

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, September 12, 2023

REGULAR MEETING

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

District No. 1 - Supervisor Crye
District No. 2 - Supervisor Garman
District No. 3 - Supervisor Rickert
District No. 4 - Supervisor Jones
District No. 5 - Supervisor Kelstrom

County Executive Officer/Clerk of the Board - David J. Rickert
Acting County Counsel - Matthew McOmber
Chief Deputy Clerk of the Board - Stefany Blankenship

INVOCATION

Invocation was given by Pastor Robert Montoya, The Potter's House Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Stacie Xiong, Robert, and Steve Woodrum spoke during public comment – open time.

9:11 a.m.: The Board of Supervisors recessed.

9:21 a.m.: The Board of Supervisors reconvened.

Christina Cage, Lisa Jensen, Nathan Blaze, Dawn Duckett, Margaret Hansen, Mary Stephenson, Dolores Lucero, Brian Collier, Alex Bielecki, Pamelyn Morgan, Mac Girtler,

Gayle Martin, Larry Sergeant, Marcia Behnke, Ken Behnke, Christian Gardinier, Margaret Cantrell, Laura Hobbs, Bev Gray, Joshua Brown, Randy Compton, Lisa Michaud, Mike James, Judy Salter, Bruce Russell, Jon Knight, Max Walter, Tim Hill, Ray Sismorn, Anna Puffer, Bob Holsinger, Donna Stobie, Jenny, Jeff, B.G., Benjamin Nowain, Rick, and Miguel Rodriguez spoke during public comment – open time.

REGULAR CALENDAR

BOARD MATTERS

SEPTEMBER 2023 EMPLOYEE OF THE MONTH **CELA CHAO, SUPERVISING ACCOUNTANT** **HEALTH AND HUMAN SERVICES AGENCY** **RESOLUTION NO. 2023-098**

There was no public comment.

By motion made, seconded (Garman/Crye), and unanimously carried, the Board of Supervisors adopted Resolution No. 2023-098 which recognizes Shasta County Health and Human Services Agency Supervising Accountant Cela Chao as Shasta County's Employee of the Month for September 2023.

(See Resolution Book No. 72)

PROCLAMATION: CONSTITUTION WEEK **SEPTEMBER 17-23, 2023**

Supervisor Jones introduced the proclamation declaring September 17-23, 2023, as "Constitution Week" in Shasta County.

Janet Chandler, Leslie Sabanovich, Jenny, Bev Gray, Lori Bridgeford, Richard Gallardo, and Joshua Brown spoke during public comment.

By motion made, seconded (Kelstrom/Crye), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 17-23, 2023, as "Constitution Week" in Shasta County. Kathryn Tully, Regent of the Major Pierson B. Reading Chapter of the National Society of the Daughters of the American Revolution, was present to accept the proclamation.

CITIZENS ELECTION ADVISORY COMMITTEE **RESOLUTION NO. 2023-099**

Supervisor Jones described the proposed Citizens Election Advisory Committee (CEAC) and its purpose. He clarified that the proposed CEAC would be subject to the Brown Act.

Public comment was opened.

Janet Chandler, Richard Gallardo, Dierdre Holliday, Margaret Hansen, Dawn Duckett, Christian Gardinier, Benjamin Nowain, Pamelyn , Jenny , Dolores Lucero, Susanne Baremore spoke during public comment

Public comment was continued.

Chair Jones announced that the Board would recess to closed session for approximately 90 minutes and to reset the system as required. He stated that further discussion and public comment regarding the Citizens Election Advisory Committee would resume after the Report of Closed Session Actions.

CLOSED SESSION ANNOUNCEMENT

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

Confer with its Labor Negotiators, County Executive Officer David J. Rickert and Personnel Director Monica Fugitt to discuss the following employee organizations: United Public Employees of California, Local 792 – General Unit, pursuant to Government Code section 54957.6; and

Consider a public employee appointment (County Counsel), pursuant to Government Code section 54957; and

Confer with its Agency Designated Representatives, County Executive Officer David J. Rickert and Personnel Director Monica Fugitt, to discuss the following Unrepresented Position: County Counsel, pursuant to Government Code section 54957.6; and

Consider a public employee appointment (Public Works Director), pursuant to Government Code section 54957; and

Confer with its Agency Designated Representatives, County Executive Officer David J. Rickert and Personnel Director Monica Fugitt, to discuss the following Unrepresented Position: Public Works Director, pursuant to Government Code section 54957.6.

