

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, January 9, 2001

REGULAR MEETING

9:02 a.m.: Chairman Wilson 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. 4 - Supervisor Wilson
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Clerk of the Board - Carolyn Taylor

INVOCATION

Invocation was given by Chaplain Lupe Phillips, Law Enforcement Chaplaincy, and a moment of silence was observed for law enforcement officer Bob Schwan who is seriously ill.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Russ Wade read a Christmas poem he had written.

Victor Ogrey, Chairman of the Churn Creek Bottom Owners Association spoke in support of televising planning items and said this would help to better inform the public.

Jerry Hautman expressed his concerns regarding an attorney retained under contract by the County to provide professional legal services for children. He stated his belief that this attorney was not fulfilling the contract and should be removed.

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:

Approved and authorized the Chairman to sign a renewal lease with the Veterans of Foreign Wars for the Veterans Hall in Anderson for an additional three years beginning January 1, 2001, at the rate of \$1.00 per year. (Administrative Office)

Authorized the issuance of warrants totaling \$132,104.56 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on January 2, 2001, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign a sublease agreement with the Private Industry Council in the amount of \$275 per month for outstation of a CalWORKS Employment & Training Worker at the Shasta Lake City Community Employment Center from the date of signing through June 30, 2001. (Social Services)

Approved and authorized the Chairman to sign an amendment extending the term of a lease with Dean McGregor in the amounts of \$1,898 and \$1,138 per month respectively for the use of office space at 1800 and 1824 Shasta Street, in Redding, by the District Attorney's Family Support Division for the period of January 1, 2001 through March 31, 2002. (District Attorney)

Approved and authorized the Chairman to sign a renewal lease with Seven Crown Resorts (Bridge Bay) in the amount of \$1,591 per month for the continued use of office space, nine covered moorage slips, and dry dock shop/storage at Shasta Lake, by the Sheriff's Office Boating Safety Unit for the period of January 1, 2001 through December 31, 2001. (Sheriff)

As the Board of Directors of various County Service Areas (CSAs), appointed the following property owners to two-year terms on their Community Advisory Boards within their respective CSAs:

CSA No. 2 - Sugarloaf

Ron Johnson
Carmen Lee
David Lee

CSA No. 3 - Castella

Corrine Lee
Marie T. Smith

CSA No. 6 - Jones Valley

Al Clewett
Corwin Myers
Bill Sherman

CSA No. 11 - French Gulch

Patrice Laughlin
Steve Poirier

CSA No. 17 - Cottonwood

Bill J. Morgan
 Alana Polega
 Bradd McDannold
 Arthur Parnham, Jr.

Authorized the Director of Public Works to release the security in the amount of \$5,000 guaranteeing the completion of improvements for Tract No. 1848, Amber Ridge Subdivision. (Public Works)

Authorized the Director of Public Works to release the security in the amount of \$3,000 guaranteeing the completion of improvements for Tract No. 1846, Loring. (Public Works)

Took the following actions regarding the proposed Goat Ranch Quarry Project, Summit City area: (1) Approved and authorized the Chairman to sign an agreement with W. E. Baker and W. J. Baker for the payment of funds relating to the preparation by a consultant of an Environmental Impact Report (EIR) and a Mitigation Monitoring Plan (MMP), and staff costs related to document production and processing of related land use permits; (2) approved and authorized the Chairman to sign a personal services agreement with Parsons Harland Bartholomew and Associates for the preparation of the EIR and associated MMP for an amount not to exceed \$149,000; and (3) authorized the Director of Resource Management to approve minor amendments to the contracts, provided they do not result in any substantial or functional change to the original intent of the contract. (Planning Division)

REGULAR CALENDAR**GENERAL GOVERNMENT****BOARD MATTERS****2000 EMPLOYEE OF THE YEAR****LT. DAVID DEAN****RESOLUTION NO. 2001-5**

At the recommendation of Sheriff Jim Pope and by motion made, seconded (Hawes/Clarke), and unanimously carried (with an additional affirmative vote by toddler Justice Dean), the Board of Supervisors adopted Resolution No. 2001-5 which recognizes Lt. David Dean as the 2000 Employee of the Year. Chairman Wilson presented Lt. Dean with a certificate of recognition and gift certificate for a houseboat rental. Dr. Jim Broderick presented a check to Lt. Dean on behalf of the County Department Heads.

