

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, February 13, 2001

REGULAR MEETING

9:00 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 pastor Barry Ulloth, Seventh Day Adventist Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Danielle Tinman, representing Three Mountain Power, provided the Members of the Board of Supervisors with an update on the permitting, construction, and employment opportunities of the proposed Three Mountain Power facility to be located in the Johnson Park area.

ITEMS PULLED FROM CONSENT CALENDAR

At the request of the Clerk of the Board, the approval of the minutes of February 6, 2001 were pulled to be brought back for approval on February 20, 2001.

At the request of Supervisor Clarke, the request to approve the donation of a laboratory incubator to the Shasta College Natural Sciences Department was pulled to be acted upon separately because it required a four-fifths vote.

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2001-20 which approves the donation of a laboratory incubator to the Shasta College Natural Sciences Department and authorizes removal of this surplus equipment from the County inventory. (Public Health)

(See Resolution Book No. 42)

Supervisor Kehoe pulled for clarification the request to approve an agreement with

Restoration Enterprises to implement and administer a CalWORKs Auto Loan Pilot Program. Deputy Director of Social Services Barbara McKend gave a brief overview of the program, and then she and Mike Tandy of Restoration Enterprises responded to questions.

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an agreement with Restoration Enterprises in the amount of \$131,665 to implement and administer a CalWORKs Auto Loan Pilot Program for the period from the date of signing through June 30, 2002. (Social Services)

CONSENT CALENDAR

By motion made, seconded (Hawes/Fust), 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 \$54,129.96 for County operating funds and special districts, as submitted; and authorized the issuance of warrants totaling \$820.00 requiring special Board action. (Auditor-Controller)

Adopted Resolution No. 2001-21 which approves an amendment to Exhibit "A" of the Conflict of Interest Code for the Children and Families First Commission. (Clerk of the Board)
(See Resolution Book No. 42)

Adopted Resolution No. 2001-22, which rescinds Resolution No. 97-102, and adopts an amended Performance Evaluation Policy. (Support Services - Personnel Division)
(See Resolution Book No. 42)

Adopted Resolution No. 2001-23 which authorizes the Treasurer's Office to issue a replacement bond for the Cottonwood Water District, North Main Street Water Assessment District, Bond No. 202, and make payment in the amount of \$25,000 on the matured replacement bond. (Treasurer-Tax Collector)
(See Resolution Book No. 42)

Approved and authorized the Chairman to sign an agreement with Northern Valley Catholic Social Service in the amount of \$33,000 for administration of the CalWORKs Housing Loan Fund for the period from the date of signing through June 30, 2001. (Social Services)

Approved and authorized the Chairman to sign a contract between the Opportunity Center and Red Lion Hotel for up to \$17,200 for hotel cleaning services for the period of February 15, 2001 through February 15, 2002. (Social Services)

Approved and authorized the Chairman to sign a contract between the Opportunity Center and Comfort Inn for up to \$15,600 for hotel cleaning services for the period of February 15, 2001 through February 14, 2002. (Social Services)

Approved and authorized the Chairman to sign a contract between the Opportunity Center and Best Western Hilltop Inn for up to \$17,250 for hotel cleaning services for the period of February 15, 2001 through February 15, 2002. (Social Services)

Approved and authorized the Chairman to sign a contract amendment with Shasta Head Start for administering the AmeriCorps Initiative which will remove the language limiting the number of volunteer interns assigned to each agency. (Social Services)

Adopted Resolution No. 2001-24 which authorizes the placement of eligible Shasta County youth at the National Guard Turning Point Academy. (Probation)
(See Resolution Book No. 42)

Took the following actions regarding White Oaks Estates Subdivision, Tract No. 1453, 3rd Addition, in the Gas Point Road area: Authorized the Director of Public Works to release the

securities guaranteeing the completion of Swan Court; adopted Resolution No. 2001-25 which accepts Swan Court into the County System of maintained mileage; and approved and authorized the Chairman to sign a maintenance agreement with the developer, C. Donald and Laura J. Nelson, guaranteeing workmanship on Swan Court for one year; and accept a \$10,000 security.

(See Resolution Book No. 42)

Approved, introduced, and waived the reading of Ordinance No. 408-197 which establishes a 45 mile per hour speed zone on Boyle Road from Deschutes Road to Old Alturas Road.

