

December 13, 2016

TBD

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, December 13, 2016

**REGULAR MEETING**

9:00 a.m.: Chairman Giacomini 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 Giacomini  
District No. 4 - Supervisor Schappell  
District No. 5 - Supervisor Baugh

County Executive Officer - Larry Lees  
County Counsel - Rubin E. Cruse, Jr.  
Administrative Board Clerk - Candice Marlar  
Administrative Board Clerk - Mary Hurton  
Agency Staff Service Analyst - Ayla Tucker

**INVOCATION**

A moment of silence was taken in lieu of an invocation.

**PLEDGE OF ALLEGIANCE**

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

**REGULAR CALENDAR****BOARD MATTERS****PROCLAMATION****BILL OF RIGHTS DAY, DECEMBER 15, 2016**

At the recommendation of Supervisor Kehoe, and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designates December 15, 2016 as Bill of Rights Day in Shasta County.

**PRESENTATIONS****10<sup>TH</sup> ANNIVERSARY****SHASTA COUNTY HEALTH AND HUMAN SERVICES AGENCY FORMATION**

The Board of Supervisors received a presentation regarding the 10<sup>th</sup> anniversary of the Shasta County Health and Human Services Agency (HHSA) formation.

HHSA Director Donnel Ewert stated that since its formation, the HHSA has expanded services offered in Regional Offices, increased access to health care, addressed adverse childhood experiences, increased housing resources, implemented behavioral health court, provided child welfare integration, provided behavioral health program integration, expanded the role for Community Health Advocates, implemented programs funded by the Mental Health Services Act, and provided Electronic Benefit Transfer access at farmers' markets.

**PUBLIC COMMENT PERIOD - OPEN TIME**

William Gilbert expressed frustrations with his interactions with a County employee.

**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 the Certification Statement for the State Department of Education which appoints and reappoints members to the Shasta County Local

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Child Care Planning Council for the period January 1, 2017 through December 31, 2017. (Administrative Office)

Adopted Resolution No. 2016-144, pursuant to Government Code §27640 and §27641, which reappoints Rubin E. Cruse, Jr. as County Counsel for a four-year term commencing on January 3, 2017 at Step “F” of the position classification. (Administrative Office)  
(See Resolution Book No. 57)

Approved the minutes of the meeting held on December 6, 2016, as submitted. (Clerk of the Board)

Took the following actions regarding the Western Shasta Resource Conservation District Board of Directors: Determined that Alan Hill and Phil Schoefer have a demonstrated interest in soil and water conservation; appointed Alan Hill to a vacant term to expire November 30, 2020; and reappointed Phil Schoefer to a four-year term to expire November 30, 2020. (Clerk of the Board)

Took the following actions regarding the Burney Fire Protection District Board of Directors: Appointed Jack Hathaway for a two-year term to expire December 2018; and reappointed Robert Moore for a four-year term to expire December 2020. (Clerk of the Board)

Appointed Janet Applegarth-Yarbrough to the Shasta Public Library System Citizens' Advisory Committee for a four-year term to expire November 30, 2020. (Clerk of the Board)

Reappointed Allen Albaugh and Michael Pasternak to the McArthur Fire Protection District Board of Directors for a four year term to expire December 2020. (Clerk of the Board)

Appointed Laura Beyer to the Mayers Memorial Hospital District Board of Directors for a four-year term to expire December 2020. (Clerk of the Board)

Reappointed Glenn Hawes to the Sacramento River Forum Board of Directors for a four-year term to expire December 31, 2020. (Clerk of the Board)

Accepted the County Clerk/Registrar of Voters' Canvass of the November 8, 2016 Presidential General Election. (County Clerk/Registrar of Voters)

Adopted Salary Resolution No. 1503, effective December 25, 2016, which amends Shasta County's Position Allocation List to delete 1.0 Full-Time Equivalent (FTE) Accountant Auditor I/II position and add 1.0 FTE Agency Staff Services Analyst I/II position in the Agricultural Commissioner/Sealer of Weights & Measures budget. (Support Services-Personnel)

(See Salary Resolution Book)

