services District Secretary Lois Campbell confirmed that in past audits there have been no exceptions or concerns stated in any management letters.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors approved the request of the Igo-Ono Community Services District to replace the annual audit with a biennial audit in accordance with Government Code section 26909(b)(1).

WORKSHOP

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE

HIGH-VOLTAGE ELECTRICAL TRANSMISSION LINES REGULATION

In response to questions by Chairman Hawes, County Counsel Mike Ralston explained the County has little authority to control projects seeking high-voltage electrical transmission lines regulation since federal agencies have authority to override local jurisdiction. However, the proposed ordinance may have the potential to obligate the proponent to provide project details to the public.

In response to questions by Supervisor Moty, Mr. Ralston stated that an ordinance could be designed to allow timely notification to the area.

Senior Deputy County Counsel Rubin Cruse confirmed federal agencies do not have to comply with local zoning ordinances. A private entity; however, would have exclusive jurisdiction and would be required to work with local agencies. In response to a question by Supervisor Kehoe, Mr. Cruse stated that the relatively new Yolo County ordinance requires an applicant to apply for a use permit for a high voltage line, obtain approval from the Planning Commission, and then appeal to the Board of Supervisors, if necessary.

In response to questions by Supervisor Kehoe, Director of Resource Management Russ Mull said that passing an ordinance will do little to require the federal government to work with local jurisdictions.

Steven Kerns, Lisa Hannaway, Donna Caldwell, and Gary Cadd requested the Board of Supervisors adopt the ordinance to serve as notice that Shasta County insists inclusion in any of these project types.

Supervisor Moty supported the ordinance because, as a public official, he is receptive to public requests.

In response to a question by Supervisor Kehoe, Mr. Ralston confirmed that if Transmission Agency of Northern California (TANC) submitted a use permit application, an ordinance would set project requirements and statutes.

Supervisor Kehoe requested that, should the Board of Supervisors direct staff to present a draft ordinance at a future meeting, a representative of the City of Redding and a member of TANC be invited to comment on the proposed ordinance.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors directed staff to prepare an ordinance to regulate the development of high-voltage electrical transmission lines in Shasta County. Mr. Ralston confirmed that his staff would be able to return to the Board of Supervisors within one month.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Anselmo and Seven Hills Land and Cattle Company, LLC v. Jensen, Mull and County of Shasta, 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.

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

11:26 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 to discuss existing litigation, as well as labor negotiations; however, no reportable action was taken.

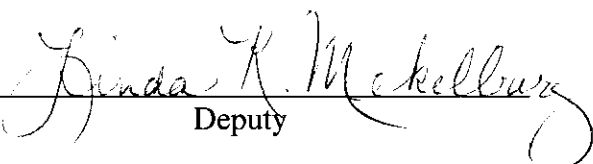
11:26 a.m.: The Board of Supervisors adjourned.



 Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
 Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 20, 2009

REGULAR MEETING

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

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Administrative Board Clerk - Linda Mekelburg
Administrative Board Clerk - Valerie Ibarra

INVOCATION

Invocation was given by Pastor Paul Shrum, Grace Fellowship Foursquare Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Mike Quinn notified the Board of Supervisors of an upcoming meeting where the Department of Fish and Game will present a draft report on hatcheries and stocking of lakes, and he encouraged the Board of Supervisors to become involved with this issue. By consensus, the Board of Supervisors directed staff to provide a staff report containing background on the subject.

REGULAR CALENDAR

**PRESENTATION: SHASTA WOMEN'S REFUGE
CERTIFICATE OF RECOGNITION**

Director of Public Health Donnell Ewert introduced Shasta Women's Refuge Executive Director Maggie John, who presented an update on the history and accomplishments of the Shasta Women's Refuge since its creation in 1979.

The Board of Supervisors presented Shasta Women's Refuge with a Certificate of Recognition for 30 years of service to victims of domestic violence and sexual assault in Shasta County. Ms. John accepted the Certificate on behalf of Shasta Women's Refuge.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign a purchase and sale of easement contract with Michael and Linda Horn in the amount of \$23,800 to grant a permanent floating easement on property located on Breslauer Way; and approved and authorized the County Administrative Officer to sign amendments to formalize future easement alignments. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$120.39 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on October 13, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 462-117, which establishes a "No Parking" zone at the southerly end of Eagles Roost Road in the Pollard Flat area, as introduced October 6, 2009. (Clerk of the Board)

(See No Parking Zone Ordinance Book)

Enacted Ordinance No. 408-208, which establishes a 35-mile-per-hour speed zone on Brookdale Road, as introduced October 6, 2009. (Clerk of the Board)

(See Speed Restriction Zone Ordinance Book)

Enacted Ordinance No. 680, which repeals Ordinance No. 636 and establishes a revised fee schedule for the Public Health Department which more accurately reflects the cost of providing services, current reimbursement and market rates, and services offered, as introduced October 6, 2009. (Clerk of the Board)

(See General Ordinance Book)

Adopted Resolution No. 2009-103, which finds that approval of a lease with Sierra Sacramento Valley Emergency Medical Services Agency is in the best interest of Shasta County's social needs, in accordance with Government Code §26227; approved and authorized the Chairman to sign a lease with Sierra Sacramento Valley Emergency Medical Services Agency to pay Shasta County \$86.40 per month for approximately 108 square feet of office space (\$0.80/square foot) at 2650 Breslauer Way, Redding for the period November 1, 2009 through June 30, 2010, with two optional one-year extensions; designated Health and Human Services Agency-Public Health as the agency to administer the lease; and designated Health and Human Services Agency-Business and Support Services as the agency to collect the rent for the lease. (Health and Human Services Agency)

(See Resolution Book No. 50)

Approved submission of a California Department of Social Services funding application in the amount of \$126,334 for Fiscal Year 2009-10 to apply for state and federal funding for In-Home Supportive Services fraud prevention activities; and approved and authorized the Chairman to sign the County Response Cover Page. (In-Home Supportive Services)

Approved the appointment of Michelle A. Sager, M.D. at Step 'F' of the Senior Psychiatrist classification. (Mental Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the Shasta County Office of Education increasing compensation by \$1,642,000 (for a new maximum of \$4,078,184) to provide additional Stage I Childcare services to CalWORKs participants and extending the term for nine months to June 30, 2010. (Social Services)

Approved and authorized the Chairman to sign a renewal agreement with Legal Research Associates in an annual amount not to exceed \$35,000 to provide legal research materials and services to jail inmates from the date of signing through October 19, 2012, with two automatic one-year renewals. (Sheriff)

Approved a budget amendment increasing appropriations and revenues by \$75,000 in the Sheriff's budget in order to remit to the City of Redding its first-year payment under the 2009 Recovery Act Edward Byrne Memorial Justice Assistance Grant. (Sheriff)

Accepted additional funding in the amount of \$228,200 from the Central Valley High Intensity Drug Trafficking Area (HIDTA) for drug suppression program activities, including the Domestic Highway Enforcement program; approved a budget amendment increasing revenue and appropriations by \$190,367 in the Sheriff's Office Marijuana Eradication Program budget; approved the purchase of the following fixed assets: one mobile radio in the amount of \$4,775, one mobile data control device in the amount of \$6,200, one mobile radar device in the amount of \$3,700, and two global positioning system trackers in the amount of \$12,400; and authorized the Auditor-Controller to pay claims for expenses related to the budget amendment. (Sheriff)

Approved a budget amendment increasing appropriations by \$12,272 in the Sheriff's Cal-MMET budget to remit prior year federal and state asset forfeiture revenues to the District Attorneys in Butte and Tehama Counties, to be offset with the use of designated asset forfeiture fund balances. (Sheriff)

Awarded to the low bidder, Kelly Construction Company, on a lump-sum basis, the contract for construction of the garage addition at the Bella Vista Fire Station in the amount of \$89,900. (Public Works)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Palo Cedro Fire Station Metal Building and record it within 10 days of actual completion of work. (Public Works)

Approved and authorized the Chairman to sign an agreement with Waste Recovery West, Inc. in an amount not to exceed \$100,000 to assist the County in conducting waste tire collection events from the date of signing through June 30, 2010, with two automatic one-year renewals. (Resource Management-Community Education Section)

COMMENT ON CONSENT CALENDAR

Chairman Hawes announced that there was a correction to the staff report for the Cal-MMET budget amendment which does not affect the Board of Supervisors' action on the item; the amount of previously earned Federal asset forfeiture revenue payable to other counties is \$5,599, rather than the \$5,811 listed in the report.

REGULAR CALENDAR, CONTINUED

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 Senate Bill 67 (Committee on Budget and Fiscal Review), *Property Tax Revenues: Proposition 1A Receivables*, which was approved by Governor Schwarzenegger on October 19, 2009.

CAO Lees noted that a request has been received from the Bureau of Land Management for a letter of support for two Western Shasta Resource Conservation District projects. By consensus, the Board of Supervisors approved and authorized the Chairman to sign a letter to the Bureau of Land Management supporting the use of American Recovery and Reinvestment Act funds for two Western Shasta Resource Conservation District projects on Lower Clear Creek.

Supervisor Kehoe recently attended a Redding Area Bus Authority meeting.

Supervisors reported on issues of countywide interest.

HEALTH AND HUMAN SERVICES

HEALTH AND HUMAN SERVICES AGENCY

FORMAL ESTABLISHMENT OF HEALTH AND HUMAN SERVICES AGENCY/CONSOLIDATION OF SOCIAL SERVICES AND PUBLIC GUARDIAN JOB DESCRIPTION REVISIONS

Health and Human Services Agency (HHS) Director Marta McKenzie provided an update on the progress of the integration of Mental Health, Public Health, and Social Services into the Health and Human Services Agency. Several models were considered; a potential "sphere" model was developed which was similar to Placer, Mendocino, and Humboldt County agencies. Staff and community forums were held to gather additional input on the proposed model before it was put into place. Accomplishments include:

1. Integration of Alcohol and Drug programs into Mental Health services;
2. Integration of Alcohol and Drug prevention services into Public Health to join tobacco prevention services;
3. Preventing Violence through Education, Networking and Technical Assistance (PREVENT) Institute training to develop cross-agency and community strategies to prevent child maltreatment;
4. Filed a "Linkages" plan to allow co-management of CalWORKs and child welfare cases;
5. Adopted a joint release-of-information form to aid clients in accessing a variety of HHS services;
6. Launched an HHS website for the public and an HHS newsletter for staff;
7. Centralized administrative service functions and co-located staff, improving efficiency, minimizing duplication, and saving lease costs over time;
8. Co-located Adult Social Services with Mental Health, saving lease costs and allowing increased service integration and coordination;
9. Jointly seeing WIC/CalWORKs/Medi-Cal clients in the Anderson office;
10. Mental Health medication support services offered in the Anderson office.

Future plans include:

1. Implementation of a web-based C-IV (automated welfare system) for more accessible and efficient eligibility services;

2. Expand and place eligibility services where clients receive other services or closer to high-need areas;
3. Outstation some Children's Services staff to better integrate with schools and neighborhoods;
4. Centralize agency-wide disaster and emergency preparedness and planning functions;
5. Complete approved local merit system conversion to allow easier movement of staff within HHSA and eliminate duplicate classifications;
6. Consider new or changed budgets for "spheres";
7. Provide up-front assessment and supportive services for families to lessen abuse or neglect and out-of-home placement
8. Implement joint case management between child welfare and CalWORKs cases
9. Integrate HHSA services in existing space;
10. Replace existing leases to better serve clients outside of downtown Redding or Burney area.