There was no public comment.

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

1:40 p.m.: The Board of Supervisors returned from Closed Session and reconvened in Open Session with all Supervisors, County Executive Officer/Clerk of the Board David J. Rickert, and Acting County Counsel Matthew McOmber present.

REPORT OF CLOSED SESSION ACTIONS

Acting County Counsel Matthew McOmber and Chair Jones reported that the Board of Supervisors met in Closed Session to discuss existing litigation and labor negotiations; however, no reportable action was taken.

BOARD MATTERS, CONTINUED

CITIZENS ELECTION ADVISORY COMMITTEE, CONTINUED

Public comment was reopened.

Bev Gray and Bob spoke during public comment, continued.

A motion was made and seconded (Jones/Crye) to adopt the resolution to create the CEAC.

A substitute motion was made and seconded (Rickert/Garman) to table the resolution to allow more time to review the proposal, get input from the Elections Department, and get more information about the potential General Fund impact.

In response to questions by Supervisor Garman, County Executive Officer (CEO) David J. Rickert stated that the CEAC should not have a significant cost.

Mr. McOmber clarified that the proposed resolution was not reviewed by County Counsel nor approved as to form, with the specific exception of revising it to clarify that the CEAC would be subject to the Brown Act.

The substitute motion failed by the following roll call vote:

AYES: Supervisors Rickert and Garman

NOES: Supervisors Jones, Kelstrom, and Crye

By motion made, seconded (Jones/Crye), and carried by roll call vote 3-2 with Supervisor Rickert voting no and Supervisor Garman abstaining, the Board of Supervisors adopted Resolution No. 2023-099 as amended, which establishes a Citizens Election Advisory Committee.

(See Resolution Book No. 72)

PRESENTATION: 2022 SHASTA COUNTY CROP AND LIVESTOCK REPORT

Rick Gurrola, Shasta County Agricultural Commissioner/Sealer of Weights and Measures, gave a presentation on the 2022 Shasta County Crop and Livestock Report.

In response to questions by Supervisor Jones, John Ingram, Deputy Agricultural Commissioner/Sealer of Weights and Measures, explained that the timber statistics were received from the California Timber Tax Board. He stated that the statistics did not include much background information, but numbers were down across all counties. Mr. Ingram stated that he would look into the question of the lower numbers and provide that information to the Board.

In response to further questions by Supervisor Jones, Mr. Gurrola explained that illegal marijuana grows were handled by law enforcement, although the Agricultural department did inspect legal dispensaries to ensure their scales are accurate.

PRESENTATION: JAIL STAFFING UPDATE

Undersheriff Brian Jackson gave an update regarding jail staffing. He discussed current staff numbers and changes, pay scales, and the hiring process.

In response to questions by Supervisor Kelstrom, Undersheriff Jackson described the hiring process, staff morale, qualifications for jail staff, and the differences between classifications. CEO Rickert stated that a salary resolution regarding pay increases for some jail staff would come before the Board later in the month.

In response to questions by Supervisor Crye, Undersheriff Jackson explained that he was unable to clarify the Anderson and Redding Chiefs of Police responses to the plan presented by the Sheriff at the previous meeting, as he had not been involved in conversations with the Chiefs. He explained that his goal was to work with what the Sheriff's Office had, rather than relying on outside agencies.

Dolores Lucero spoke during public comment.

ITEMS PULLED FROM CONSENT CALENDAR

Chief Deputy Clerk of the Board Stefany Blankenship noted that the August 15, 2023, draft minutes had been pulled at the request of the department. She also noted that the renewal agreement with the Shasta County Child Abuse Prevention Coordinating Center attached to the agenda packet had required some minor corrections and that corrected copies were available to the public within Board Chambers and upon request at the Clerk of the Board's office. Ms. Blankenship stated that the item regarding the Shasta Mosquito and Vector Control District had been pulled for discussion.

CONSENT CALENDAR

Shellie Tucker and Steve Kohn spoke during public comment.

