

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 3, 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 Bob Pearce.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM CONSENT CALENDAR

At the request of the Clerk of the Board, the Board of Supervisors pulled the approval of the minutes of the meeting held on March 27, 2001 to be brought to the Board for approval next week.

Supervisor Clarke pulled for clarification the request by the Public Health Department to add one Community Development Coordinator position. She asked why one of the Health Education Specialists who have been doing this work is not being assigned to this position rather than going out to recruitment. Public Health Director Marta McKenzie explained that both of them had resigned during the last two weeks and a recruitment is now necessary.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors adopted Salary Resolution No. 1151 which adds one Community Development Coordinator for the Department of Public Health. (Public Health)

(See Salary Resolution Book)

CONSENT CALENDAR

By motion made, seconded (Clarke/Hawes), 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 \$50,930.37 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved and authorized the Chairman to sign an agreement with William M. Mercer, Inc. in an amount not to exceed \$67,200 to enhance federal compliance policies and procedures for the period from date of signing through June 30, 2001, and adopted Salary Resolution No. 1150 which adds one Administrative Secretary II position to the Mental Health Department. (Mental Health)
(See Salary Resolution Book)

Approved and authorized the submission of renewal applications to the State Department of Health Services - Office of AIDS, for HIV/AIDS prevention activities for the period of July 1, 2001 through June 30, 2004. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Department of Health Services, Women, Infants, and Children, which decreases the Fiscal Year 2000-2001 budget by \$4,753 and the Fiscal Year 2001-2002 budget by \$7,443. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with Los Angeles County that provides for the housing and care of persistently non-adherent tuberculosis patients who are under a civil order of detention. (Public Health)

Approved and authorized the Chairman to sign agreements with the following agencies which will continue and expand California Project LEAN Nutrition Network activities throughout the thirteen county Sierra-Cascade region for the period of October 1, 2000 through September 30, 2001: (1) California Department of Health Services Project LEAN Nutrition Network in the amount of \$152,839; and (2) California State University, Chico, in the amount of \$50,000. (Public Health)

Approved and authorized the Chairman to sign an agreement with the State Department of Health Services in the amount of \$25,000 to implement a Tobacco Control Youth Coalition Project for the period of February 1, 2001 through August 31, 2001. (Public Health)

Approved and authorized the Chairman to sign a contract with the University of California-Davis Medical Center in the amount of \$27,600 for training to the Family Service Agency in the Parent and Child Interactive Therapy Program for the period of October 1, 2000 through September 30, 2001. (Social Services)

Approved and authorized the Chairman to sign a lease renewal with the State of California, Department of Forestry and Fire Protection (CDF) for the Crystal Creek Boys Camp for a one-time \$2,500 administrative fee and a waiver of the hazardous materials fees the County would normally charge to CDF during the period of the lease from June 1, 2001 through May 31, 2005. (Probation)

Approved and authorized the Chairman to sign two agreements with the 27th District Agricultural Association for booth space at the Shasta District Fair in the amount of \$385 each for the Sheriff's Office and the Animal Control Unit for the period of June 13, 2001 to June 17, 2001. (Sheriff)

Adopted Resolution No. 2001-48 which designates the Director and Assistant Director of Public Works as the County's agents for the purpose of signing documents for reimbursement of disaster-recovery costs from the State Office of Emergency Services.

(See Resolution Book No. 42)

Approved and authorized the Chairman to sign an agreement with Lawrence & Associates in an amount not to exceed \$20,000 for soil and groundwater investigations at the Fall River Mills Airport Underground Storage Tank site. (Public Works)

REGULAR CALENDAR
GENERAL GOVERNMENT
BOARD OF SUPERVISORS

APRIL 2001 EMPLOYEE OF THE MONTH
TONY LINEGAR, AGRICULTURAL STANDARDS INVESTIGATOR III
RESOLUTION NO. 2001-49

At the recommendation of Agriculture Commissioner Mary Pfeiffer and by motion made, seconded (Hawes/Fust), and unanimously carried the Board of Supervisors adopted Resolution No. 2001-49 which recognizes Tony Linegar, Agricultural Standards Investigator III, as Shasta County's April 2001 Employee of the Month.

(See Resolution Book No. 42)

PROCLAMATION: CHILD ABUSE PREVENTION AWARENESS MONTH

At the recommendation of Deputy Director of Social Services Barbara McKend and Child Abuse Prevention Council Director Betty Futrell and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 2001 as Shasta County Child Abuse Prevention Awareness Month.

PRESENTATION: STATE WATER RESOURCES CONTROL BOARD
PHASE 8 FINDINGS AND STATUS OF DRY YEAR WATER TRANSFERS

Public Works Director Pat Minturn introduced Naser Bateni of the Department of Water Resources (DWR), who in turn introduced Dan Keppen of the U. S. Bureau of Reclamation, and David Guy of the Northern California Water Association. Mr. Keppen and Mr. Guy presented background on the State Water Resources Control Board settlement agreement, the components of that agreement, and future plans/projects.