Supervisors complimented Ms. McKenzie on the successful integration of several departments into the Health and Human Services Agency.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which formally establishes the HHSA and consolidates the offices of the Director of Social Services and the Public Guardian with the position of HHSA Director; and made adjustments to the classification specifications for the HHSA Director and the Director of Mental Health Services to facilitate the performance of delegated job duties within the HHSA.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 06-037

MARY JUSTICE

CENTERVILLE AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 06-037, Mary Justice, which would rezone approximately 51.5 acres in the Centerville area from an Unclassified, Mineral Resource Buffer (U-MRB) District to a Limited Residential, minimum lot area as shown by final map, Mineral Resource Buffer (R-L-BSM-MRB) 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.

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 (Moty/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-037, Mary Justice, Centerville 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. 2009-046; and
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-046; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-037, as requested.

CLOSED SESSION ANNOUNCEMENT

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

1. Conduct its annual review of pending civil cases, pursuant to Government Code section 54956.9, subdivision (a), as follows:
 1. Aldrich, Anthony v. County of Shasta
 2. Anderson, Joshua v. Shasta County Main Jail
 3. Anselmo, Seven Hills Land v. Jensen, Mull, County of Shasta
 4. Bowman, Jaime Lee v. Shasta County Public Works
 5. Brummett, Melvin v. Teske, Clair, et al.
 6. Burns, Dwayne v. County of Shasta, Prison Health Services, et al.
 7. Burns, Dwayne v. USAG, City of Redding, Tom Bosenko
 8. Citizens for a Healthy Environment v. County of Shasta, Tullis, et al.
 9. Coleman/Plata Intervenor
 10. County of Shasta v. Swendiman
 11. DeLarge, Kim and Georgia v. Shasta County Assessor
 12. Denney, Philip v. DEA, County of Shasta
 13. Douglas, Shirley v. Shasta County Sheriffs Thompson and Nelson
 14. Foland, David C. and Sally v. DCSS
 15. Gardner, Joyce v. County of Shasta
 16. Green, Joyce Lynn v. County of Shasta
 17. King, Catherine v. Saxon Mtg. and Shasta County Recorder
 18. Maes, Christopher v. Jorgenson, Bonnie, et al.
 19. McDaniel, Donald v. Woods, John
 20. Morin, Patricia v. County of Shasta, Tom Bosenko, and J. Ruiz
 21. Phipps, Greg v. County of Shasta
 22. Pinkston, Kenneth v. State of California, County of Shasta, City of Redding, and City of Anderson
 23. Pirritano, Denise R. v. City of Redding, County of Shasta, et al.
 24. Redd, Evelyn K. v. RABA, County of Shasta, et al.
 25. Santos, Timothy v. Shasta County Sheriff's Department
 26. Simonis, Moore, Lovett v. Matrini, Fitch, Clements, et al.
 27. Snodgrass, Wade v. Shasta County Dept. of Corrections
 28. State of California v. Infineon Technologies
 29. Thompsen, Roy v. Shasta County, Jim Blalock
 30. Toroni, Paul v. HSBC Bank, Tom Bosenko, et al.
 31. Yeadon, Dale Leroy v. City of Redding, County of Shasta, et al.
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.

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

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

1:32 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Administrative Board Clerks Linda Mekelburg and Valerie Ibarra 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. By a unanimous vote, the Board of Supervisors referred the case of Aldrich v. County of Shasta to the law offices of Gary Brickwood for the defense of the County defendants. No other reportable action was taken.

PRESENTATION

UNDERAGE DRINKING

Shasta County Chemical People Director Betty Cunningham introduced area high school students Kendall Kaplan, Kaylee Schroeder, Rebecca Flaig, and Megan Calzie, who presented petitions supporting action to reduce teen access to alcohol signed by 244 minors and 305 adults. They also gave a presentation providing information on the effects of drinking on the body.

WORKSHOP

HEALTH AND HUMAN SERVICES/LAW AND JUSTICE

PUBLIC HEALTH/DISTRICT ATTORNEY

SOCIAL HOST ORDINANCE

Public Health Director Donnell Ewert introduced Public Health Officer Dr. Andrew Deckert, who discussed the health and social consequences of underage drinking. Alcohol is the drug of choice for youth, and it has both immediate effects (e.g., car crashes, falls, social and domestic violence) and long-term effects (e.g., neurological problems, dementia in later life, abnormal heart rhythm, anxiety, unemployment, serious family problems). In young people, alcohol can cause severe damage to the still-developing prefrontal cortex--which is responsible for good judgment, planning, decision making, and impulse control--and hippocampus--which handles many types of memory and learning. Shasta County's rates for alcohol are higher than the state average in all areas (e.g., binge drinking, alcohol arrests) and at all ages.

Research has not shown that individually focused prevention strategies, such as education, are effective. An environmental approach examines community norms and practices and tries to change those norms. The largest environmental factor in Shasta County in underage

drinking is underage house parties. These have become the main focus of a proposed social host ordinance.

Mr. Ewert provided the history and process for the proposed ordinance, which has been in development for several years; he noted that 9 counties and 51 cities have already adopted social host ordinances. Shasta County began work on its proposed ordinance in 2007.

District Attorney Jerry Benito explained that the proposed ordinance defines a “loud and unruly gathering” and groups of responsibility. Groups of responsibility include occupants staying or living at the location, owners, tenants, or those throwing the party; it specifically excludes landowners who are nonresident landlords, owners of vacant land, and landowners/occupants where a loud and unruly gathering occurs more than 100 yards from a habitable building.

The proposed ordinance deals with three areas of accountability:

1. Criminal Liability applies when a resident or landlord knowingly allows a loud and unruly gathering; the authority to prosecute violators already exists within state law.
2. Response Cost Recovery allows recovery of costs when emergency personnel respond to a loud and unruly gathering and is applicable only when the conduct occurs within 12 months after a written warning letter is provided; bona fide medical emergencies are exempted.
3. Civil Liability is created using the concept of strict liability; all persons connected with the gathering or the property would potentially be liable. Fines are increased if repeat offenses occur within a 12-month period and may be assessed independently of criminal sanctions.

“Strict liability” means that the resident/landlord is liable regardless of knowledge and based on the responsibility to control, maintain, and manage property and people under the resident’s/landlord’s control, such as for dog escape and bite issues and for unlawful discharge and hazardous waste issues.

Mr. Benito explained that strict liability is the key issue in the ordinance; if the Board of Supervisors will not support inclusion of strict liability in the ordinance, then the ordinance would be ineffective.

Mr. Ewert reminded the Board of Supervisors that they had several options, including requesting the ordinance be brought back as-is for a vote at the next meeting, sending the ordinance back to the departments to make changes as requested by the Board of Supervisors, rejecting the ordinance completely, or choosing to pursue another policy direction to curb underage drinking.

Iona Ward described an incident several years ago where a teenager was allowed to drink alcohol at a function and was killed in a car crash that night; she asked the Board of Supervisors to take into consideration what has been said.

Charles Alexander noted that he did not see any exemption in the ordinance for non-resident landlords and discussed potential problems with the ordinance.

Debbie Allen supported the proposed ordinance, noting that the information presented is accurate, and she related recent instances of parents providing alcohol to underage drinkers.

Dick Richards thought the wording in the ordinance needs more work and requested it be returned to Public Health for revision.

Marie Whitacre approved the concept of the ordinance but thought the landlord responsibility language was somewhat convoluted; she thanked those involved for their efforts in putting an ordinance together.

2:52 p.m.: The Board of Supervisors recessed.

3:00 p.m.: The Board of Supervisors reconvened.

Pat McCabe, John Casolary, and George Blankenship opposed the ordinance because of the landlord provisions contained in it.

Shasta Union High School Superintendent Jim Cloney, Youth Violence Prevention Council Director Charlie Menoher, and Nick Webb supported the ordinance; the language can be revised to resolve issues.

Health Improvement Program Director Susan Morris Wilson distributed copies of a short film produced by Oasis School students and thanked the Board of Supervisors for their attention to the ordinance.

Swift Properties owner Walt Swift requested the Board of Supervisors revise the language regarding owner-tenant liability since tenant law does not allow owners to perform on-the-spot evictions and allows acquaintances access to the property while the tenant is incarcerated for illegal activity at the property.

In response to questions by Supervisor Moty, Mr. Benito clarified that landlords would not be liable for response recovery costs. However, landlords are responsible under civil liability if no mitigating action is taken after receiving two notices; a fine would then be imposed. The District Attorney's Office would not be involved in imposing any aspect of civil liability. Any mitigating action, such as the landlord notifying the tenant either verbally or in writing or contacting the police, would relieve the landlord from fines. If the language in the draft ordinance regarding civil liability is not clear, it can be clarified. The civil liability aspect promotes mitigating action by the landlords rather than ignoring the situation.

Although laws prohibit the furnishing of alcohol to minors, the police cannot enter a home where alcohol is being provided to investigate. The proposed ordinance would hold the parents or homeowners civilly liable to encourage the homeowner to make an effort to control the activities on their property.

Supervisor Moty stated he opposes parents/homeowners being held liable for illegal activities taking place in their homes without their knowledge. Mr. Benito noted, however, that parents are held liable for restitution due to vandalism by their child.

Supervisor Kehoe requested staff provide more information on strict liability, facts regarding the current underage drinking issue in the unincorporated areas, goals of the proposed ordinance, and how those goals will be measured. Since the language in the proposed ordinance is very complex, he requested the language be simplified for all to understand.

In response to questions by Supervisor Baugh, Mr. Benito confirmed that the purpose of the proposed ordinance is not to prevent landlords from renting to families. He also noted that the purpose of the workshop is to gain understanding from different perspectives.

Supervisor Baugh stated that the proposed ordinance does not resolve underage drinking but simply adds another level of bureaucracy.

Supervisor Hartman opposed strict liability, stating that parents and the community need to teach children to make right decisions. The ordinance does not solve the underage drinking problem. Focus should be on prosecuting those who provide alcohol to minors.

Supervisor Kehoe made a motion to return the proposed social host ordinance to staff to incorporate comments provided at this meeting. Chairman Hawes passed the gavel to Vice Chairman Kehoe, and Vice Chairman Kehoe presided. Supervisor Hawes seconded the motion, and Vice Chairman Kehoe returned the gavel to Chairman Hawes.

In response to a question by Supervisor Moty, Mr. Benito confirmed that should the board not support the strict liability aspect of the proposed ordinance, nothing further can be done. Strict liability focuses on the location and the location's owner of where the nuisance took place, not the persons. In response to a question by Supervisor Kehoe, Mr. Benito explained that if the strict liability portion of the ordinance is removed, the ordinance will be rendered useless.

Supervisor Kehoe amended his motion to hold a future workshop on strict liability to provide the Board with more detailed information to then determine whether to go forward with the proposed ordinance. Supervisor Hawes seconded the amended motion.