Awarded to the low bidder, Redding Spray Service, on a unit cost basis, the contract for roadside weed control on County roads in the amount of \$66,325.55, and approved and authorized the Chairman to sign the contract.

Approved an increase in the fleet size to accommodate the purchase of a new Retired Senior Volunteer Program van approved by the Board of Supervisors on January 9, 2001. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign a contract with the Economic Development Corporation in the amount of \$34,550 for the development and update of target industry studies for the period from the date of signing to June 30, 2002. (Housing and Community Action Programs)

REGULAR CALENDAR

GENERAL GOVERNMENT

BOARD MATTERS

COMMENDATION: MARCIA BASQUE RESOLUTION NO. 2001-26

At the recommendation of Supervisor Fust and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2001-26 which commends Marcia Basque, President of the Regional Council of Rural Counties, for her long and successful career working on behalf of the rural counties of California and wishes her well in her retirement.

(See Resolution Book No. 42)

9:22 a.m. Citing his association with the Forest Service, Supervisor Kehoe recused himself from acting on the next item and left the hearing room.

JOINT CITY COUNCILS/BOARD OF SUPERVISORS MEETING BIG BAR AND HIGH COMPLEX FIRE RESTORATION PROGRESS

Supervisor Fust explained the need for holding the recommended joint session, and invited Shasta-Trinity National Forest Supervisor Sharon Heywood to comment. Ms. Heywood stated that it was her understanding that the joint session was to be a “workshop” format rather than a “report” format as stated on the agenda. Supervisor Fust stated that the joint session would be in a “workshop” format in order to better inform entities and the public regarding this issue. Ms. Heywood stated the goal of this workshop is to provide more clarity about the restoration process and inform local entities about what they can do to help the Forest Service move forward on this and other issues in the future, particularly regarding fire issues, fuel break issues, and implementation of House Resolution 2389 etc.

By consensus, the Board of Supervisors set a joint meeting with the three City Councils and the Shasta-Trinity National Forest Supervisor for February 22, 2001, at 7:00 p.m., in the Community

Room at the City Hall in Redding for the purpose of conducting a workshop on the progress of the restoration of the Big Bar and High Complex fire areas.

9:31 a.m.: Supervisor Kehoe returned.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on legislation of importance to Shasta County including the following:

1. Assembly Bill (AB) 30X (Cardoza) would require electrical providers to notify law enforcement of rotating power outages so they can notify affected residents. This bill also provides for increased fines/penalties for offenses committed when the person knew there would be a blackout in the area the crime was committed in.
2. AB 34X (La Suer) would amend the power plant siting requirements to expedite the process and exempt the plants from the CEQA review requirements.

CAO Latimer also provided an update on the following proposed legislation and requested that the Board of Supervisors approve and authorize the Chairman to sign letters of support for this legislation:

1. AB 40X (Steinberg) would provide \$350 million in grants and loans to specific public entities to fund energy efficiency and conservation projects in facilities owned by the entity.
2. Senate Bill 30X (Brulte) would provide incentives (100% of the property tax revenues associated with the construction of all new generation facilities) for cities and counties to grant permits to site new power plants within their jurisdictions.

By consensus of the Members of the Board, the Chairman was authorized to sign letters of support as requested by the CAO.

Supervisors reported on issues of countywide interest.

HEALTH AND WELFARE

MENTAL HEALTH

**AGREEMENT: NORTHERN VALLEY CATHOLIC SOCIAL SERVICE
BUDGET TRANSFER
SALARY RESOLUTION NO. 1146**

At the recommendation of Mental Health Director Jim Broderick and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an amendment to the agreement with Northern Valley Catholic Social Service for various mental health rehabilitation services which increases the contract amount from \$603,784 to \$1,045,306 for a total increase of \$441,522 for Fiscal Year 2000-2001; adopted Salary Resolution No. 1146 which adds one Regular Part-Time Staff Nurse II/I classification alternately staffed, one Regular Part-Time Senior Psychiatrist classification, one Clinical Program Manager classification, one Agency Staff Services Analyst II/I classification, and one Medical Services Clerk classification; and approved a budget transfer increasing departmental appropriations and revenues by \$602,083 for Fiscal Year 2000-2001.

(See Salary Resolution Book)

LAW AND JUSTICE**PROBATION****REPORT: DOMESTIC VIOLENCE ACCOUNTABILITY PROJECT**

Deputy Chief Probation Officer Lou Rizzo presented a report on the Domestic Violence Accountability Project, pointing out the reduction in the total number of probation violations and the improvement in the rate of compliance since the project was implemented. Mr. Rizzo recognized and introduced those who were instrumental in implementation of this project.

