

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, December 5, 2000

REGULAR MEETING

9:01 a.m.: Chairman Fust 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 Fust

District No. 3 - Supervisor Hawes

District No. 5 - Supervisor Clarke

District No. 4 - Supervisor Wilson - Excused

County Administrative Officer - Doug Latimer

County Counsel - Karen Jahr

Clerk of the Board - Carolyn Taylor

INVOCATION

Invocation was given by Father James Wilson, St. Michael's Episcopal Church.

PLEDGE OF ALLEGIANCE

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

INTRODUCTION

Clerk of the Board Carolyn Taylor introduced Linda Mekelburg the new Administrative Board Clerk in the Clerk of the Board's Office.

PUBLIC COMMENT PERIOD - OPEN TIME

Colleen Leavitt announced the start of a new weekly newspaper entitled "Free Press" she said would be dedicated to the "voice of the minority" and read their mission statement.

Agriculture Commissioner Mary Pfeiffer, announced a December 7, 2000 State forum on the Federal Farm Bill which will be held at the Shasta County Fairgrounds, for the purpose of receiving public input on the Bill.

ITEMS PULLED FROM CONSENT CALENDAR

The Chairman announced that the request to approve and authorize the Chairman to sign a renewal sublease with the California State University at Chico, Research Foundation for the Mountain Caregiver Resource Center had been pulled from the Consent Calendar by the Department.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$173,144.47 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on November 21, 2000, as submitted. (Clerk of the Board)

Adopted Resolution Nos. 2000-215 and 2000-216 approving the Conflict of Interest Codes for the Burney and Cottonwood Fire Protection Districts. (Clerk of the Board)

(See Resolution Book No. 410)

Enacted Ordinance No. 615 regulating requirements for contribution to the City of Redding Wastewater Collection and Wastewater Treatment Facilities, as introduced on November 14, 2000. (Clerk of the Board)

(See General Ordinance Book)

Adopted Resolution No. 2000-217 accepting the County Clerk's Canvass of the November 7, 2000 Presidential Consolidated General Election. (County Clerk/Registrar of Voters)

(See Resolution Book No. 41)

Approved and authorized the Chairman to sign a sublease agreement with the California Department of Forestry and Fire Protection to occupy space within the Sheriff's South County Station located at 2110 North Street, Anderson, for the period of December 5, 2000 to June 30, 2001, in the amount of \$200 per month. (Sheriff)

Approved and authorized the Chairman to sign a lease agreement with Rolland and Jeannette Peterson, dba Mountain Gate Recreational Storage, for use of 2,880 square feet of storage space, including ADA restroom and common use of available parking, driveways, and sidewalks, located at 14534 Wonderland Boulevard, City of Shasta Lake, at the rate of \$1,067 per month effective December 5, 2000 through November 30, 2001; \$1,099.01 per month effective December 1, 2001 to November 30, 2002; and \$1,131.98 per month effective December 1, 2002 to November 30, 2003, for permanent boat storage space for the Sheriff's Boating Safety Unit. (Sheriff)

Took the following actions for the Coloma Drive Permanent Road Division in the Palo Cedro area: (1) received the petitions for the formation and activation of the permanent road division, (2) received an affidavit verifying information contained in the petition, (3) received the maintenance cost estimate, (4) received the County Surveyor's report, (5) received the parcel charge report, and (6) set a public hearing for February 27, 2001, at 9:00 a.m to consider the formation and activation of the permanent road division. (Public Works)

Adopted Resolution No. 2000-218 designating the Director of Public Works as the County's Agent for the purpose of executing close out documents with FEMA and OES for the 1995 flood in Shasta County. (Public Works)

(See Resolution Book No. 41)

Approved and authorized the Chairman to sign an amendment to the Personal Services Agreement with Quad Knopf, Inc., for additional Environmental Impact Report (EIR) preparation costs associated with the preparation of the proposed Flying J Travel Plaza Development EIR, in an amount not to exceed \$13,000. (Planning Division)

Approved and authorized the Chairman to sign an amendment extending through June 30, 2001, a \$25,000 contract with the Tri-County Community Network for the purpose of establishing an Artisans' Cooperative in Eastern Shasta County, originally set to expire December 31, 2000. (Housing and Community Action Programs)

REGULAR CALENDAR

GENERAL GOVERNMENT

BOARD MATTERS

PROCLAMATION: PEARL HARBOR REMEMBRANCE DAY

At the recommendation of Mel Fisher and Chaplain Bill Lamb of Shasta Post No. 28 and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which proclaims December 7, 2000, as Pearl Harbor Remembrance Day in Shasta County.