The motion failed by the following vote:

AYES: Supervisors Kehoe and Hawes
NOES: Supervisors Moty, Hartman, and Baugh

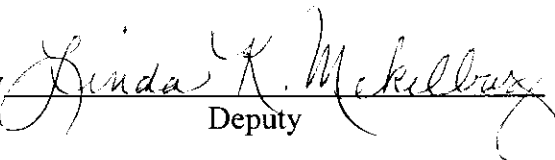
4:18 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, November 3, 2009

REGULAR MEETING

9:01 a.m.: Vice Chairman Kehoe called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

District No. 3 - Supervisor Hawes - Absent

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Chief Deputy Clerk of the Board - Glenda Tracy
Administrative Board Clerk - Valerie Ibarra

INVOCATION

Invocation was given by Pastor Royal Blue, Retired.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: ADOPTION AWARENESS MONTH

By motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates November 2009 as Adoption Awareness Month in Shasta County. Health and Human Services Agency Branch Director Jane Work accepted the proclamation. The Harrison family was introduced as the 2009 Adoptive Family of the Year.

PUBLIC COMMENT PERIOD - OPEN TIME

Janet Payne discussed suspected illegal marijuana gardens in Happy Valley.

Stuart Helmer, John Burwell, William Shamblin, Maurice Huff, Kurt Schneider, and Bob Cole opposed the closure of Shasta-Trinity National Forest trails to off-highway vehicle use.

REGULAR CALENDAR

BOARD MATTERS

NOVEMBER 2009 EMPLOYEE OF THE MONTH
SENIOR SOCIAL WORKER GARY VAUGHT
RESOLUTION NO. 2009-104

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-104, which recognizes Senior Social Worker Gary Vaught as Shasta County's November 2009 Employee of the Month.

(See Resolution Book No. 50)

CERTIFICATE OF RECOGNITION
VETERANS DAY PARADE

The Board of Supervisors presented a Certificate of Recognition honoring the Veterans Day parade to be held in the City of Shasta Lake on November 7, 2009. Shasta Lake Lions Club members accepted the certificate.

PROCLAMATION: VETERANS AWARENESS WEEK

By motion made, seconded (Moty/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates November 8-14, 2009 as Veterans Awareness Week in Shasta County. Cuttlefish Base, U.S. Navy Submarine Veterans, Commander Jim Gibson accepted the proclamation.

10:00 a.m.: The Board of Supervisors recessed.

10:09 a.m.: The Board of Supervisors reconvened.

PRESENTATIONS

SIMPSON UNIVERSITY

Simpson University President Larry McKinney provided a report regarding Simpson University's impact on Shasta County, including an overview of the school's history and current accomplishments.

SHASTA-TRINITY TRAVEL PLAN

Shasta-Trinity National Forest Supervisor Sharon Heywood introduced Public Affairs Officer Ray Mooney. Ms. Heywood provided a report regarding the Shasta-Trinity Travel Plan, including travel management regulations, and the proposed plan's process. The Shasta-Trinity National Forest includes 1.6 million forest acres available to off-highway vehicle (OHV) use, including 4,200 miles of roads that will not be closed.

Supervisor Baugh advised that on October 21, 2009, several individuals met to discuss issues about roads designated as Level 3 and whether they should receive mixed-use status. These roads are used infrequently, and there is minimal danger for OHV use.

In response to questions from Supervisor Moty, Ms. Heywood confirmed some of the unauthorized routes created by forest visitors will be closed, and a letter from the Board of Supervisors encouraging the Regional Forester to reevaluate road closures would be beneficial.

Deputy Forest Supervisor Scott Armentrout stated the U.S. Forest Service updates their travel use map every year.

By consensus, the Board of Supervisors directed that a letter and a recording of today's meeting be sent to the Regional Forester regarding Shasta County's concern over the potential closure of Level 3 roads to off-highway vehicle use.

ITEMS PULLED FROM THE CONSENT CALENDAR

Vice Chairman Kehoe announced that the item regarding the agreement with Mayers Memorial Hospital District was pulled at the request of the department.

CONSENT CALENDAR

By motion made, seconded (Moty/Hartman), 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 of intent to the Administrative Office of the Courts (AOC) regarding the County's agreement to terms and conditions for a new Redding Courthouse as requested by the AOC. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$2,712.52 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on October 20, 2009, as submitted. (Clerk of the Board)

Reappointed Cindy Dodds and Sherri Quinlan to the Burney Water District Board of Directors for a term to expire December 2013. (Clerk of the Board)

For the Fall River Mills Cemetery District Board of Directors, appointed Harold Bassett to fill an unexpired term to November 2011; and reappointed Kathy Ontano for a term to November 2013. (Clerk of the Board)

Enacted Ordinance No. SCC 2009-03, which enacts County Code Chapter 2.28, *Health & Human Services Agency*, to formally establish the Health and Human Services Agency (HHS) and consolidate the offices of the Director of Social Services and the Public Guardian with the position of HHS Director, as introduced October 20, 2009. (Clerk of the Board)

(See Shasta County Code Ordinance Book)

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 \$2,268,633 (Child Health and Disability Prevention Program - \$693,267, California Children's Services Administration - \$1,401,903, and Health Care Program for Children in Foster Care - \$173,463) for the period July 1, 2009 through June 30, 2010; approved and authorized the Director of Public Health or his/her designee 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 align the County's budget with the State's. (Public Health)

Approved and authorized the Chairman to sign a retroactive agreement with the California Department of Public Health to receive approximately \$91,530 (25 percent of Phase III total of \$366,121) in expedited payment of federal Public Health Emergency Response Phase III H1N1 supplemental funds. (Public Health)

Approved and authorized the Chairman to sign a purchase order agreement with the University of California, San Francisco, fiscal agent to the California Department of Public Health, to pay Shasta County \$75,000 to provide cardiovascular disease prevention activities for the period October 1, 2009 through June 30, 2012; and approved and authorized the Director of Public Health or his/her designee to sign amendments to the program budget(s) which result in a net change of no more than 10 percent of the total dollar value and other minor, nonmonetary amendments as necessary. (Public Health)

For Parcel Map No. 07-004 (Shingletown area), adopted Resolution No. 2009-105, which forms Squaw Carpet Fire Access Permanent Road Division No. 2; adopted Resolution No. 2009-106, which confirms the annual parcel charge report for Fiscal Year 2009-10; and received the annual parcel charge report. (Public Works)

(See Resolution Book No. 50)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Jail Roof 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 2009 Asphalt Concrete Overlay Project (Stimulus) 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 \$75,000 for Tract Map No. 1915, Unit 1, Mount Lassen Woods (Shingletown area). (Public Works)

REGULAR CALENDAR, CONTINUED

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 a PSA II Area Agency on Aging meeting.

Supervisors reported on issues of countywide interest.

TREASURER-TAX COLLECTOR-PUBLIC ADMINISTRATOR

TAX-DEFAULTED PROPERTIES SALE

At the recommendation of Treasurer-Tax Collector Lori Scott and by motion made, seconded (Baugh/Hartman), and unanimously carried, the Board of Supervisors approved and authorized the Tax Collector to sell up to 32 tax-defaulted properties at public auction on February 26, 2010; and re-offer at a lower minimum bid amount any parcel that does not sell.

PUBLIC WORKS

EAST REDDING BIKE LANES - PHASE 1 PROJECT

At the recommendation of Deputy Public Works Director Scott Wahl and by motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors awarded to the low bidder, Tullis, Inc., on a unit-cost basis, the contract for the East Redding Bike Lanes - Phase 1 Project in the amount of \$486,292.

SCHEDULED HEARINGS

PUBLIC WORKS

COUNTY SERVICE AREA NO. 6 - JONES VALLEY WATER

BI-MONTHLY WATER AND USAGE RATE INCREASES

This was the time set to conduct a public hearing to consider the request to increase water rates for County Service Area No. 6 - Jones Valley Water. 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 Peter Scales opposed the water and usage rate increases as he would rather have the water leak repaired. No one else spoke for or against the project, and the public hearing was closed.

Vice Chairman Kehoe noted that in accordance with Proposition 218, the property owners must approve the requested parcel change. Chief Deputy Clerk of the Board Glenda Tracy stated that no written protests had been received.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which repeals Ordinance No. 647 and establishes new bi-monthly water rates for County Service Area No. 6 - Jones Valley Water.

CLOSED SESSION ANNOUNCEMENT

Vice Chairman Kehoe 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.

11:17 a.m.: The Board of Supervisors recessed to Closed Session.

11:50 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Kehoe, Moty, Hartman, and Baugh, 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 to discuss labor negotiations; however, no reportable action was taken. Supervisor Hawes was absent.

11:51 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, November 10, 2009

REGULAR MEETING

9:02 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Baugh

County Administrative Officer - Larry Lees
County Counsel - Mike Ralston
Administrative Board Clerk - Linda Mekelburg
Administrative Board Clerk - Valerie Ibarra

INVOCATION

Invocation was given by Supervisor Baugh.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: CAREGIVER APPRECIATION MONTH

At the recommendation of Health and Human Services Agency Director of Adult and Children Services Dr. Mark Montgomery and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates November 2009 as Caregiver Appreciation Month in Shasta County. In-Home Supportive Services Advisory Board Chairman Ethel Webb accepted the proclamation.

CONSENT CALENDAR

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar (Supervisor Hawes abstained from the minutes of the November 3, 2009 meeting as he was not in attendance):

Approved and authorized the County Administrative Office to issue Requests for Proposals (RFP) to select a consultant to perform an independent financial and operations audit of the Sheriff's Office. (Administrative Office/Sheriff)

Approved final adjustments to the Fiscal Year 2008-09 budget, increasing appropriations and revenues by \$2,867,376. (Auditor-Controller)

Approved and authorized the Chairman to sign the County Claims List totaling \$5,421.62 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on November 3, 2009, as submitted. (Clerk of the Board)

Approved the proposed calendar for the Board of Supervisors meetings for 2010. (Clerk of the Board)

Appointed Robert Blankenship to the Anderson-Cottonwood Irrigation District Board of Directors, Division I in lieu of election for a term to December 2013. (Clerk of the Board)

Reappointed Steve Goedert and James Hawley to the Millville Fire Protection District Board of Directors in lieu of election for a term to December 2013. (Clerk of the Board)

Reappointed Boyd Taylor and appointed Larry Armstrong to the Burney Fire Protection District Board of Directors in lieu of election for a term to December 2013. (Clerk of the Board)

Reappointed Tom Engstrom and Charles Schultz to the Western Shasta Resource Conservation District Board of Directors in lieu of election for a term to December 2013. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with Sutter-Yuba Mental Health Services, a joint powers authority, in an annual amount not to exceed \$100,000 to provide psychiatric inpatient hospital services to Shasta County residents from the date of signing through June 30, 2010, with one automatic 90-day extension; and adopted Resolution No. 2009-107, which designates Sutter-Yuba Mental Health Services as a facility to provide 72-hour treatment and evaluation and 14-day intensive treatment pursuant to the Lanterman-Petris-Short Act. (HHS-A-Adult Services)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign a renewal agreement with the Butte County Department of Behavioral Health in an amount not to exceed \$10,000 (excluding transportation, legal, and interpreter services) to provide adult psychiatric inpatient care to Shasta County residents from the date of signing through June 30, 2010. (HHS-A-Adult Services)