In response to a question by a member of the public regarding whether Title III funds could be drawn toward the Clear Creek Community Services District and the installation of fire hydrants at the Igo-Ono School, by motion made, seconded (Rickert/Garman), and unanimously carried, the Board of Supervisors tabled until the September 26, 2023, meeting the item regarding the Secure Rural Schools Act, which would approve, authorize, and obligate Title III funding and approve related budget amendments.

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

Adopted Resolution No. 2023-100 which approves the Fiscal Year 2023-24 Countywide Tax Rate, Unitary Debt Service Rate, and the tax rates for bond sinking funds, voter-approved debt, and tax overrides. (Auditor-Controller)

(See Resolution Book No. 72)

Took the following actions: Approved a retroactive Letter of Interest addressed to the California Department of Healthcare Services (DHCS), for the retroactive service period of January 1, 2022, through December 31, 2022, regarding the Intergovernmental Transfer (IGT) where Shasta County is willing to contribute up to \$9,128,651 in order to receive funding to assist in financing health improvements for Medi-Cal beneficiaries in Shasta County; and approved and authorized the Health and Human Services Agency Director or their designee to complete and submit the State Calendar Year (CY) 2022 Voluntary Rate Range Program Supplemental Attachment to the DHCS. (Health and Human Services Agency-Administration)

Approved an agreement with Sacramento Behavioral Healthcare Hospital in an amount not to exceed \$300,000 to provide inpatient psychiatric hospitalization for the period date of signing through June 30, 2025. (Health and Humans Services Agency-Behavioral Health and Social Services)

Took the following actions: Approved an agreement with the California Mental Health Services Authority (CalMHSA) to participate in CalMHSA's Psychiatric Inpatient Concurrent Review (PICR) program, in an amount not to exceed \$68,992 per fiscal year, with a maximum compensation of \$137,984 throughout the entire term of the agreement; approved and authorized the Director of the Health and Human Services Agency (HHSA), or any HHSA Branch Director designated by the HHSA Director, to sign prospective and retroactive amendments to the agreement that do not otherwise result in a substantial or functional change to the original intent of the agreement, and do not change the maximum compensation, so long as they otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*. (Health and Human Services Agency-Behavioral Health and Social Services)

Approved a renewal agreement with the Shasta County Child Abuse Prevention Coordinating Council for prevention programs and services at the Anderson Teen Center, in an amount not to exceed \$54,000 over the entire term, funded by the Edward Byrne Memorial Justice Assistance Grant for the period date of signing through June 30, 2026. (Probation)

Took the following actions regarding the “Shasta County Jail Elevator Modernization Project,” Contract No. 610598: Found the project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301, Class 1 – Existing Facilities; approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after October 12, 2023, at 11:00 a.m. (Public Works)

Took the following actions regarding the “CSA 17-Cottonwood Collection System Improvement Project,” Contract No. 610533: Rejected all bids submitted on June 8, 2023; approved revised project plans and specifications and directed the Public Works Director to re-advertise for bids; and authorized the opening of bids on or after October 26, 2023, at 11:00 a.m. (Public Works)

Adopted Resolution No. 2023-101 which: Repeals Resolution No. 2016-132; and authorizes the Public Works Director to temporarily close various County roads in the Palo Cedro area for the purpose of the Palo Cedro Country Christmas Event. (Public Works)
(See Resolution Book No. 72)

Adopted Resolution No. 2023-102 that: Ratifies the application to the California Department of Resources Recycling and Recovery (CalRecycle) for Household Hazardous Waste Grant Program (HD41) (Program) funds for Fiscal Years 2023-24, 2024-25, 2025-26, and 2026-27 in a tentative amount of \$100,000 on behalf of the County of Shasta as Regional Lead Participant and the cities of Anderson and Shasta Lake as participating jurisdictions; finds that the Program is not subject to the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines section 15060(c)(2); authorizes the Director of Resource Management (Director), or their designee, to accept Program funds in a tentative amount of \$100,000; authorizes the Director, or their designee, to execute all grant-related documents necessary to secure grant funds and to implement the Program; and authorizes expenditures for the operation and completion of the Program through February 26, 2027. (Resource Management)

(See Resolution Book No. 72)

Took the following actions: Waived competitive procurement based on utilizing the City of Redding competitive procurement request for proposal; approved an evergreen agreement with Can/Am Technologies, Inc., with no maximum compensation; and designated signing authority for amendments with approval from the Chief Information Officer and approved as to form from County Counsel and that otherwise complies with Administrative Policy 6-101, *Shasta County Contracts Manual*. (Sheriff)

ACTION ON ITEMS PULLED FOR DISCUSSION FROM CONSENT CALENDAR**SHASTA MOSQUITO AND VECTOR CONTROL DISTRICT APPOINTMENT**

Supervisor Jones introduced the appointment of Donnell Ewert to the Shasta Mosquito and Vector Control District (SMVCD).