Took the following actions to add positions to the Health and Human Services Agency (HHSA): Adopted Salary Resolution No. 1504, effective December 11, 2016, which: amends the Shasta County's Classification Specifications and Salary Schedule to add the Lab Director and Assistant Lab Director Classification Specifications, including adding both new Classification Specifications to Footnote 30 that allows additional physician compensation package in accordance with the terms and conditions of the individual's employment contract; and amends Shasta County's Position Allocation List for the HHSA as follows: adds 1.0 Full-Time Equivalent (FTE) Account Clerk III and 2.0 FTE Investigative Services Analyst positions in the HHSA Business and Support Services (BSS) budget; adds 1.0 FTE Alcohol and Drug Counselor I/II position in the HHSA Alcohol & Drug Programs (ADP) budget; adds 4.0 FTE Community Mental Health Worker positions in the HHSA Mental Health Services Act (MHSA) budget; adds 1.0 FTE Staff Nurse I/II position in the HHSA Mental Health (MH) budget; adds 3.0 FTE Assistant Social Worker/Social Worker (June 30, 2021 sunset date), 1.0 FTE Community Education Specialist I/II, 1.0 FTE Public Health (PH) Nutritionist I/II, and 1.0 FTE Staff Services Analyst I/II positions in the HHSA PH budget; adds 2.0 FTE Social Service Aide, 1.0 FTE Office Assistant I/II, and 2.0 FTE Assistant Social Worker/Social Worker positions in the Social Services budget; adds 3.0 FTE Employment Services Instructor I/II positions in the HHSA Social Services Opportunity Center (OC) budget; and adds 1.0 Full-Time Equivalent (FTE) Laboratory Director, 1.0 FTE Assistant Laboratory Director in the HHSA PH budget; and approved a budget amendment in the HHSA budgets as follows: increase appropriations by \$109,052, offset by an increase in cost applied from the MHSA, MH, PH, ADP, Social Services, and the OC budgets in the BSS budget; increase appropriations and revenues by \$40,997 in the ADP budget; increase appropriations by \$120,167 in the MHSA budget offset with use of MHSA Restricted General Purpose fund balance; increase appropriations by \$183,497 in the MH budget offset with use of MH Unassigned General Purpose fund balance; increase appropriations and revenues by \$213,918 in the PH budget; increase appropriations by \$193,222 in the Social Services budget offset with use of Social Services-Restricted State Realignment 1991/2011 fund balance; and increase appropriations and revenues by \$76,874 in the Social Services OC budget. (Health and Human Services Agency-Business and Support Services)

(See Salary Resolution Book)

Adopted Resolution No. 2016-145, which: Approves and authorizes the Chairman to sign a retroactive renewal revenue Agreement No. #AG-91S8-C-17-0001 (Agreement) with the United States Department of Agriculture Forest Service (USDA) Northern California Service Center, for the Opportunity Center to provide janitorial services for the period of December 1, 2016 through December 31, 2016 in the amount of \$8,602.65 and authorizes the Health and Human Services Agency (HHSA) Director, or any HHSA Branch Director designated by the HHSA Director, to authorize receipt of an amount up to \$86,026.50 for the period December 1, 2016 through September 30, 2017 with four optional one-year renewals for a maximum funding up to \$505,467.13; authorizes the HHSA Director, or any HHSA Branch Director designated by the HHSA Director, to sign and execute any and all subsequent documents required by the USDA to effectuate the execution of the Agreement up to five years, and that otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*;

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authorizes the HHSA Director, or any HHSA Branch Director designated by the HHSA Director, to sign and execute the document titled Assurance Regarding Felony Conviction or Tax Delinquent Status for Corporate Applicants, and that otherwise comply with Administrative Policy 6101, *Shasta County Contracts Manual*; and authorizes the HHSA Director, or any HHSA Branch Director designated by the HHSA Director, to sign and execute any and all subsequent amendments or modifications, to the agreement (prospective and retroactive) including amendments or modifications that may increase revenue by up to \$50,000, and that otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*. (Health and Human Services Agency-Regional Services)

(See Resolution Book No. 57)

Took the following actions to implement the Foster Parent and Relative Caregiver Recruitment, Retention and Support Program (Program): Adopted Resolution No. 2016-146, which authorizes the Chief Probation Officer to make purchases for goods and services necessary to carry out the obligations of the Program; adopted Salary Resolution No. 1505, effective December 25, 2016, which amends the Shasta County Position Allocation List to add 1.0 Full-Time Equivalent Deputy Probation Officer I/II, with a sunset date of June 30, 2017, to carry out the obligations of the Program; and approved a budget amendment increasing appropriation and revenue by \$189,212 in the Probation Department budget for the Program including the addition of a new fixed asset vehicle necessary to carry out the obligations of the Program. (Probation)

(See Resolution Book No. 57)

(See Salary Resolution Book)

Accepted the bid and awarded the purchase of a new boat and trailer to Rogue Jet Boatworks for the total purchase price of \$79,998 (including sales tax and delivery) for the Sheriff's Office Boating Safety Program. (Sheriff)

Approved and authorized the Chairman to sign the following lease agreements at Fall River Mills Airport for the term January 1, 2017 through March 31, 2019: Fixed hangar lease agreement with Marshall Grant at \$250.00 per month; fixed hangar lease agreement with Mark Vestal at \$250.00 per month; and portable hangar lease agreement with Chris Lowery at \$300.00 per year. (Public Works)