Approved and authorized the Chairman to sign a retroactive agreement with Shasta Children and Families First Commission in the amount of \$65,480 for Shasta County to provide breastfeeding support activities for the period November 1, 2009 through June 30, 2010; retroactively approved and authorized the Director of Public Health to sign the grant application; and approved and authorized the Director of Public Health or his/her designee to sign amendments to the agreement which result in a net change of no more than 10 percent of the total dollar value and other minor, nonmonetary amendments as necessary. (HHS-A-Public Health)

Took the following action: (1) Approved and authorized the Chairman to sign: a retroactive agreement with the California Department of Public Health (CDPH) for Shasta County to receive Centers for Disease Control and Prevention (CDC) funding in a total amount

not to exceed \$1,100,502 for emergency preparedness and response activities in an amount not to exceed \$485,666 for CDC base and laboratory allocations for the period August 10, 2009 through August 9, 2010, in an amount not to exceed \$194,335 for the Hospital Preparedness Program (HPP) allocation for the period August 9, 2009 through June 30, 2010, in an amount not to exceed \$66,213 for a pandemic influenza allocation for the period July 1, 2009 through June 30, 2010, and in an amount not to exceed \$354,288 for a public health emergency response and HPP H1N1 allocation for the period July 31, 2009 through July 30, 2010; a “Non-Supplantation Certification” for receipt of emergency preparedness funding, and the “Certification Regarding Lobbying” form; (2) approved and authorized the Director of Public Health or his/her designee to sign future “Non-Supplantation Certification” forms and other related documents as required by CDPH during the term of the agreement, and amendments to the agreement which result in a net change of no more than 5 percent of the total dollar value and other minor, nonmonetary amendments as necessary; and (3) directed the Auditor-Controller to pay claims related to the agreement. (HHS-Public Health)

Approved and authorized the Chairman to sign a revised agreement previously approved August 25, 2009 with Caltrans in an amount not to exceed \$50,000 for the period June 15, 2009 through June 15, 2014 to purchase a small bus to provide Opportunity Center client transportation. (HHS-Regional Services-Opportunity Center)

Approved and authorized the Chairman to sign a corrected Equitable Sharing Agreement and Certification Affidavit outlining receipt and expenditure of federal asset forfeiture sharing funds during Fiscal Year 2008-09. (District Attorney)

For the East Redding Bike Lanes Project - Phase 2, approved and authorized the Chairman to sign right-of-way contracts with the Williams Family Trust (0.01 acres at \$500), Colleen A. Saunders (0.16 acres at \$12,500), Roger Medford (0.69 acres at \$11,200), and Mae Lois Turner (0.05 acres at \$5,000); and accepted four easement deeds from these owners conveying parcels of project right of way. (Public Works)

Approved and authorized the Chairman to sign an amendment to the agreement with Mead & Hunt, Inc. increasing compensation by \$78,292.46 (for a total compensation of \$1,660,292.46) to provide additional design and construction engineering services for the Fall River Mills Airport Expansion Project and retaining the term to September 25, 2011. (Public Works)

Approved and authorized the Chairman to sign an amendment to the agreement with RIOH Medical Group, Inc. increasing maximum compensation by \$35,001 (for a new total not to exceed \$85,000) to provide additional physical examinations for potential volunteer firefighters and retaining the term of October 15, 2008 through June 30, 2010. (County Fire)

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

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

Supervisors Kehoe and Baugh recently attended a Local Agency Formation Commission (LAFCO) meeting.

Supervisor Kehoe recently attended a Community Action Board meeting.

Supervisor Baugh recently attended a Regional Council of Rural Counties (RCRC) teleconference meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

PUBLIC SAFETY REVENUE SHORTFALL

Chief Fiscal Officer Bebe Palin presented an update on the continuing decline in revenue dedicated to public safety, which is approximately a 20 percent reduction to date and is estimated to be an approximate Fiscal Year 2009-10 shortfall of \$2.5 to \$3 million, in addition to a projected Fiscal Year 2010-11 shortfall of approximately \$5.5 million. All public safety revenue continues to drop dramatically, including the first-quarter Vehicle License Fee (VLF) revenue, which has decreased 27 percent statewide. General Fund discretionary revenues (taxes, penalties, and inter-governmental revenue) have also declined significantly.

CAO Lees noted four recent occurrences which account for the general revenue shortfall:

1. Loss of the Williamson Act, which amounts to approximately \$250,000;
2. Swap of VLF funds for state general fund revenue, which has not met the state's projections of no impact but has instead been a reduction;
3. Continued decline of Proposition 172 funds--approximately 20 percent for Fiscal Year 2009-10;
4. Overly optimistic projection by the state of their revenues.

Actions taken so far to cope with the shortfall include:

1. Requesting bargaining units to reopen negotiations in order to reduce expenses without eliminating additional positions;
2. Looking at ways to reduce expenses without reducing the public safety employment base;
3. Looking at ways to reduce CalPERS pension costs.

In response to a question from Supervisor Moty, CAO Lees confirmed there will be no money left in the public safety reserves for Fiscal Year 2009-10.

RESOLUTION OF INTENT TO REGULATE MEDICAL MARIJUANA DISPENSARIES RESOLUTION NO. 2009-108

CAO Lees presented the staff report, noting that the subject of medical marijuana dispensaries is being returned to the Board of Supervisors in order to determine the direction to be taken. Several cities and counties in California have adopted ordinances banning medical marijuana dispensaries; however, many of these have been challenged in court and are being watched to see their outcomes. Current County zoning laws appear to provide some methods to regulate dispensaries, cooperatives, and collectives.

Senior Deputy County Counsel Rubin Cruse discussed the steps necessary to regulate medical marijuana dispensaries. The first step (required under State zoning law and the Shasta

County Code) is to adopt a resolution which expresses Shasta County's intent to consider amending the Shasta County zoning ordinances. The proposed ordinance will then proceed to the Shasta County Planning Commission, who will make a recommendation to the Board of Supervisors for final action. The resolution currently proposes a complete ban on dispensaries.

— Supervisor Hartman expressed her disappointment that the process is not farther along. In response to a question from Supervisor Hartman, Mr. Cruse explained that the proposed resolution allows the process to move forward under the County Code and state zoning law.

In response to questions by Supervisor Moty, Director of Resource Management Russ Mull noted that dispensaries are considered similar to "clubs" and are permissible with a use permit or administrative permit only in Community Commercial (C-2), Office Commercial (C-O), or Mixed Use (MU) Districts.

Supervisor Baugh suggested the Board of Supervisors make a decision independently of any actions taken by the three incorporated areas and determine the County's own direction.

In response to a question by Supervisor Kehoe regarding staff time needed for any proposed ordinance, Mr. Mull explained that if an ordinance is considered a priority, staff time will be allocated to assure the task is completed. Depending on the amount of research of alternatives required, the process could take four to six months, including one or two meetings of the Planning Commission.

Rodney Benson asked the Board of Supervisors to not place a complete ban on access to medical marijuana and suggested using permitting and zoning laws to regulate the substance.

— Loren Brooks supported adoption of at least a moratorium and asked that some consideration be given to landlords whose tenants grow marijuana.

Trusted Friends Director Jess Brewer, 530 Collective Chief Executive Officer Jamie Kerr, and Safe Harbor Medical Collective Director of Operations Frank Augusta encouraged the Board of Supervisors to read the laws governing medicinal marijuana.

Janna Payne cited Drug Enforcement Agency studies which show increased drug use in teenagers in Alaska, where marijuana was a legal substance for 15 years.

Terry Taff asked that cultivation not be allowed freely in neighborhoods where people live.

Christopher Vigler, Barbara Lee, Leta Colthart, and James Roland discussed the benefits of medicinal marijuana usage.

Matthew Pease opposed a moratorium on medical marijuana dispensaries.

Shannon Park described the negative effect having a tenant growing medical marijuana had on her campground business.

— Teresa Ladwig suggested charging an income tax to those selling to collectives and a sales tax to those purchasing from collectives.

Shasta Lake Mayor Gracious Palmer expressed her disappointment that Shasta County is not farther along on the medical marijuana issue and urged the Board of Supervisors to move forward.

10:36 a.m.: The Board of Supervisors recessed.

10:43 a.m.: The Board of Supervisors reconvened.

Supervisor Baugh made a motion to direct staff to bring back a complete ban on medical marijuana dispensaries in the unincorporated areas of Shasta County. The motion died for lack of a second.

Supervisor Moty noted he would like to see an ordinance which addresses where dispensaries are placed, gives landlords some options to preclude dispensaries on their property, deals with possible crime in the area, and deals with odors to other businesses. He also expressed concern that the proposed timetable of four to six months was too long and requested a process of no more than three months.

In response to questions from Supervisors, Mr. Mull expressed concern that three months may not be enough time to bring back an ordinance, considering the time frame required for legal notices for both the Planning Commission and the Board of Supervisors. He estimated they could place the matter on the Planning Commission agenda by the January meeting.

Supervisor Baugh requested clarification as to whether the proposed action included a ban on dispensaries; Supervisor Moty confirmed that it did not.

CAO Lees clarified that the intent was to bring an ordinance to the Board of Supervisors to amend the current zoning plan to regulate dispensaries, cooperatives, and collectives and to create some parameters, usage, rules, and regulations; should three months not allow adequate time for proper notices, a report will be provided that shows the progress to date. Supervisor Moty concurred.

By motion made, seconded (Moty/Hartman), and carried, the Board of Supervisors adopted Resolution No. 2009-108, which states Shasta County's intent to consider amendments to the Shasta County Code, Title 17, *Zoning*, to further regulate medical marijuana dispensaries, including placement of dispensaries, allowing landlords some option to preclude dispensaries on their property, dealing with odors to other businesses, and dealing with possible area crime issues; and directed staff to return to the Board of Supervisors within three months for action on the ordinance or to otherwise provide a progress report on the status of the ordinance. Supervisor Baugh voted no as he supports a total ban on medical marijuana dispensaries.

(See Resolution Book No. 50)

RESOLUTION OF INTENT TO REGULATE
CULTIVATION OF MEDICAL MARIJUANA
RESOLUTION NO. 2009-109

At the recommendation of County Administrative Officer Larry Lees and by motion made, seconded (Hartman/Kehoe), and unanimously carried the Board of Supervisors adopted Resolution No. 2009-109, which states Shasta County's intent to consider amendments to the Shasta County Code, Title 17, *Zoning*, to regulate the cultivation of marijuana for medical purposes, including but not limited to regulations as to location of the cultivation, size of the area used for cultivation, quantity of plants, and/or the use of fencing or other structures.

(See Resolution Book No. 50)

RESOLUTION OF INTENT TO REGULATE DEVELOPMENT OF HIGH
VOLTAGE ELECTRICAL TRANSMISSION AND DISTRIBUTION PROJECTS
RESOLUTION NO. 2009-110

CAO Lees presented the staff report and discussed the feasibility of regulating high voltage electrical transmission and distribution projects. The proposed ordinance will not have any impact on utility companies regulated by the Public Utilities Commission or under the Federal Energy Regulatory Commission, only on private entities.