DECEMBER 2000 EMPLOYEE OF THE MONTH
BETTY SANDERSON, SENIOR HUMAN RESOURCES TECHNICIAN
RESOLUTION NO. 2000-219

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2000-219 which recognizes Betty Sanderson, Senior Human Resources Technician, as Shasta County's December 2000 Employee of the Month.

(See Resolution Book No. 41)

APPOINTMENT: MAUDIE S. WILLCUTT
AREA AGENCY ON AGING ADVISORY COUNCIL, PSA II

By motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors appointed Maudie S. Willcutt to the Area Agency on Aging Advisory Council, Planning and Service Area II, for a term to July 2003.

APPOINTMENT: PATRICK DUVAL
HALCUMB CEMETERY DISTRICT BOARD OF DIRECTORS

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors appointed Patrick Duval to fill a vacancy on the Halcumb Cemetery District Board of Directors for a term to May 2004.

PRESENTATION: RESPECT PROGRAM

Chantele Stover, of the RESPECT Program gave an overview of the outstanding contributions made by various county departments--District Attorney, Social Services, Public Health, Sheriff, Probation and the Board of Supervisors--towards preventing domestic violence in Shasta County. Ms. Stover presented the 1999-2000 Respect Award to the Board of Supervisors.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer Doug Latimer stated that although the State Legislature is back in session, it is too early for report on legislative actions.

Supervisors reported on issues of countywide interest.

SUPPORT SERVICES/HUMAN RESOURCES DIVISION

MEMORANDUM OF UNDERSTANDING AMENDMENT
MID-MANAGEMENT BARGAINING UNIT
RESOLUTION NO. 2000-220
SALARY RESOLUTION NO. 1133

At the recommendation of Director of Support Services Joann Davis and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2000-220 and Salary Resolution No. 1133 which approves amendments to the current comprehensive

Memorandum of Understanding with the Mid-Management Bargaining Unit and which: (1) extends the term for one year, (2) implements "F" step effective October 6, 2002, (3) changes the group health contribution formula, and (4) updates the language for the management pay differential.

(See Resolution Book No. 41)
(See Salary Resolution Book)

TREASURER-TAX COLLECTOR

AUTHORIZATION OF DISCHARGE OF ACCOUNTABILITY

At the recommendation of Treasurer-Tax Collector Lori Scott and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved a request for an Authorization of Discharge of Accountability pursuant to Revenue and Taxation Code Section 2611.1.

CLOSED SESSION ANNOUNCEMENT

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

1. Confer with its counsel to discuss existing litigation entitled County of Sonoma vs Commission on State Mandates, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss one case of anticipated litigation, pursuant to Government Code Section 5496.9, subdivision (b).
3. Confer with its Labor Negotiator, County Administrative Officer Doug Latimer, to discuss the following employees' organizations: Shasta County Employees Association, Shasta County Mid-Management Association, Deputy Sheriff's Association, Sheriffs Administrative Association, Professional Peace Officers' Association, Unrepresented Employees, United Public Employees of California, and Trades and Crafts, pursuant to Government Code Section 54957.6.

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

11:40 a.m.: The Board of Supervisors recessed from Closed Session to reconvene in Open Session at 1:30 p.m.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with all Members, except Supervisor Wilson, Assistant County Counsel Michael Ralston, and Administrative Board Clerks Lynn Cereghino and Linda Mekelburg present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston reported that the Board of Supervisors, on a unanimous vote with Supervisor Wilson absent, authorized Shasta County's continued involvement in seeking review of the Appellate Court's decision in the case entitled County of Sonoma vs. Commission on State Mandates. There was no other reportable action taken.

SCHEDULED HEARINGS

PUBLIC WORKS

AMBER RIDGE LIGHTING ZONE

AMBER RIDGE PERMANENT ROAD DIVISION

RESOLUTION NOS. 2000-221, 2000-222, 2000-223, AND 2000-224

AGREEMENT: CORNERSTONE DEVELOPMENT GROUP

This was the time set to conduct a public hearing to consider the formation of the Amber Ridge Lighting Zone within County Service Area No. 15 - Lighting and to consider the formation and activation of the Amber Ridge Permanent Road Division. Supervising Engineer Scott Wahl presented the staff report. Affidavit of publication and notice of hearing are on file.