Took the following actions regarding the Skylark Lane Emergency Fire Escape Road (EFER) Permanent Road Division (PRD), Skylark Lane EFER No. 2 PRD, and Skylark Lane EFER No. 3 PRD: Adopted Resolution No. 2016-147, which consolidates Skylark Lane EFER PRD, Skylark Lane EFER No. 2 PRD and Skylark Lane EFER No. 3 PRD into Skylark Lane EFER PRD; received the maintenance cost estimate; and received the County Surveyor's report on the boundary description (in the form of a map). (Public Works)

(See Resolution Book No. 57)

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Adopted Resolution No. 2016-148, which dissolves the Deer Flat Road Permanent Road Division. (Public Works)

(See Resolution Book No. 57)

## **REGULAR CALENDAR, CONTINUED**

### **GENERAL GOVERNMENT**

#### **ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

##### **LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Executive Officer Larry Lees presented an update on specific legislation of importance to Shasta County, including possible fiscal concerns relating to tax revenues and Public Employees Retirement System rate structure changes.

Supervisor Baugh recently attended a Rural County Representatives of California meeting.

Supervisor Schappell recently attended an Oversight Board of the Successor Agency to the Shasta Lake Redevelopment Agency meeting.

Supervisor Moty recently attended a Sacramento River Forum meeting.

Supervisor Baugh presented Supervisor Giacomini with a certificate of appreciation from Local Agency Formation Commission for her service as a commissioner.

Supervisor Kehoe presented Supervisors Giacomini and Schappell plaques on behalf of the Board of Supervisors of the County of Shasta.

Supervisors reported on issues of countywide interest.

**LAW AND JUSTICE**

**SHERIFF**

**DONATION: WE BACK THE BLUE**  
**REDDING PEACE OFFICERS ASSOCIATION**  
**PROTECTIVE EQUIPMENT**  
**BUDGET AMENDMENT**

K-Shasta Morning Show hosts Don Burton and Heather Ryan stated they are honored to be able to use their radio platform to benefit their community and support law enforcement.

We Back the Blue Co-Chair Brian Martin stated he is impressed with the community and the local support of law enforcement.

At the recommendation of Sheriff Tom Bosenko, and by motion made, seconded (Kehoe/Moty), and unanimously carried, the Board of Supervisors took the following actions: Accepted a donation from We Back The Blue, through the Redding Peace Officers Association, in the amount of \$16,000 and multiple smaller donations totaling \$1,155 for protective equipment; and approved a budget amendment increasing appropriations and revenues by \$17,155 in the Sheriff's budget.

**PUBLIC WORKS**

**OFFERS OF DEDICATION**  
**PUBLIC ROADS**  
**EMERGENCY FIRE ACCESS/ESCAPE ROADS**  
**PUBLIC UTILITIES**

In response to questions by Supervisor Giacomini, Public Works Director Pat Minturn stated that the Board of Supervisors did not accept the Offer of Dedications previously for unknown reason. In addition, the current list of affected properties is not available and will not be available due to quantity of maps and parcels that would need to be examined.

In response to questions by Supervisor Baugh, Mr. Minturn stated that the threshold for an established road would be determined through a court proceeding.

In response to questions by Supervisor Baugh, Senior Deputy County Counsel David Yorton stated that the proposed action does not pose any legal ramifications to the County.

In response to questions by Supervisor Kehoe, Mr. Minturn stated the change in approach started in 2001 when the inconsistencies were noticed with easements, but the proposed action is to guarantee access to property owners and the County. In addition, Mr. Minturn stated there are no negative costs to the County associated with the proposed action.

In response to questions by Supervisor Schappell, Mr. Minturn stated that due to Open Notorious and Hostile Occupation, right of passage is permitted on parcels where the road way has been established even without an easement or Offer of Dedication.

By motion made, seconded (Kehoe/Schappell), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance which accepts all previous offers of dedication for public roads, emergency fire access/escape roads, and/or public utilities which have already been put to their intended uses.

### **CLOSED SESSION ANNOUNCEMENT**

Chairman Giacomini announced that the Board of Supervisors would recess to a Closed Session to confer with legal counsel to discuss existing litigation entitled Jeremiah Woolf v. County of Shasta and UPEC, Local 792 v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (d), paragraph (1).

10:30 a.m.: The Board of Supervisors recessed to Closed Session.

11:28 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Executive Officer/Clerk of the Board Larry Lees, and County Counsel Rubin E. Cruse, Jr. present.



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**REPORT OF CLOSED SESSION ACTIONS**

County Counsel Rubin E. Cruse, Jr. reported that the Board of Supervisors met in Closed Session to discuss existing litigation; in the matter of *Jeremiah Woolf v. County of Shasta*, a case involving the alleged violation of constitutional rights arising out of alleged denial of medical care in the jail, the Board of Supervisors, by a 5-0 vote, gave approval to legal counsel to defend this action and authorized the County Counsel's Office to assign the defense in this case to Gary Brickwood, Esq.

There is no other reportable action.

11:29 a.m.: The Board of Supervisors adjourned.

\_\_\_\_\_  
Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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