Donna Caldwell, Ed Merrick, Lisa Hanaway, and Gary Cadd supported the proposed ordinance.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-110, which states Shasta County's intent to consider amendments to the Shasta County Code, Title 17, *Zoning*, to regulate development of electrical transmission and distribution lines, substations, and related facilities with a capacity of 200 kilovolts or greater or that are under the operational control of the California Independent System Operator, also known as high voltage electrical transmission and distribution projects.

(See Resolution Book No. 50)

OTHER DEPARTMENTS

COUNTY FIRE

KESWICK BASIN COMMUNITY WILDFIRE PROTECTION PLAN **SHASTA/TRINITY UNIT FIRE MANAGEMENT PLAN**

Western Shasta Resource Conservation District Fire Safe Program Manager Lee Delaney presented a report regarding the possible addition of the Keswick Basin Community Wildfire Protection Plan into the Shasta/Trinity Unit Fire Management Plan/Shasta County Communities Wildfire Protection Plan. The Wildfire Protection Plan contains five general management actions:

1. Develop a fire safe council for the Keswick area;
2. Develop an educational outreach plan specific to the Keswick area;
3. Contact absentee landowners;
4. Develop an evacuation plan for the Keswick area outside the City of Shasta Lake; and
5. Encourage formation of defensible space/fire-wise programs in neighborhoods;

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors agreed to add the Keswick Basin Community Wildfire Protection Plan (Plan) to the Shasta/Trinity Unit Fire Management Plan/Shasta County Communities Wildfire Protection Plan (CWPP); approved and authorized the Chairman to sign an updated signature page for the CWPP; and approved and authorized the Chairman to sign a signature page for the Plan.

SCHEDULED HEARINGS

PUBLIC WORKS

PARCEL MAP NO. 05-040A
TERRI LEE TERRACE EMERGENCY FIRE ESCAPE ROAD
PERMANENT ROAD DIVISION
NORTHEAST REDDING AREA
ANNUAL PARCEL CHARGE REPORT FOR FY 2010-11
RESOLUTIONS NO. 2009-111 AND 2009-112

This was the time set to conduct a public hearing regarding the proposed Terri Lee Terrace Emergency Fire Escape Permanent Road Division (northeast Redding area).

Public Works 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 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 motion made, seconded (Hartman/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Parcel Map No. 05-040A, Terri Lee Terrace Emergency Fire Escape Permanent Road Division (northeast Redding area):

1. Adopted Resolution No. 2009-111, which forms the Division;
2. Adopted Resolution No. 2009-112, which confirms the annual parcel charge report for Fiscal Year 2010-11; and
3. Received the annual parcel charge report.

(See Resolution Book No. 50)

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 09-009 **CENTERVILLE COMMUNITY SERVICES DISTRICT** **WEST REDDING AREA**

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 09-009, Centerville Community Services District, which would rezone approximately 1.1 acres in the west Redding area from an Unclassified (U) District to a Public Facilities District. Assistant Director of Resource Management Rick Simon 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 Centerville Community Services District General Manager Phil Browning spoke in support of the project. No one else spoke for or against the project, and the public hearing was closed.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 09-009, Centerville Community Services District, west Redding 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. 2009-052;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2009-039; and

3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 09-009, as requested.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Christine W. v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (a); and
2. Confer with its Real Property Negotiator County Administrative Officer Larry Lees and the Administrative Office of the Courts regarding property located at 1500 Court Street, Redding, pursuant to Government Code section 54964.8; 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.

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

1:40 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Moty, Hawes, Hartman, and Baugh, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Administrative Board Clerk 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; by a unanimous vote, the Board of Supervisors assigned the matter of Christine W. v. County of Shasta to the law offices of Gary Brickwood. No other reportable action was taken.

1:41 p.m.: The Board of Supervisors recessed to reconvene on Friday, November 13, 2009 at 10:30 a.m.

November 13, 2009

10:30 a.m.: The Board of Supervisors reconvened with all Supervisors, County Administrative Officer/Clerk of the Board Larry Lees, and County Counsel Mike Ralston present; and recessed to Closed Session to discuss labor negotiations.

11:45 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, 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 labor negotiations. No reportable action was taken.

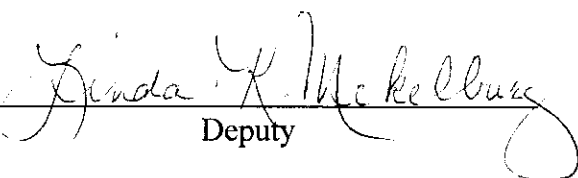
11:46 a.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 

Deputy

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, December 1, 2009

REGULAR MEETING

9:01 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

- District No. 1 - Supervisor Kehoe
- District No. 2 - Supervisor Moty
- 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
- Administrative Board Clerk - Valerie Ibarra

INVOCATION

Invocation was given by Pastor Stace Rollefson, Trinity Lutheran Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Deputy Sheriffs Association representative Jon Ruiz discussed current labor negotiations and requested the Board of Supervisors impose equal reductions on all Shasta County employee labor unions and groups.

Elizabeth "Betsy" Bivin requested the Board of Supervisors to investigate the efficiency of Millville Fire Protection District's response to the fire that completely consumed her home. The Board of Supervisors referred the matter to staff for review.

REGULAR CALENDAR

BOARD MATTERS

DECEMBER 2009 EMPLOYEE OF THE MONTH
AGRICULTURAL AND STANDARDS INVESTIGATOR III CARL YINGST
RESOLUTION NO. 2009-113

At the recommendation of Agricultural Commissioner/Sealer of Weights and Measures Mary Pfeiffer and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board

of Supervisors adopted Resolution No. 2009-113, which recognizes Agricultural and Standards Investigator III Carl Yingst as Shasta County's December 2009 Employee of the Month.

(See Resolution Book No. 50)

2009 WALKING CHALLENGE

Chairman Hawes announced that the recognition of the team and individual winners of the 2009 Walking Challenge was pulled at the request of the department.

PROCLAMATION: PEARL HARBOR REMEMBRANCE DAY

By motion made, seconded (Moty/Hartman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates December 7, 2009 as Pearl Harbor Remembrance Day in Shasta County. Pearl Harbor Survivors Association, Chapter 28, President Zack Reynolds accepted the proclamation on behalf of the association.

PRESENTATIONS

CHILD SUPPORT DIRECTORS ASSOCIATION AWARDS

Director of Child Support Services Terri Love stated she attended the 2009 Annual Child Support Training Conference, wherein Child Support Supervisor Sue Kempley was presented the Outstanding Individual Achievement Award and Gibson Heating and Air Conditioning of Redding was presented the Employer of the Year Award by the Child Support Directors Association.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced that the items regarding the letter of support to the U.S. Forest Service and the agreement with Northern California Youth and Family Programs were being pulled for discussion.

Chairman Hawes also announced a correction to page 7 of the agreement with Northern California Youth and Family Programs, Inc. to read "...authorized by the California Department of Social Services for *FY 2009-10...*"

In response to a request by Supervisor Hawes, Agricultural Commissioner/Sealer of Weights and Measures Mary Pfeiffer stated that attempts are being made to eradicate the non-native noxious weed Broom species. A letter to the U.S. Forest Service-Shasta Trinity Forest National Recreation Area would show the Board of Supervisors' support of the Packers Bay Invasive Plant Species Removal Project.

In response to questions by Supervisor Kehoe, Health and Human Services Agency Director of Adult and Children's Services Dr. Mark Montgomery introduced Staff Services Analyst II Doug Woodworth who confirmed that all participants in the Transitional Housing Placement-Plus Program are employed, seeking employment, or attending school. Participants receive a maximum of \$2,400 each month, to be used on rent, utilities, living expenses, and other necessary items. Funds that are not spent go into a personal savings account. Participants are precluded from spending the money in their savings account until they have completed the program. At that time, the funds may be used to purchase an automobile or to set up a stable living situation. The program is monitored and reviewed by multiple staff before payments are made.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign a letter designating Shasta Senior Nutrition Programs, Inc. as the official Shasta County Food Bank for Fiscal Years 2009-10, 2010-11, and 2011-12. (Administrative Office)

Approved and authorized the Chairman to sign a letter to the U.S. Forest Service-Shasta Trinity Forest National Recreation Area supporting their proposed Packers Bay Invasive Plant Species Removal Project. (Agricultural Commissioner/Sealer of Weights and Measures)

Approved the minutes of the meeting held on November 10, 2009, as submitted. (Clerk of the Board)

Enacted Ordinance No. 681, which repeals Ordinance No. 647 and establishes new bi-monthly water rates for County Service Area No. 6 - Jones Valley Water, as introduced November 3, 2009. (Clerk of the Board)

(See General Ordinance Book)

Enacted Ordinance No. 378-1997, which approves Zone Amendment No. 09-009, Centerville Community Services District (west Redding area), as introduced November 10, 2009. (Clerk of the Board)

(See Zoning Ordinance Book)

Accepted the County Clerk's Canvass of the November 3, 2009 Consolidated Schools and Special Districts Election. (County Clerk)

Approved and authorized the Chairman to sign a retroactive renewal agreement with Northern California Youth and Family Programs, Inc. in an amount not to exceed \$200,572 to provide a Transitional Housing Placement-Plus (THP-Plus) Program to eligible Shasta County residents who are former foster youth for the period July 1, 2009 through June 30, 2010; and approved and authorized the Health and Human Services Agency (HHS) Director to sign amendments as a result of changes to the final maximum California Department of Social Services THP-Plus allocation during the term of the agreement. (HHS-Children's Services)

Approved and authorized the Chairman to sign a retroactive renewal agreement with Shasta-Tehama-Trinity Joint Community College District at no compensation to provide college counseling services for participants in the CalWORKs program from July 1, 2009 through June 30, 2012. (HHS-Regional Services)

Approved and authorized the Chairman to sign a retroactive memorandum of understanding with Siskiyou County for Shasta County Department of Child Support Services (DCSS) to answer Siskiyou County DCSS's customer service telephone calls at no cost for the period November 1, 2009 through June 30, 2010. (Child Support Services)

Approved and authorized the use of two County-owned vehicles by the Sheriff's Office Citizens' Volunteer Patrols (CVPs) in Happy Valley and Shingletown under the conditions that the vehicles will not be included in the County replacement program, the CVPs 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)

Adopted Resolution No. 439 of Ordinance No. 413-1, which authorizes stop signs on Thomas Road at Lady Smith Avenue. (Public Works)

(See Stop Sign Ordinance Book)

For Parcel Map No. 02-002, Westview Drive Emergency Fire Escape Road Permanent Road Division (west 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 26, 2010 at 9:00 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

For Parcel Map No. 05-046, Ecenbarger (Cottonwood area), adopted Resolution No. 2009-114, which grants an extension of time to the developer for completion of improvements by December 8, 2010; 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, 2010. (Public Works)

(See Resolution Book No. 50)

For Tract Map No. 1923, Lone Tree Subdivision (east Anderson area), adopted Resolution No. 2009-115, which grants an extension of time to the developer for completion of improvements by December 19, 2010; 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, 2010. (Public Works)

(See Resolution Book No. 50)

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

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

Chairman Hawes presented Supervisor Kehoe with a pin recognizing 10-years of employment with Shasta County.

