

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 6, 2018

REGULAR MEETING

9:00 a.m.: Chairman Baugh 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 Rickert
District No. 4 - Supervisor Morgan
District No. 5 - Supervisor Baugh

County Executive Officer - Larry Lees
County Counsel - Rubin E. Cruse, Jr.
Chief Deputy Clerk of the Board - Mary Williams
Administrative Board Clerk - Kristin Gulling-Smith
Administrative Board Clerk - Trisha Boss

INVOCATION

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

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: GRAND JURY AWARENESS MONTH MARCH 2018

At the recommendation of Supervisor Baugh and by motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates March 2018 as "Grand Jury Awareness Month" in Shasta County.

PUBLIC COMMENT PERIOD - OPEN TIME

Dianna Wagner, Branch Director of Health and Human Services Agency- Children's Services, spoke regarding Social Work Appreciation Month.

Monique Welin spoke regarding mental health issues.

William Gilbert spoke regarding concerns with his interactions with Shasta County employees.

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CONSENT CALENDAR

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

Approved the minutes of the meeting held on February 7, 2018 and February 27, 2018, as submitted. (Clerk of the Board)

Approved Resolution 2018-019 which approved and authorized the Chairman to sign the Third Amendment and Restarted Joint Exercise of Powers Agreement with the counties of Butte, Colusa, Glenn, Nevada, Placer, Siskiyou, Sutter, Tehama, and Yuba effective February 1, 2018 to remove the County of Yolo and add the County of Glenn as members of the Sierra-Sacramento Valley Emergency Medical Services Joint Powers Agency with no change in compensation. (Clerk of the Board)

(See Resolution Book No. 60)

Approved and authorized the sale of the following water trucks via public auction: 1976 Kenworth COE 3,000 Gallon Water Truck, at the high bid of \$15,351; and 1979 Kenworth 3,000 Gallon Water Truck, at the high bid of \$20,351. (Support Services-Purchasing)

Approved and authorized the Chairman to sign a retroactive amendment to the revenue agreement with the County of Trinity for placement of Juvenile Court wards at the Shasta County Juvenile Rehabilitation Facility, effective September 30, 2016 which: Increases the maximum compensation payable to Shasta County by \$200,000 (for a new total not to exceed \$300,000); and confirms the initial term dates of September 30, 2016 through September 30, 2017, and retains the two automatic one-year renewals. (Health and Human Services Agency-Adult Services)

Took the following action regarding the Public Work/Resource Management – Real Property Purchase: Find the real property purchase categorically exempt in conformance with the California Environmental Quality Act (CEQA) Guidelines Section 15301, Class 1-Existing Facilities; approved and authorized the Chairman to sign property purchase agreements with: (a) Michael Cogan and Louise Cogan, Trustees of the Michael B. Cogan Retirement Trust (APN: 101-780-009 at \$220,000); and Michael Cogan and Louise Cogan, Trustees of the Michael B. Cogan and Louise H. Cogan Revocable Trust 2012 (APN: 101-780-010 & 101-780-011 at \$220,000); accepted two Grant Deeds conveying the property; approved a budget amendment increasing appropriations and revenue by \$450,000 in the Land, Buildings and Improvement budget; approved a budget amendment transferring appropriations by \$225,000 within the Roads budget; approved a budget amendment transferring appropriations by \$75,000 within the Building Inspection budget; (7) approved a budget amendment transferring appropriations by \$75,000 within the Environmental Health budget; and (8) authorized the County Executive Officer to approve payment of miscellaneous fees associated with the purchase transaction not to exceed \$10,000, and that otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*. (Public Works)

Took the following action regarding the “Gas Point Road Widening Project,” Contract No. 702976: Approved and authorized the Chairman to sign right-of-way contracts with: Lucille Stowell for right-of-way (0.14 acres at \$7,710) plus a Federal Highway Administration (FHWA) signing incentive of \$1,000; and Michael Jack Van Steen for right-of-way (0.06 acres at \$7,226) plus a FHWA signing incentive of \$1,000; and accepted two Easement Deeds conveying the right-of-way parcels. (Public Works)

REGULAR CALENDAR, CONTINUED

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GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Executive Officer (CEO) Larry Lees had no legislative update.

Supervisor Morgan recently attended a Shasta Regional Transportation Agency Meeting.

Supervisor Moty recently attended a Shasta Regional Transportation Agency Meeting and a Northern Sacramento Valley Integrated Regional Water Management Governing Board Meeting.

Supervisor Rickert recently attended a Shasta Regional Transportation Agency Meeting.