Richard G., Lori Bridgeford, Laura Hobbs, Steve Kohn, and Susanne Baremore spoke during public comment.

In response to questions from Supervisors Rickert and Garman, Ms. Blankenship explained that vacancies to boards like the SMVCD have Notices of Vacancy (NOV) posted for a minimum of 15 days in at least three public places, including the County website, the County Administrative Office, and the Redding Library. She stated that a NOV for the SMVCD vacancy had been posted and that only one application for the position had been received.

A motion was made and seconded (Rickert/Garman) to approve the appointment.

A substitute motion was made and seconded (Kelstrom/Jones) to table the item until the next meeting in order for more individuals to apply.

By motion made, seconded (Kelstrom/Jones), and carried by roll call vote 3-2 with Supervisors Rickert and Garman voting no, the Board of Supervisors tabled the appointment to the Shasta Mosquito and Vector Control District Board of Directors until the September 26, 2023, meeting. (Clerk of the Board)

REGULAR CALENDAR, CONTINUED**GENERAL GOVERNMENT****ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE**

County Executive Officer (CEO) David J. Rickert presented an update on County issues and specific legislation of importance to Shasta County, including Assembly Bill (AB) 969, which was awaiting the Governor's signature. Mr. Rickert stated that the County Clerk was prepared to move forward with the scheduled special election in November via either hand counting or machine counting of ballots. He discussed Senate Bill 799, which would extend unemployment to striking workers, and AB 505, which would affect the Juvenile Justice Commission, and stated that fire insurance reform might be reviewed in the next legislative session.

SUPERVISORS' REPORTS

Supervisor Garman reported on issues of countywide interest.

Supervisor Jones reported on issues of countywide interest.

Supervisor Kelstrom reported on issues of countywide interest.

A motion was made by Supervisor Kelstrom to place a discussion about the Zogg Fire Settlement in Closed Session on the next meeting agenda.

Acting County Counsel Matt McOmber stated that the Brown Act contained specific requirements for Open Session exceptions and that, based on the information presented, there was no basis for the item to be a Closed Session discussion. Supervisor Kelstrom clarified that it could involve potential legal action.

Mr. McOmber stated that County Counsel would research the issue and provide that research and advice to the Board based on privileged attorney/client information, after which the Board could make a decision regarding potential action. The Board directed County Counsel to do so.

Supervisor Crye recently attended meetings of the Shasta Regional Transportation Agency and Youth Options Shasta, and reported on issues of countywide interest.

Supervisor Rickert recently attended a Northern California Water Association meeting and reported on issues of countywide interest.

Susanne Baremore spoke during public comment.

SUPPORT SERVICES

MEMORANDUM OF UNDERSTANDING WITH UNITED PUBLIC EMPLOYEES OF CALIFORNIA – PROFESSIONAL UNIT

RESOLUTION NO. 2023-103

SALARY RESOLUTION NO. 1660

Monica Fugitt, Director of Support Services, presented the staff report and recommended approval. Ms. Fugitt discussed the cost of living increases, longevity bonus, and other changes contained the Memorandum of Understanding.

There was no public comment.

By motion made, seconded (Garman/Kelstrom), and unanimously carried, the Board of Supervisors took the following actions: Adopted Resolution No. 2023-103 approving a successor Memorandum of Understanding (MOU) with the United Public Employees of California – Professional Unit (UPEC-Prof) covering the period of May 1, 2023, through

April 30, 2025; and adopted retroactive Salary Resolution No. 1660, effective September 10, 2023, which amends the Salary Schedule for positions in County Service pursuant to the UPEC-Prof MOU.

(See Resolution Book No. 72)

(See Salary Resolution Book)

3:45 p.m.: The Board of Supervisors adjourned.

Chair

ATTEST:

DAVID J. RICKERT
Clerk of the Board of Supervisors

By _____
Deputy