Supervisors Baugh, Hartman, and Moty recently attended a California State Association of Counties (CSAC) Conference.

Supervisors reported on issues of countywide interest.

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes reported that the existing litigation item for discussion in Closed Session entitled Tehama County v. John Chiang, California State Controller, et al., was pulled at the request of County Counsel. Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to take the following actions:

1. Confer with its counsel to discuss existing litigation entitled Santos v. County of Shasta and Mapes v. Gorder, et al., pursuant to Government Code section 54956.9, subdivision (a).
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.

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

11:19 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 to discuss existing litigation, as well as labor negotiations. By a unanimous vote, the Board of Supervisors referred the case of Mapes v. Gorder to the law offices of Gary Brickwood for the defense of the County defendants. No other reportable action was taken.

11:20 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 8, 2009

REGULAR MEETING

9:01 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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
Administrative Analyst II - Megan Dorney

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 Moty.

PUBLIC COMMENT PERIOD - OPEN TIME

United Public Employees of California (UPEC) Business Representative Chris Darker, Deputy Sheriffs Association (DSA) representative Jon Ruiz and DSA negotiator Steve Allen opposed changes of less pay, less healthcare contributions, and less retirement contributions for the members of the DSA.

Mel Fisher expressed appreciation for the Board of Supervisors' support of veterans and the Pearl Harbor Day celebration on December 7, 2009.

Shasta County Fire Warden CAL FIRE Shasta-Trinity Unit Chief Mike Chuchel addressed information that had been provided regarding services recently provided by Millville Fire Protection District (FPD). Millville FPD is an independent entity which has entered into agreements with the County relative to mutual and/or automatic aid. Mutual aid is when an agency requests assistance; automatic aid is when the request for assistance is performed at dispatch. Millville FPD has stated that they only want mutual aid assistance, unless they ask.

In recognition of years of service to Shasta County, the Board of Supervisors presented Shasta County Fire Warden CAL FIRE Shasta-Trinity Unit Chief Mike Chuchel with a plaque of appreciation upon the occasion of his retirement.

REGULAR CALENDAR**BOARD MATTERS****RECOGNITION OF 2009 WALKING CHALLENGE
TEAM AND INDIVIDUAL WINNERS**

Director of Support Services Michelle Schafer recognized the winners of the 2009 Walking Challenge. The individual winners were Debbie Alexander, first place; Margie Richards, second place; and Cheryl Murdock, third place. The Public Health Department was presented the perpetual plaque as the departmental champions, and the Social Services Department was the second-place winner.

PRESENTATIONS**COUNTY FIRE****SHASTA COUNTY FIRE DEPARTMENT RECENT IMPROVEMENTS AND UPGRADES**

Deputy Fire Warden Doug Wenham advised that the Shasta County Fire Department (SCFD) during the period of November 2003 to February 2004, the SCFD was evaluated by the Insurance Services Office (ISO) to determine insurance ratings. The ratings are typically performed every 10 years. These ratings affect fire insurance premiums for residential, commercial, and industrial properties within areas served by SCFD. Due to recent upgrades in water delivery, the rating for some areas will be upgraded effective January 1, 2010, which will provide a savings on fire insurance premiums.

9:45 a.m.: The Board of Supervisors recessed.

9:59 a.m.: The Board of Supervisors reconvened.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced items which were pulled for discussion include the request for purchase of food and drink items for vending machines at the Opportunity Center; the request for signing a Notice of Completion for the Airport Road at Sacramento River Bridge Replacement Project; and the acceptance of a written report regarding the status of the Shasta County Facility Impact Fees.

In response to questions by Supervisor Kehoe, Director of Regional Services Jane Work stated that the suggested food and drink would provide health and well-being to Opportunity Center (OC) staff. If there is not a profit, the OC will underwrite the balance.

In response to questions by Supervisor Moty, Public Works Director Pat Minturn said that a dedication ceremony is scheduled to take place for the work on the Airport Road at Sacramento River Bridge Replacement Project. The total project cost of \$23,663,970 was paid for by federal and state funds.

In response to questions by Supervisor Kehoe, County Administrative Officer Larry Lees advised that the cities of Redding, Anderson, and Shasta Lake have chosen not to participate in joint impact fees to help offset the cost; however, will discuss with the three city managers at an upcoming meeting. In response to questions by Supervisor Kehoe, Resource Management Chief

Fiscal Officer Ronni Harman stated that the impact fee expenditures bank charges for Fiscal Year 2008/09 in the amount of \$505.16 is due to the County's bank that does not allow the County to charge credit card fees. As it was determined that General Fund does not cover these charges, it would be paid by the 2 percent administration charges.

CONSENT CALENDAR

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

Adopted Resolution No. 2009-116, which appoints Mary Pfeiffer as the Agricultural Commissioner/Sealer of Weights and Measures for a fifth four-year term effective January 5, 2010. (Administrative Office)

(See Resolution Book No. 50)

Approved and authorized the Chairman to sign the County Claims List totaling \$1,393.00 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on December 1, 2009, as submitted. (Clerk of the Board)

Appointed Jerry Duerre and reappointed Calvin Carpenter, Arleen Earnest, Adelle Maricich, and Shirley McArthur to the Pine Grove Cemetery District Board of Directors to March 2013. (Clerk of the Board)

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' Plate Program for Shasta County to receive funding in the amount of \$33,000 to continue a project focused on motor vehicle safety for the period July 1, 2009 through May 31, 2010; approved and authorized the Director of Public Health to sign amendments which result in a net change of no more than 10 percent and other minor, non-monetary amendments; approved and authorized the Director of Public Health to sign the Contractor's Release upon completion of the grant period; and authorized the Auditor-Controller to pay claims related to the agreement. (Health and Human Services Agency (HHS) - Public Health)

Approved and authorized the Chairman to sign a retroactive agreement with 3E Company in a minimum annual amount of \$450 to provide hazardous materials emergency response telephone communication services for shipment of laboratory specimens from September 1, 2009 through August 31, 2010, with two automatic one-year renewals. (HHS) - Public Health)

Adopted Resolution No. 2009-117, which authorizes the Opportunity Center to purchase food and drink items for vending machines located at the Opportunity Center. (HHS) - Regional Services)

(See Resolution Book No. 50)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Airport Road at Sacramento River Bridge Replacement Project and record it within 10 days of actual completion of the work. (Public Works)

Accepted a written report regarding the status of the Shasta County Facility Impact Fees implemented July 1, 2008. (Resource Management)

Approved and authorized the County Fire Department to purchase a pair of wheeled coach fire rescue vehicles for the Shasta County Fire Department; and awarded the bid to Emergency Vehicle Group for a total purchase price of \$207,318.32. (County Fire)

9:20 a.m.: The Board of Supervisors recessed.

9:30 a.m.: The Board of Supervisors reconvened.

REGULAR CALENDAR, CONTINUED

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.

ADMINISTRATIVE OFFICE

County Administrative Officer Larry Lees provided budget information that fits the proposed items of the expenditure reduction plan, the Board of Supervisors salary reduction plan, and the temporary salary reductions for department heads.

There have been significant reductions made by County departments. Due to the budget crisis, Shasta County has had to lay off staff. It appears that 2010 will be a tougher year. Proposed revenue due to vehicle license fees, Prop 172, and sales tax are lower than anticipated. Shasta County has a General Fund gap of approximately \$7.5 million. Shasta County Sheriff's Office took some significant reductions in 2009, and because of the importance of public safety, this cannot occur again. It is recommended the Board of Supervisors approve borrowing from current reserves \$2 million to help offset public safety. It is also recommended that General Fund departments, other than the Sheriff's Office, be cut by a minimum of 5 percent. There will be proposals to cut employee operational costs. Open negotiations through the labor partners have been set forth to consider participation in the control of costs through possible cuts in benefits, salaries, and pensions.

The Board of Supervisors has not had an adjustment in salary since 2002, they do not receive reimbursement of mileage within Shasta County, and do not have an expense account. In comparison, the deputies have had an increase of 24 percent since 2006.

The County has canceled annual events such as the State of the County event, Employee Recognition Picnic, and the Longevity Luncheon to save money.

EXPENDITURE REDUCTION PLAN
RESOLUTION NO. 2009-118
BUDGET AMENDMENT

In response to questions by Supervisor Baugh, County Administrative Officer Larry Lees stated the balance in the reserve after borrowing the \$2 million will be \$8 million. If approved, the funds needed will come from borrowing \$2 million from reserves; General Fund departments are being asked to reduce operational costs by 5 percent, which is approximately \$2 million; and employee groups are being asked to make concessions that will reduce operational costs, which would be approximately \$2 million.

In response to questions by Supervisor Moty, Mr. Lees stated the \$7 million shortfall is for a period of 18 months. The State of California currently has \$21 billion shortfall. The non-General Fund departments will be affected as some of their programs will be cut. As departments find ways to reduce expenses, it will help to prevent job losses.

In response to questions by Supervisor Kehoe, Undersheriff Greg Wrigley stated that should the Board of Supervisors choose not to utilize the reserves, there is a possibility of 15 more employees being laid off in the Sheriff's Office.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-118, which reaffirms a continued need for an overall expenditure reduction plan, reaffirms the Fiscal Year 2009-10 budget principles approved February 24, 2009, authorizes borrowing from reserves by appropriating \$2,000,000 from the contingency reserve in General Revenue to offset the revenue shortfall caused by the decline in sales tax revenue dedicated to public safety, in the: District Attorney (\$185,200) Probation and Juvenile Hall (\$259,800) and Sheriff (\$1,555,000) Budget Units, and states that the resulting General Fund Transfer-Out to these budget units is a one-time increase and does not increase their base allocation for calculation of future year transfers; and approved a budget amendment increasing the Transfer-Out to the District Attorney, Probation and Juvenile Hall, and Sheriff Budget Units, to be offset by a decrease in the contingency reserve in General Revenue, and decreasing Proposition 172 Sales Tax revenue.

(See Resolution Book No. 50)

ADMINISTRATIVE OFFICE/SUPPORT SERVICES-PERSONNEL

BOARD OF SUPERVISORS SALARY REDUCTION SALARY RESOLUTION NO. 1370

County Administrative Officer Larry Lees presented the staff report, requesting the Board of Supervisors reduces their salary by five percent. There have been no salary increases since 2002. If approved, the law requires enactment of the ordinance will not take place for 60 days, to allow members of the public an opportunity to voice comments.

Supervisor Baugh made a motion to enact the proposed ordinance minus the sunset-date language in Section 3 "... said reduction shall terminate January 1, 2012 and the members of the Board of Supervisors shall thereafter receive a monthly salary of \$4550 until further action by the Board." Supervisor Hartman seconded the motion.

Supervisors Hawes and Moty stated that it is possible at any time to bring this subject back to return to the current salary, take further reductions, or request an increase.