Supervisors reported on issues of countywide interest.

LAW AND JUSTICE

DISTRICT ATTORNEY

PROBATION

PUBLIC DEFENDER

INTERGRATED JUSTICE SYSTEM REPLACEMENT PRESENTATION

District Attorney Stephanie Bridgett presented on the Integrated Justice System. Ms. Bridgett reported the purpose of replacing the aging public safety Case Management System. She requested the waiver of the formal competitive procurement requirements of Administrative Policy 6-101, Shasta County Contracts Manual and Shasta County Code 3.04.020.

In response to questions by Supervisor Morgan, Ms. Bridgett stated the new programing would be capable of converting data; and the data conversion is written into the cost.

In response to questions by Supervisor Moty, Ms. Bridgett said no specific quote was received on the any other programs.

In response to questions by Supervisor Moty, Chief Information Officer Tom Schreiber explained that the old system is being backed up. If the server crashed the issue would be getting that application back up online to be able to retrieve that data from a back end prospective. Integrating the new system would be done with the assistance from both venders Spillman and Journal Technologies. The County Information Technology department would then be able to maintain it. He explained that this is standard procedure. Until the contract is prepared details of the cost of integration are unknown.

In response to questions by Supervisor Kehoe, Ms. Bridgett confirmed that the County can successfully put into place an implementation plan in a cost-effective way. She summarized the initial goal was to stay together with the courts and the process of gathering data that would capture all the vendors that would work for the County departments and the Court. However, with the shortened time frame, based on Law Enforcement going to Spillman and the Court possibly going to a different system, it is necessary to expedite the process. There is no vendor other than Journal Technologies that would meet the needs of the County. Journal Technologies may also satisfy the needs of the Court and one system would be preferable.

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In response to questions by Supervisor Kehoe, CEO Lees stated that, in effect a semi - RFP process has been done. It was Mr. Lees understanding that the court system may be leaning towards a particular vendor but has not yet chosen one.

Mr. Schreiber explained that when looking at doing data conversions, the cost is unknown, until the contract is built detailing the specific needs. Journal Technologies has given an estimate based on what they have done for other counties. Currently the departments are requesting approval to go forward and begin to get details with a contract. Mr. Lees explained the request is for the board to waive the normal procurement rules, as there is only one vendor that offers the desired system. The final contract would come back before the Board, for approval before purchasing the system.

Ms. Bridgett explained that Journal Technologies is familiar with the conversion from JALAN, the current system.

In response to questions by Supervisor Rickert, Ms. Bridgett stated that Journal Technologies is used in eighteen Courts, five District Attorney Offices, seven Public Defenders' offices, and eight Probation departments across the state of California. It is her hope to use this program as long as possible, once it has been purchased.

In response to questions by Supervisor Baugh, Mr. Schreiber stated that the base interface piece would be included in the program and customization would be done for Shasta County. Ms. Bridgett explained that this program keeps the Court and County departments separate.

Melissa Fowler-Bradley, Shasta County Superior Court Executive Officer, stated that they have been one of nine courts that have been reviewing case management systems over the last eight months. The budget change proposal is in the works. When the state budget is passed in June, the Court will select one of the systems from their master list, if the funds are available. The Court has worked very closely with the County. Journal Technologies is high on the list, and she believes that it is a good system. The Court would go live, 18 months after selecting a system.

In response to questions by Supervisor Morgan, Mr. Schreiber explained that employee training would take place and is set into the price, although off-site technical training for IT employees may be an extra cost.

In response to questions by Supervisor Moty, Mr. Schreiber explained that Journal Technologies subscription cost is figured of by the number of users. The county will be able to integrate with whatever system the court decides to go with, although it will be easier if the Court chooses Journal Technologies.

In response to questions by Supervisor Kehoe, Mr. Schreiber stated that the hope is that the County's timeline will be on track with the Court's. If funding isn't available from the state for the Court it will be the County's decision whether to continue to move forward.

In response to questions by Supervisor Baugh, Mr. Lees expressed that this is an investment that is worthy of undertaking.

By motion made, seconded (Kehoe/Rickert), and unanimously carried, the Board of Supervisors took the following actions to replace the aging public safety Integrated Justice System (IJS): Received a presentation about the IJS; waived the formal competitive procurement requirements of Administrative Policy 6-101, *Shasta County Contracts Manual* and Shasta County Code 3.04.020 "Competitive Procurement" due to limitations on the source of supply and necessary restrictions in specifications, to purchase a new IJS public safety Case Management System; and provided direction to staff.