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

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding the Amber Ridge Lighting Zone and the Amber Ridge Permanent Road Division:

1. Approved the final map for filing and adopted Resolution No. 2000-221, which accepts various offers of dedication for public road and utilities, but does not accept offers of dedication, and approved and authorized the Chairman to sign an agreement with Cornerstone Development Group in the amount of \$5,000 for completion of improvements.
2. Adopted Resolution No. 2000-222, forming the Amber Ridge Lighting Zone and confirming the parcel charge report.
3. Received the petition for formation of the Amber Ridge Permanent Road Division, adopted Resolution No. 2000-223, forming the division, and adopted Resolution No. 2000-224 confirming the parcel charge report.

(See Resolution Book No. 41)

VALPARAISO WAY LIGHTING ZONE
VALPARAISO WAY PERMANENT ROAD DIVISION
RESOLUTION NOS. 2000-225, 2000-226, 2000-227, AND 2000-228
AGREEMENT: CLOSED ZONE FARMS, INC.

This was the time set to conduct a public hearing to consider the formation of the Valparaiso Way Lighting Zone within County Service Area (CSA) No. 15 - Lighting and to consider the formation and activation of the Valparaiso Way Permanent Road Division. Supervising Engineer Scott Wahl presented the staff report. Affidavit of publication and notice of hearing are on file.

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

By motion made, seconded (Hawes/Clarke), and unanimously carried, the Board of Supervisors took the following actions regarding the Valparaiso Way Lighting Zone and the Valparaiso Way Permanent Road Division:

1. Approved the final map for filing and adopted Resolution No. 2000-225, which accepts various offers of dedication for public roads and utilities, but does not accept offers of dedication, and approved and authorized the Chairman to sign an agreement with Closed Zone Farms, Inc. in the amount of \$3,000 for completion of improvements.
2. Adopted Resolution No. 2000-226, forming the Valparaiso Way Lighting Zone and confirming the parcel charge report.
3. Received the petition for formation of the Valparaiso Way Permanent Road Division, adopted Resolution No. 2000-227, forming the division, and adopted Resolution No. 2000-228 confirming the parcel charge report.

(See Resolution Book No. 41)

RESOURCE MANAGEMENT

PLANNING DIVISION

GENERAL PLAN AMENDMENT NO. 00-02
ZONE AMENDMENT NO. 00-07, BURTON
CENTERVILLE AREA
RESOLUTION NO. 2000-229

This was the time set to consider a request from Steve Burton for approval of General Plan Amendment No. 00-02 which would authorize the following actions:

1. Change the General Plan land use maps to a Commercial land use designation.
2. Rezone the property to a Planned Development District and/or appropriate districts.

Marcelino Gonzalez outlined the staff report and recommended approval of this request. Slides of the project area were shown. The affidavit of publication and notice of public hearing are on file.

The public hearing was opened, at which time the following persons spoke in favor of the project: Steve Burton, Ray Graves, Patrick Farley, Fred Quigley, and Marge Gerose.

Speaking in opposition to the project, Sylvia Lewis stated her belief that there is no need for commercial development in the Centerville area since it is primarily a rural residential area. Len Bandell said that there would be a negative affect on traffic/safety and that there is a conflict with the County's land use plans. Susan Weale expressed her belief that commercial development would negatively affect the viability of Canyon Creek to sustain fish, and Greg Wilbur said that a mini storage facility would increase the threat of theft, as well as lower property values.

Colleen Leavitt expressed her opinion that the Board of Supervisors had not been provided with adequate findings on the project. She also and questioned the waiving of the reading of the proposed ordinance. Staff explained the procedure regarding ordinances.

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

Supervisor Kehoe expressed his opinion that this project was not consistent with land use.

By motion made, seconded (Hawes/Clarke), and carried, the Board of Supervisors adopted Resolution No. 2000-229 which approves General Plan Amendment No. 00-02, Burton, Centerville area, adopted the California Environmental Quality Act determination of mitigated negative declaration and the findings specifically set forth in Planning Commission Resolution No. 00-099, made the rezoning findings for Zone Amendment No. 00-07, and introduced and waived the reading of the ordinance to amend the Zone Plan of the County of Shasta identified in this zone amendment, as specifically set forth in Planning Commission Resolution No. 00-009.

(See Resolution Book No. 41)

2:49 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

CAROLYN TAYLOR
Clerk of the Board of Supervisors

By _____
Deputy