Supervisor Kehoe said that there are other things that may be considered such as a 10 percent salary reduction or the elimination of the Chairman of the Board stipend, which would save \$2,400 each year. He requested the reconsideration of the motion. Supervisor Baugh stated that he feels the five percent salary reduction is appropriate.

Supervisor Kehoe asked the maker of the motion and the seconder whether they would consider amending the motion to include the elimination of the Chairman's stipend (\$2,400 a year) and reducing salary to 7.5 percent or 10 percent.

Supervisor Baugh stated that he is content with the motion as made.

Supervisor Hartman stated her second will stand.

The motion failed by the following vote:

AYES:	Supervisors Baugh and Hartman
NOES:	Supervisors Kehoe, Moty, and Hawes

By motion made, seconded (Kehoe/Moty), and carried, the Board of Supervisors introduced and waived the reading of an ordinance which reduces the salary of the Board of

Supervisors by five percent until January 1, 2012; and adopted Salary Resolution No. 1370, which reflects the reduction in salary, effective March 16, 2010. Supervisor Baugh voted no.
(See Salary Resolution Book)

TEMPORARY SALARY SUSPENSIONS
ELECTED DEPARTMENT HEADS
RESOLUTION NO. 2009-119

County Administrative Officer Larry Lees presented the staff report and stated that the elected department heads (Sheriff, District Attorney, County Clerk/Registrar of Voters, Treasurer, Assessor-Recorder, and Auditor-Controller) have agreed to suspend the 3 percent salary adjustment scheduled for January 3, 2010 and the 40-hour special compensation for elected department heads scheduled for December 2010 and 2011. This is the equivalent of approximately 6.8 percent reduction in overall compensation.

Supervisor Moty recognized the responsibility of the union representatives to speak for their groups; however, the unprofessional remarks made during the Public Comment Period were inappropriate.

In response to questions by Supervisor Kehoe, Mr. Lees confirmed that the Board of Supervisors remained silent during the negative comments made by union representatives during the Public Comment Period because the Meyers-Milias-Brown Act prohibits open discussion regarding current ongoing labor negotiations; the bargaining is to be done in Closed Session.

By motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-119, which temporarily suspends a three percent salary adjustment for elected department heads scheduled for January 3, 2010 until January 1, 2012; and the 40-hour special compensation for elected department heads scheduled for December 2010 and December 2011.

(See Resolution Book No. 50)

TEMPORARY SALARY SUSPENSIONS
APPOINTED DEPARTMENT HEADS
RESOLUTION NO. 2009-120

At the recommendation of County Administrative Officer Larry Lees and by motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-120, which temporarily suspends a three percent salary adjustment for appointed department heads and other unrepresented managers scheduled for January 3, 2010 until January 1, 2012.

(See Resolution Book No. 50)

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Mahon v. County of Shasta; Runyon v. County of Shasta; and McLaughlin v. Robert L. Davis, County of Shasta, pursuant to Government Code section 54956.9, subdivision (a); and
2. Confer with its council to discuss anticipated litigation, pursuant to Government Code section 54956.9, subdivision (c); 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.

12:03 p.m.: The Board of Supervisors recessed to Closed Session.

12:34 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, 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 to discuss existing and anticipated litigation, as well as labor negotiations; by a unanimous vote, the Board of Supervisors assigned the matter of McLaughlin v. Robert L. Davis, County of Shasta to the law offices of Gary Brickwood. No other reportable action was taken.

12:36 p.m.: The Board of Supervisors recessed.

1:10 p.m.: The Board of Supervisors reconvened.

FIELD TRIP

AIRPORT ROAD AT SACRAMENTO RIVER BRIDGE RIBBON-CUTTING CEREMONY

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, ribbon-cutting ceremony, and spoke about the project.


1:30 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, December 15, 2009

REGULAR MEETING

8:28 a.m.: Chairman Hawes called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Kehoe
District No. 2 - Supervisor Moty
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
Administrative Board Clerk - Valerie Ibarra

REGULAR CALENDAR

CLOSED SESSION ANNOUNCEMENT

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer 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.

8:29 a.m.: The Board of Supervisors recessed to Closed Session.

9:00 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, Chief Deputy Clerk of the Board Glenda Tracy, and Administrative Board Clerk Valerie Ibarra present.

REPORT OF CLOSED SESSION ACTIONS

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

INVOCATION

Invocation was given by Dr. Stephen Campbell, Lead Pastor, Redding First Church of the Nazarene.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Jon L. Ruiz discussed labor negotiations between Shasta County and the Shasta County Deputy Sheriff's Association.

Sheriff Tom Bosenko denounced the verbal attacks made on the members of the Board of Supervisors and County Administrative Officer Larry Lees at the December 8, 2009 meeting regarding labor negotiations between Shasta County and the Shasta County Deputy Sheriffs' Association, and he discussed delivering public services during the current difficult economic times.

REGULAR CALENDAR

PRESENTATIONS

VETERANS SERVICE OFFICER

County Administrative Officer Larry Lees introduced Robert W. Dunlap, Jr., newly appointed Veterans Service Officer, who expressed his appreciation for the appointment.

BOARD MATTERS

PROCLAMATION: BILL OF RIGHTS DAY

By motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates December 15, 2009 as Bill of Rights Day in Shasta County. Roberta Wright accepted the proclamation on behalf of the Daughters of the American Revolution.

PRESENTATION: HERGER-FEINSTEIN QUINCY LIBRARY GROUP PILOT PROJECT

Chairman Hawes announced the Quincy Library Group item was pulled at the request of County Forester Frank Stewart.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Hawes announced the Sheriff's budget amendment regarding the California Multi-jurisdictional Methamphetamine Enforcement Team grant award was pulled at the request of the department.

CONSENT CALENDAR

By motion made, seconded (Moty/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 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, 2010 through December 31, 2010. (Administrative Office)

Approved and authorized the Chairman to sign the County Claims List totaling \$650.16 requiring special board action. (Auditor-Controller)

Enacted Ordinance No. 378-1998, which approves Zone Amendment No. 06-037, Justice (Centerville area), as introduced October 20, 2009. (Clerk of the Board)
(See Zoning Ordinance Book)

Reappointed Chad Arseneau, Walt Caldwell, and Matt Magnuson to the Burney Basin Mosquito Abatement District Board of Directors for terms to expire January 2012. (Clerk of the Board)

Reappointed Janet Tyrrel (as recommended by District 1 Supervisor Kehoe) and Mana Davis (as recommended by District 5 Supervisor Baugh) to the Commission on Aging for terms to expire January 2012. (Clerk of the Board)

Reappointed Sam Major, Chris Kutras, Ken Burns, Jim McDilda, and Patrick Wallner (as recommended by District Supervisors 1 through 5, respectively) to the Economic Development Corporation for terms to expire January 2012. (Clerk of the Board)

Appointed James Ontano to fill an unexpired term to November 2011 and reappointed Crystal Hatch for a term to expire November 2013 to the Fall River Mills Cemetery District Board of Directors. (Clerk of the Board)

Reappointed Glenn Aldridge and Bob Nash to the Grazing Advisory Board for terms to expire January 2013. (Clerk of the Board)

Reappointed Barbara Jackson (as recommended by District 2 Supervisor Moty) and Katharine Ann Campbell (as recommended by District 3 Supervisor Hawes) to the Public Health Advisory Board for terms to expire March 2013. (Clerk of the Board)

Reappointed William Meek and Jeffrey Gorder to the Shasta County Public Law Library Board of Trustees for terms to expire January 2011. (Clerk of the Board)

Reappointed Dan Gover to the Sacramento River Conservation Area Forum for a term to expire January 2012. (Clerk of the Board)

Reappointed Dr. Andrew Deckert, Maxine Wayda, Barbara Lapp, Dr. Jennifer Moranda, Jane Wilson, and Judie Englesby-Smith to the Shasta Children and Families First Commission for terms to expire January 2011. (Clerk of the Board)

Reappointed Steve Foster and Brian Gartner to the Well Standards Advisory Board for terms to expire January 2012. (Clerk of the Board)

Adopted Resolution No. 2009-121, which repeals Resolution No. 81-266, dissolves the Shasta County Mental Health Advisory Board, dissolves the Shasta County Alcohol and Drug Advisory Board, and establishes the Shasta County Mental Health, Alcohol and Drug Advisory

Board; and approved the Shasta County Mental Health, Alcohol and Drug Advisory Board Bylaws. Appointments were made of the following individuals:

<u>Names</u>	<u>Term Expiration Date</u>
Marjorie Hall (Family)	January 2011
Butch Jones (Community)	January 2011
Jim Middleton (Community)	January 2011
Mary Rickert (Family)	January 2011
Don Van Buskirk (Community)	January 2011
Sherri Allan (Consumer)	January 2012
Dianna Branch (Family)	January 2012
Georgia Dukes (Community)	January 2012
Michelle Gazzigli (Consumer)	January 2012
Thomas Gibbons (Consumer)	January 2012
Steve Lucarelli (Community)	January 2012
Rusty Garren (Consumer)	January 2013
David Honey (Community)	January 2013
Samuel Major (Community)	January 2013
James Montgomery (Consumer)	January 2013
Richard Myers (Community)	January 2013
Lowell Streiker (Community)	January 2013
Sandra Tary (Community)	January 2013

(Health and Human Services Agency (HHS)-Adult Services)

(See Resolution Book No. 50)

Approved and authorized the Alcohol and Drug Program Administrator to sign the California Emergency Management Agency 2009 Recovery Act Justice Assistance Grant - Substance Abuse Offender Treatment Program Application in the amount of \$292,973 and any other necessary documents to provide substance abuse treatment for the grant period October 1, 2009 through March 31, 2011; and approved and authorized the Chairman to sign the Certificate of Assurance of Compliance. (HHS-Adult Services)

Approved and authorized the Chairman to sign a renewal lease with Parlay Investments, Inc. in the amount of \$10,125 per month (\$0.75 per square foot) for 13,500 square feet of office space at 1313 Yuba Street, Redding for the period January 1, 2010 through December 31, 2011, with three optional one-year renewals. (HHS-Children's Services)

Approved and authorized the Chairman to sign a retroactive amendment to the agreement with Mayers Memorial Hospital District increasing Shasta County's compensation by \$26,104.50 (for a new total not to exceed \$76,104.50) to provide Hospital Preparedness Program coordination activities effective January 1, 2009, which increases salary and benefit compensation from \$40 per hour to \$55 per hour for not more than 909 hours, for an amount not to exceed \$49,995.00; and effective July 1, 2009, which adds administrative compensation in an amount not to exceed \$18,842.50 for 15 percent of the total amount invoiced to the California Department of Public Health for agreement-related costs, adds annual compensation in an amount not to exceed \$7,267.00 to utilize EMResource services from EMSystems, adds completion of the Trust Fund report by Mayers, and extends the term of the agreement to June 30, 2010. (HHS-Public Health)

Approved and authorized the Chairman to sign a retroactive agreement with EMSystems, LLC in the amount of \$7,208.56 (\$0.04 per County resident) to access a real-time communication and emergency preparedness resource management system for Hospital Preparedness Program activities from September 22, 2009 through September 21, 2010, with two automatic one-year renewals at an amount to be determined through a per-capita calculation. (HHS-Public Health)