(See Resolution Book No. 42)

MAKE A DIFFERENCE DAY AWARDS**CENTRAL VALLEY HIGH SCHOOL****SHASTA MEADOWS ELEMENTARY SCHOOL**

At the recommendation of Sharre Littrell, Chairman of Make a Difference Day and by motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors presented awards in the amount of \$150 to Shasta Meadows Elementary School and \$300 to Central Valley High School in recognition of having the most students in attendance at Make A Difference Day on October 28, 2000. Present to receive the awards were Bryant Winstead, and students Sierra, Tanya, and Kayla of Shasta Meadows Elementary School, and John Strohmeyer and Beth Nipsa of Central Valley High School.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer Doug Latimer stated that the Legislature is in the process of introducing bills, but they will not be read or discussed for some time.

Supervisors reported on issues of countywide interest. Supervisor Kehoe addressed the upcoming joint session with the City of Anderson regarding various topics including economic development. He stated this was a positive idea but suggested that this be expanded and a County Economic Summit be held in May. This would include the Cities of Redding and Shasta Lake, as well as Chambers of Commerce from throughout the County. Supervisors Clarke and Fust expressed support for this suggestion but indicated there was still a need to meet with specific entities to discuss specific issues for specific areas.

It was the consensus of the Members of the Board to move forward with the individual meetings for specific area issues and to set up a County Economic Summit as recommended by Supervisor Kehoe.

BROADCASTING AFTERNOON BOARD SESSIONS

County Administrative Officer Doug Latimer presented the staff report dealing with the request to tape and broadcast afternoon sessions of the Board of Supervisors. He stated there were three options that the Board could consider: (1) Moving the afternoon items to the morning session, (2) doing selective taping of items, or (3) routinely taping all afternoon sessions. Mr. Latimer indicated that this could be accomplished at an additional cost of approximately \$5,000 annually.

Patricia Cogburn spoke in support of televising the entire Board of Supervisors' meetings and recommended planning items be moved to the morning session. She read a newspaper article which also supported televising Board of Supervisors' meetings in their entirety.

By motion made, seconded (/Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved televising Board of Supervisors' meetings in their entirety at the approximate cost of \$5,000 annually.

By further motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors directed that the Department of Resource Management place all non-controversial items, as they deem appropriate, on the morning agenda for action by the Board of Supervisors.

CLERK OF THE BOARD

ANNUAL REAPPOINTMENTS

At the recommendation of Clerk of the Board Carolyn Taylor and by motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors made the following reappointments to various committees, commissions, and boards:

AIR QUALITY MANAGEMENT DISTRICT HEARING BOARD

Mike Braden	Public Member	Reappointment to February 2004
Dr. Allen Krohn	Medical	Reappointment to February 2004
John Livingston	Engineer	Reappointment to February 2004
Dennis Porter	Public Member	Reappointment to February 2004
Adam Pressman	Attorney	Reappointment to February 2004

DEVELOPMENTAL DISABILITIES BOARD, AREA 2

Rosie Ryan-Johansen Reappointment to December 2003

EMPLOYEE APPEALS BOARD

Dennis Mosher		Reappointment to January 2003
Earnest Graham		Reappointment to January 2003
Russell Tollefson		Reappointment to January 2003
Alan Gugin	Alternate	Reappointment to January 2003
Debbie Davis	Alternate	Reappointment to January 2003

GRAZING ADVISORY BOARD

Dennis Powers	District 2	Reappointment to January 2004
Russ Montgomery	District 4	Reappointment to January 2004
Glen Aldridge	District 5	Reappointment to January 2004
Dave Smith	Wildlife Conser.	Reappointment to January 2004

LAW LIBRARY TRUSTEES

William Meek Reappointment to January 2002

MENTAL HEALTH BOARD

Margaret McNamera Consumer Category Reappointment to January 2004

NORTH STATE COOPERATIVE LIBRARY SYSTEM ADVISORY BOARD

Evelyn Poole Reappointment to January 2003

PLANNING COMMISSION

Jerry Smith	District 2	Reappointment to January 2005
John Cornelius	District 3	Reappointment to January 2005
Jack Lewallen	District 4	Reappointment to January 2005