SHERIFF**DONATION: REDDING RANCHERIA****BUDGET AMENDMENT****RESOLUTION NO. 2001-27**

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2001-27 which accepts a donation from Redding Rancheria in the amount of \$15,000 for crime prevention purposes; and approved a budget amendment increasing revenues and expenditures in various budgets within the Sheriff's Office to appropriate the donated funds in the amount of \$2,500 each for use by the Sheriff's Office DARE program, K-9 Program, Search and Rescue Program, Emergency Services Programs, County Law Enforcement Chaplaincy Program, and Sheriff's Explorer Program.

(See Resolution Book No. 42)

PUBLIC WORKS**SHASTA COUNTY RESOURCE ADVISORY COMMITTEE****SCREENING PANEL REPRESENTATIVE****HOUSE RESOLUTION 2389**

Deputy Director of Public Works Dan Kovacich presented the staff report and explained the process for selecting individuals for the Local Resource Advisory Committee, as required under House Resolution 2389, to represent local interests and advise the Forest Service on expenditure of funding. A member of the Board of Supervisors is needed to serve on the screening panel to review applications and recommend appointees.

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors selected Supervisor Hawes as the Boards' representative, and Supervisor Fust as the alternate, to serve on the screening panel for the Shasta County Resource Advisory Committee.

PUBLIC HEARINGS**OTHER DEPARTMENTS****HOUSING AND COMMUNITY ACTION PROGRAMS****REVISED PROGRAM INCOME REUSE PLAN****COMMUNITY DEVELOPMENT BLOCK GRANT**

Housing and Community Action Agency Director Jerry Brown recommended that following

the public hearing, the Board of Supervisors consider adopting a revised Program Income Reuse Plan for the Community Development Block Grant.

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

By motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted a revised Program Income Reuse Plan for the Community Development Block Grant.

2001 COMMUNITY DEVELOPMENT BLOCK GRANT

Housing and Community Action Agency Director Jerry Brown presented information on the uses of the 2001 Community Development Block Grant (CDBG) and stated that other than conducting the hearing to receive public input, no other action was necessary.

The public hearing was opened, at which time no one addressed the Board on this matter, and the hearing was closed.

AMENDMENT TO THE AGENDA

Due to the early hour and by motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors amended the agenda to conduct the Closed Session prior to the 11:00 a.m. scheduled public hearing.

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 Stevenson vs Shasta County Sheriff's Custody Division, Stevenson vs Shasta County District Attorney, Stevenson vs Shasta County Probation Department, Stevenson vs Tyler L. Wilson, and Bellegante vs County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).

10:33 a.m.: The Board of Supervisors recessed to Closed Session.

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

11:00 a.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, County Administrative Officer Doug Latimer, County Counsel Karen Jahr, and Clerk of the Board Carolyn Taylor present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss existing litigation, and on a unanimous vote of the Board of Supervisors, assigned the cases of Stevenson vs Shasta County Sheriff's Custody Division, Stevenson vs Shasta County District Attorney, Stevenson vs Shasta County Probation Department, and Stevenson vs Tyler L. Wilson to the firm of Gary Brickwood. No other reportable action was taken.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT - PLANNING DIVISION

**ZONE AMENDMENT NO. 00-11, RICH
WEST COTTONWOOD AREA**

This was the time set to hear the request of William Rich (Zone Amendment No. 00-11), to rezone approximately 80 acres in the West Cottonwood area from an Open Space District, building acreage minimum 80 acres (OS-BA 80) to a Limited Residential (R-L) District, and/or appropriate zone district(s). Assistant Director of Resource Management Jim Cook presented the staff report, reviewed the general location map, responded to questions and discussed the Planning Commission's condition relative to a cemetery located near this project site, and then recommended approval of the request.

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

By motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted the CEQA determination of a mitigated negative declaration with a de minimis finding of significance, based upon the findings specifically set forth in Planning Commission Resolution No. 01-005, adopted the rezoning findings, and introduced and waived the reading of the ordinance approving Zone Amendment No. 00-11 to a Limited Residential (R-L) District.

11:09 a.m.: The Board of Supervisors adjourned.

Chairman

CAROLYN TAYLOR
Clerk of the Board of Supervisors

By _____
Deputy