Approved and authorized the Chairman to sign a retroactive agreement, a Non-Supplantation Certification, and a Certification Regarding Lobbying with the California Department of Public Health to receive a maximum amount of \$366,121 in Public Health Emergency Response Phase III funds to prepare for and respond to pandemic H1N1 influenza from July 31, 2009 through July 30, 2010; approved and authorized the Director of Public Health to sign amendments which result in a net change of not more than 10 percent and other minor, non-monetary amendments; approved and authorized the Director of Public Health to sign the Contractor's Release upon completion and receipt of funds; and authorized the Auditor-Controller to pay claims related to the agreement. (HHSА-Public Health)

Approved and authorized the Chairman to sign an agreement with the California Department of Rehabilitation in an amount not to exceed \$52,043 to receive one-time American Recovery and Reinvestment Act funds to the Opportunity Center to provide enhanced vocational rehabilitation services for the period September 1, 2009 through September 30, 2010; and approved and authorized the HHSА Director to sign related contract documents and amendments which result in a net revenue change of not more than 20 percent and other minor, non-monetary amendments that do not result in a substantial or functional change in services. (HHSА-Public Health)

Approved a budget amendment increasing appropriations and revenue in the Sheriff's budget by \$35,230 to reflect budgetary modifications to Homeland Security grant projects and to rebudget prior-year projects not yet completed; approved a budget amendment increasing appropriations and revenue in the Public Health budget by \$4,074, to be offset with a Transfer-In from the Sheriff's budget; approved a budget amendment increasing appropriations and revenue in the County Fire budget by \$9,515, to be offset with a Transfer-In from the Sheriff's budget; and authorized the Auditor-Controller to pay claims for expenses that include participating agency costs related to the grant through subsequent fiscal years in which funds have been re-appropriated until all grant funds have been exhausted. (Sheriff)

Approved and authorized the Chairman to sign a corrected Equitable Sharing Agreement and Certification Affidavit outlining receipt and expenditure of federal asset forfeiture sharing funds during Fiscal Year 2008-09. (Sheriff)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Jail Painting Project within 10 days of actual completion of the work. (Public Works)

REGULAR CALENDAR, CONTINUED

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 Local Area Formation Commission (LAFCO) meeting.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

9:30 a.m.: Supervisor Moty recused on this item due to a personal relationship with a member of the Economic Development Corporation Board of Directors, and he left the chambers.

**AGREEMENT: ECONOMIC DEVELOPMENT CORPORATION
SHASTA METRO ENTERPRISE ZONE ADMINISTRATION**

Administrative Analyst Angela Richardson introduced Economic Development Corporation (EDC) President Greg O'Sullivan, who provided the EDC annual report, noting the EDC staff has already taken a 10 percent salary reduction to balance the EDC budget. The EDC focused on an aggressive Business Retention Program (with one dedicated full-time employee), conducted six business seminars throughout Shasta County, and served over 250 businesses (with an average of less than 25 employees) and approximately 20 businesses (representing over 197 jobs) in the unincorporated area.

EDC is working with Congressman Wally Herger to expand certain economic zones in Shasta County since only businesses located in those zones may apply for U.S. Forest Service contracts.

Mr. O'Sullivan introduced the EDC Board of Directors President Brad Frost, who stressed the importance of the benefits of tax vouchers to Shasta County.

Ms. Richardson presented the staff report and recommended approval of the agreement, a 61 percent decrease in compensation from the Fiscal Year 2008-09 agreement.

In response to a question by Supervisor Kehoe, CAO Lees recommend renewal of the Shasta Enterprise Zone administration and Economic Development Program in the amount of \$3,500 in order for the County to receive state benefits; however, due to poor economic times he does not recommend approval of the entire agreement. The full amount of the renewal agreement was presented for approval to the Board of Supervisors at the request of EDC in order for EDC to prepare their budget.

Supervisor Kehoe made a motion to approve the Shasta Metro Enterprise Zone - General Zone Administration portion of the agreement in the amount of \$3,500. The motion died for lack of a second.

By motion made, seconded (Hartman/Baugh), and carried, the Board of Supervisors approved and authorized the Chairman to sign a renewal agreement with EDC in the amount of \$17,500 from the date of signing through June 30, 2010 to administer the Shasta Metro Enterprise Zone; Enterprise Zone retention, expansion, and outreach services; and Industrial Land Reuse (Brownfields) for Fiscal Year 2009-10. Supervisor Kehoe voted no.

9:56 a.m.: The Board of Supervisors recessed.

10:04 a.m.: The Board of Supervisors reconvened with all Supervisors present.

SUPPORT SERVICES**MEMORANDUM OF UNDERSTANDING: PROFESSIONAL PEACE OFFICERS ASSOCIATION**
RESOLUTION NO. 2009-122

Director of Support Services Michelle Schafer presented the staff report and explained that the recommendation before the Board of Supervisors is to extend the Memorandum of Understanding between the Professional Peace Officers Association (PPOA) and the County of Shasta through July 31, 2011 and to modify CalPERS pension benefits to pay up to 6 percent of their CalPERS pension beginning with 3 percent on December 20, 2009 and an additional 3 percent commencing on August 1, 2010. With this concession, the contract was extended for one year, through July 31, 2011. The County will save approximately \$44,000 through the remainder of Fiscal Year 2009-10 and will save approximately \$162,000 per year, beginning in Fiscal Year 2010-11.

By motion made, seconded (Hartman/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2009-122, which extends the Memorandum of Understanding with the Professional Peace Officers Association (PPOA) through July 31, 2011; and modifies how CalPERS pension benefits for the PPOA are funded.

(See Resolution Book No. 50)

HEALTH AND HUMAN SERVICES**HHSA-REGIONAL SERVICES****GENERAL ASSISTANCE PROGRAM**
BUDGET AMENDMENT

Health and Human Services Agency Director Marta McKenzie presented the staff report and recommended approval of the budget amendment. The General Assistance Program is made up of three separate indigent client groups: those temporarily incapacitated for a period of time not anticipated to last more than six months; those on interim assistance for permanently incapacitated individuals and waiting for Supplemental Security Income (SSI) to be approved, and those who are employable but are currently unemployed.

At the current caseload, the funds will be exhausted by December 31, 2009 if additional resources are not transferred to the program. Request is made for a \$315,000 budget transfer to assist through June 30, 2010. Current law allows for a reduction of monthly grants by an amount not to exceed \$40 per month.

Supervisor Kehoe opposed reducing the monthly grant maximum amount as it would be incongruous with the Board's philosophy to do everything within reason to assist Shasta County citizens.

In response to questions by Supervisors, Ms. McKenzie explained the department has had a deficit of \$8 million dollars in the last two fiscal years. Residual fund balances are depleting as the department continues to provide state mandated programs and will not last through Fiscal Year 2010-11. Currently, the fund balance is estimated to be \$6 million. CAO Lees confirmed the General Assistance Program is state mandated but fully funded by the County's General Fund, and he recommended reduction of the monthly grant maximum due to the economic downturn.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors approved a budget amendment increasing appropriations in the County Indigent Cases (GA) budget by \$315,000, to be offset by fund balance, to accommodate increased caseload and benefit cost in the General Assistance Program; and reduced the monthly grant maximum by an amount up to \$40 effective January 1, 2010 to offset a portion of the cost of medical care benefits provided through the County Medical Services Program that are paid by Shasta County. Supervisor Kehoe voted no.

LAW AND JUSTICE

SHERIFF

BUDGET AMENDMENTS

Sheriff Tom Bosenko stated that as a result of the continued decline in Proposition 172 receipts through Fiscal Year 2009-10, the Sheriff's Office has reduced appropriations and revenue.

Undersheriff Greg Wrigley advised that revenue derived from Proposition 172 has decreased; therefore, in order to pay expenses, budget reductions are necessary to be made. Efforts are made to make the reductions to avoid having to lay off employees.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors approved budget amendments decreasing appropriations by \$421,125 and revenues by \$414,242 by decreasing appropriations and revenues in the Sheriff's budget by \$251,068; decreasing appropriations and revenues in the Boating Safety budget by \$15,135; decreasing appropriations and revenues in the Jail budget by \$76,000; decreasing appropriations and revenues in the Burney Station budget by \$55,795; decreasing appropriations and revenues in the Coroner's budget by \$34,914; increasing appropriations and revenues in the Dispatch budget by \$18,670; and decreasing appropriations in the Animal Control budget by \$6,883.

SCHEDULED HEARINGS

PUBLIC WORKS

PRESENTATION: ENERGY EFFICIENCY CONSERVATION BLOCK GRANT PROGRAM

This was the time set to conduct a public hearing to receive a presentation regarding integrated energy services. Public Works Director Pat Minturn presented the board report and recommended approval to continue agreement negotiations with Beutler Corporation for the Energy Efficiency Conservation Block Grant Program. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

Mr. Minturn said the Shasta County is potentially eligible for approximately \$400,000 in Energy Efficiency Conservation Block Grant funding from the California Energy Commission (CEC) to replace and upgrade aging mechanical and electrical systems.

Potential projects include replacement of air conditioning chillers and installation of demand controls on ventilation at the Justice Center, upgrading exit signs at various County facilities, and replacement 22 HVAC units in the Breslauer Campus.

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

By consensus, the Board of Supervisors continued the public hearing to January 5, 2010 at 9:00 a.m., or as soon thereafter as may be heard.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled Kreger v. County of Shasta, Gutierrez v. County of Shasta, and Tehama County v. John Chiang, California State Controller, et al., pursuant to Government Code section 54956.9, subdivision (a); and
2. Consider public employee performance evaluations (County Administrative Officer and County Counsel), pursuant to Government Code section 54957.

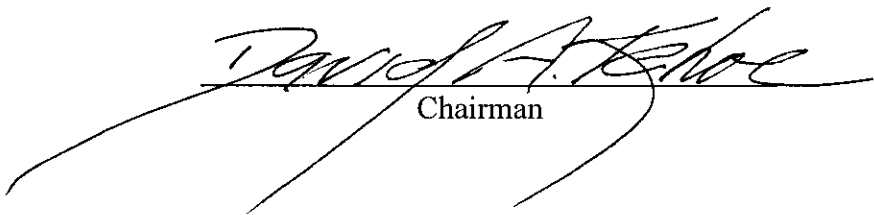
11:21 a.m.: The Board of Supervisors recessed to Closed Session.

1:39 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer 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 labor negotiations and existing litigation, as well as public employee performance evaluations. By a unanimous vote, the Board of Supervisors authorized the law office of Gary Brickwood to handle the defense in the matter of Gutierrez v. County of Shasta; and authorized County Counsel to handle the defense in the matter of Tehama County v. John Chiang, California State Controller, et al.

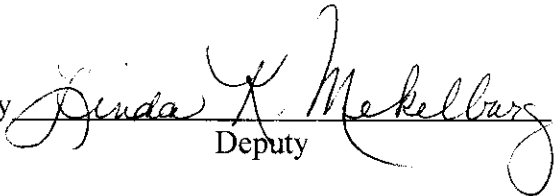
1:40 p.m.: The Board of Supervisors adjourned.



Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By 
Deputy