SHASTA COUNTY CHILDREN AND FAMILIES FIRST COMMISSION

Dr. James Broderick	Reappointment to January 2002
Dr. Andrew Deckert	Reappointment to January 2002
Supervisor David Kehoe	Reappointment to January 2002
Barbara Lapp	Reappointment to January 2002
Dennis McFall	Reappointment to January 2002
Barry Reed	Reappointment to January 2002
Judie Smith	Reappointment to January 2002

VETERANS CEMETERY ADVISORY COMMITTEE

Bob Peterson	Reappointment to January 2005
Mel Fisher	Reappointment to January 2005
Terry Frye	Reappointment to January 2005
Supervisor Molly Wilson	Reappointment to January 2005
Larry Russell	Reappointment to January 2005

By consensus of the Members of the Board, the Clerk of the Board was directed to send a letter and certificate of appreciation to Albert Albaugh, who is resigning from the Inter-Mountain Fair Board after many years of service.

HEALTH AND WELFARE**SOCIAL SERVICES****PRESENTATION: OLDER ADULT POLICY COUNCIL'S
POWER TO SENIORS PROJECT**

Social Services Director Dennis McFall presented an update on the various activities of the Older Adult Policy Council's Power to Seniors Project. Mr. McFall also distributed a brochure informing seniors of various resources available to assist them with the high cost of energy.

PUBLIC HEALTH**AGREEMENTS: HEALTH IMPROVEMENT PARTNERSHIP COMMUNITY GRANTS**

Public Health Director Marta McKenzie gave an over-all presentation on the Health Improvement Partnership (HIP) Program. Presentations were then made on the various grant projects by Roxanne Williams, County HIP Chairman; John Truitt, Executive Director of Family Planning; Cindy Dodd, Executive Director of Tri-County Community Network; Mary Jensen, Chair of the Neighborhood Development Sub-Committee of HIP; and Pat Moriarity, Coordinator of HIP.

By motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign agreements with the following agencies regarding the Health Improvement Partnership Community Grants Program:

1. Family Planning, Inc. in the amount of \$45,000 for the Garden Tract Organization for the period of May 1, 2001 through December 31, 2001.
2. Tri-County Community Network, Inc. in the amount of \$20,000 for Intermountain Action Growth and Education for the period of May 1, 2001 through December 31, 2001.
3. City of Anderson in the amount of \$23,355 for the Happy Valley Youth Programs from the date of signing through December 31, 2001.
4. Child Abuse Prevention Council, Inc. in the amount of \$62,645 for the Anderson Partnership for Healthy Children from the date of signing through December 31, 2001.
5. Chemical People, Inc. in the amount of \$31,000 for the Shasta Lake City Coalition & Action Partnership from the date of signing through December 31, 2001.

OTHER DEPARTMENTS**HOUSING AND COMMUNITY ACTION PROGRAMS****BUDGET TRANSFER****RETIRED SENIOR VOLUNTEER PROGRAM**

At the recommendation of Housing and Community Action Programs Executive Director Jerry Brown and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors approved a budget transfer in the amount of \$24,313 which recognizes additional revenue for the purchase of a van for the Retired Senior Volunteer Program.

CLOSED SESSION ANNOUNCEMENT

Chairman Wilson announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Hinrichsen vs. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).

- 11:02 a.m.: The Board of Supervisors recessed to Closed Session.
- 11:25 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, Assistant County Counsel Mike Ralston, and Administrative Board Clerk Lynn Cereghino present.

AFTERNOON CALENDAR

ANNOUNCEMENT: TELEVISIONING OF AFTERNOON SESSIONS

Chairman Wilson announced that this meeting is the first afternoon session to be televised, as will all future afternoon meetings.