SHERIFF

PROCLAMATION OF LOCAL EMERGENCY

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RESOLUTION 2018-020

Sheriff Tom Bosenko presented about a local emergency regarding a cache of high explosives located in a storage shed/shop on February 26th, 2018, at 5747 Happy Valley Road. The bomb team removed as much of the materials as they safely could, and they disposed of them off through controlled detonations. There was up to 200 pounds of dynamite in a very deteriorated state that was unsafe to move, as well as some other materials. As a result, a local state of emergency was declared. The Sheriff's office worked with the homeowners, and through County Counsel which obtained a public safety nuisance declaration. The only way to fully dispose of items was to burn them, which took place on March 5, 2018. The team is still onsite going through everything to make sure everything is safe.

In response to questions from Supervisor Kehoe, Sheriff Bosenko explained that the purpose of the resolution is to give the Sheriff's office the ability to issue local road closures and evacuations.

In response to question from Supervisor Rickert, Sheriff Bosenko explained that the cleanup will be the responsibility of the homeowners.

By motion made, seconded (Morgan/Moty), and unanimously carried, the Board of Supervisors adopted Resolution 2018-020 which ratifies the Shasta County Director of Emergency Services' February 28, 2018 proclamation of a local emergency and find that there is a need for continuing the local emergency until no longer needed, subject to Government Code 8630(c) review requirements.

(See Resolution Book No. 60)

PUBLIC WORKS

RESOURCE MANAGEMENT

HEALTH AND HUMAN SERVICES AGENCY-PUBLIC HEALTH

**GOSHASTA REGIONAL ACTIVE TRANSPORTATION PLAN
RESOLUTION 2018-021**

Pat Minturn, Director of Public Works presented on the GoShasta Regional Active Transportation Plan: while general transportation plans look at mostly automobile – based, land use, there are also bicycles and pedestrians using non- motorized or alternate transportation lanes. Progress has been made over the years for shoulder-widening projects to improve roadways. This plan was a mandate from the State to prepare so that the County will be eligible for grants and loans, as well as providing the County with direction.

By motion made, seconded (Moty/Rickert), and unanimously carried, the Board of Supervisors took the following action regarding the GoShasta Regional Active Transportation Plan (Plan): adopted Resolution 2018-021 which: Finds the Plan exempt from the California Environmental Quality Act (CEQA) in conformance with Section 15061(b) in that it can be seen with certainty that there is no possibility that the Plan may have a significant effect on the environment; finds the Plan consistent with the Shasta County General Plan; finds the Plan in compliance with the provisions of the California Streets and Highways code Chapter 8 of Division 3, et seq.; and approved the Plan.

(See Resolution Book No. 60)

SCHEDULED HEARINGS

PUBLIC HEARING: HOUSING AND COMMUNITY ACTION PROGRAMS

March 6, 2018

RESOLUTION 2018-022
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

This was the time set aside to conduct a public regarding the Community Development Block Grant Program Income Reuse. Director of Housing and Community Action Programs Laura Burch presented a staff report. 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 (Kehoe/Morgan), and unanimously carried, the Board of Supervisors took the following actions regarding the Community Development Block Grant (CDBG) Program Income Reuse Plan: Conducted a public hearing; closed the public hearing; approved and adopted the Housing Rehabilitation Assistance Program Guidelines; and adopted Resolution 2018-022 which approved and authorized the Director of Housing and Community Action Programs to sign the CDBG Program Income Reuse Agreement for a period five years effective from the date of signing and modifications to the Housing Rehabilitation Assistance Program Guidelines so long as the agreement has been reviewed and approved by County Counsel and otherwise complies with Administrative Policy 6-101, *Shasta County Contracts Manual*.

(See Resolution Book No. 60)

CLOSED SESSION ANNOUNCEMENT

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

Conferred with legal counsel to discuss one case of existing litigation, pursuant (Government Code section 54956.9, subdivision (d), paragraph (1)):

Names of Cases: Kenneth F. Niedzwiecki vs. Shasta County Sheriff Department, et al.

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

11:05 a.m.: The Board of Supervisors returned from Closed Session and reconvened in Open Session with all Supervisors, County Executive Officer/Clerk of the Board Larry Lees, and County Counsel Rubin E. Cruse, Jr. present.

REPORT OF CLOSED SESSION ACTIONS

In the matter of *Kenneth Niedzwiecki v. Shasta County Sheriff's Department*, a case involving the alleged negligence in deploying a K-9, 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.

11:07 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

March 6, 2018

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy

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