REPORT OF CLOSED SESSION ACTIONS

Assistant County Counsel Mike Ralston announced that the Board of Supervisors met in Closed Session to discuss existing litigation. In the matter of Hinrichsen vs. County of Shasta, by unanimous vote, the Board of Supervisors referred the representation of the County's interest in the matter to the Brickwood Law Firm. No other reportable actions were taken.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT - PLANNING DIVISION

APPEAL: USE PERMIT 99-05, USE PERMIT NO. 99-17, RECLAMATION PLAN 99-01, AND CERTIFICATION OF ENVIRONMENTAL IMPACT REPORT

This was the time set to conduct a public hearing and consider an appeal of the Planning Commission's approval of Use Permit No. 99-05, Use Permit No. 99-17, Reclamation Plan 99-01, and the certification of the related Environmental Impact Report (EIR). The project requests are as follows:

1. A zone amendment to rezone approximately 24 acres of an approximate 343-acre parcel from a General Industrial (M) District to a Commercial-Light Industrial District (C-M) or a Commercial-Light Industrial District, combined with a Design Review (C-M-D-R) District.
2. A use permit for a 7,000-square-foot truck repair shop and a 10,000-square-foot-outdoor area for retail sales of landscaping materials and rentals of trailers to be used for hauling concrete.
3. A use permit for a rock quarry, crushing-and-screening operation, concrete batch plant, and asphalt plant.
4. A reclamation plan for approximately 85 acres of quarry and processing area on an approximate 343-acre parcel.

Associate Planner Bill Walker presented the staff report and displayed slides of the project area. He addressed the appellant's criticism of the following areas of the EIR: the analysis, the project description, the noise impacts, the Mitigation Monitoring Plan, and the use of trains.

Mr. Walker, Resource Management Director Russ Mull, and Assistant Resource Management Director Jim Cook responded to questions from the Board Members on these issues. The affidavit of publication and notice of hearing are on file.

The public hearing was opened, at which time the Board received comments from applicant, Perry Thompson, and the following proponents of the project: Sally Riley, Grace Green, Dick Nemenick, Dennis Hoffman, Arnie Heltgren, Scott Jensen, Laura Lackey, Mike Klassen, Craig Knox, Vi Nelson, Gary Lee Ampler, Danielle Tidman, and Carson Estes. The consensus of the proponents was that this project will be environmentally sound and will benefit the economy of the Burney Basin and Intermountain area.

Mr. Thompson expressed his concerns regarding continued use of the railroad spur since it apparently was not addressed in the EIR.

Joe Studenicka and Jeff Swanson, attorney for Save Burney Falls, appellants, spoke regarding the EIR and stated they felt it was inadequate.

Nicholas Stern of the State's Attorney General's Office spoke representing the Parks and Recreation Department and indicated that should this matter be litigated, it could prove to be very costly for the County.

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

Supervisor Fust requested that the issue of the railroad be explained further. Russ Mull explained that if the proponent wants to continue using the railroad, he would need to meet further with staff to amend the use permits. Staff responded to questions and clarified the issues raised.

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

1. Certified the Eastside Aggregates Project Environmental Impact Report and adopted the Mitigation Monitoring Plan for Zone Amendment No. 99-05.
2. Approved Zone Amendment No. 99-05 based on the findings listed in Planning Commission Resolution No. 00-107.
3. Denied the appeal, thereby affirming the Planning Commission's certification of the Eastside Aggregates project Environmental Impact Report and adoption of the Mitigation Monitoring Plan for Use Permit No. 99-05, Use Permit No. 99-17, and Reclamation Plan No. 99-01, based on the findings contained in Planning Commission Resolution No. 00-108.
4. Denied the appeal, thereby affirming the Planning Commission's approval of Use Permit No. 99-05, based on the findings and subject to the conditions listed in the Planning Commission Resolution No. 00-109.
5. Denied the appeal, thereby affirming the Planning Commission's approval of Use Permit No. 99-17, based on the findings and subject to the conditions listed in the Planning Commission Resolution No. 00-110.
6. Denied the appeal, thereby affirming the Planning Commission's approval of Reclamation Plan No. 99-01, based on the findings and subject to the conditions listed in the Planning Commission Resolution No. 00-111.

3:25 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

CAROLYN TAYLOR
Clerk of the Board of Supervisors

By _____
Deputy