Dan Flora, DWR, reviewed the status of the DWR's 2001 Dry Year Water Transfers, distributed a "Statement of Principles" for the 2001 Dry Year Water Purchase Program, and reviewed those principles.

PRESENTATION: RETIREMENT PLAQUE
RENNY NOLL, CHIEF PROBATION OFFICER

In recognition of his many years of service, the Board of Supervisors presented Chief Probation Officer Renny Noll with a plaque of appreciation upon the occasion of his retirement.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer called upon Deputy Director of Social Services Barbara McKend to address a legislative issue. Ms. McKend explained that as part of the CalWorks Program, incentives were provided to Counties for reducing their case loads, and those case loads are being reduced. However, the Governor is now considering holding back those incentives, choosing to give those funds to other programs. She requested that the Board of Supervisors consider sending letters urging support for the preservation of the intent of welfare reform and retaining these incentives. By motion made, seconded (Clarke/Hawes), and unanimously

carried, the Board of Supervisors authorized sending a letter of support.

At the recommendation of Supervisor Fust, Hart Rumboltz, President of the Shasta-Cascade Rail Preservation Society, Matt Rumboltz, and Chief Probation Officer Renny Noll, and by motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors authorized sending a letter in support of the Shasta-Cascade Rail Preservation Society's efforts to document and preserve Shasta County's rail history.

Director of Support Services Joanne Davis requested that the Board of Supervisors consider taking a position in opposition to Senate Bill (SB) 1018 regarding the inclusion of local prosecutors and public defenders in the Public Employees Safety Retirement Program. She explained that the safety benefit was originally designed for employees whose own personal safety is at risk while protecting the safety of the general public.

District Attorney McGregor Scott spoke in favor of SB 1018, citing examples of the dangers to prosecutors and discussed recruitment problems because of salary and benefit issues. He urged the Board of Supervisors to support the Bill.

CAO Doug Latimer pointed out that this bill is an example of unfunded mandates; the State wants to provide additional benefits but does not fund them.

By motion made, seconded (Kehoe/Fust), and unanimously carried, the Board of Supervisors authorized the Chairman to sign a letter in opposition to SB 1018.

Supervisors reported on issues of countywide interest. Supervisor Fust explained that the roadless initiative, implemented at the conclusion of the Clinton Administration, is currently being reviewed by the Bush Administration. He requested that another letter regarding the Board's position in opposition to the roadless initiative be sent to President Bush and the Secretary of Agriculture. By motion made, seconded (Hawes/Clarke), and carried, the Board of Supervisors authorized the sending of the letter. Supervisor Kehoe abstained.

AGREEMENT: MICHAEL P. ASHBY
LEGAL COUNSEL TO ASSESSMENT APPEALS BOARD

At the recommendation of CAO Latimer and by motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors authorized the Chairman to sign an agreement with Michael P. Ashby in an amount not to exceed \$7,500 to provide legal counsel to the Shasta County Assessment Appeals Board.

AGREEMENT: ECONOMIC DEVELOPMENT CORPORATION
TARGETED BAY AREA INDUSTRIAL RECRUITMENT PROGRAM

At the recommendation of CAO Doug Latimer and Jim Zauher of the Economic Development Corporation, who discussed the qualifications of the consultant, and by motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors authorized the Chairman to sign an agreement with the Shasta County Economic Development Corporation in an amount not to exceed \$11,000 for a Targeted Bay Area Industrial Recruitment Program promoting economic development opportunities in Shasta County, effective April 1, 2001.

LIBRARY

RE-PAVING: ANDERSON LIBRARY PARKING LOT
ROOF RE-RECOATING: REDDING LIBRARY
BUDGET TRANSFER

At the recommendation of Librarian Carolyn Chambers and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors approved a budget amendment from the Library's contingency fund in the total amount of \$15,750, to appropriate funds for re-paving the Anderson Library parking lot and re-coating the roof of the Redding Library.

HEALTH AND WELFARE

HOUSING AND COMMUNITY ACTION PROGRAMS

AGREEMENT: CESAR CHAVEZ DAY OF SERVICE AND LEARNING PROGRAM
RESOLUTION NO. 2001-50
BUDGET AMENDMENT

At the recommendation of Housing and Community Action Agency Director Jerry Brown and Activity Coordinator Al Pierson, and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Cesar Chavez Day: Approved and authorized the Chairman to sign a contract with the State Office of Planning and Research in the amount of \$66,087 for the implementation of the Cesar Chavez Day of Service and Learning Program for the period of February 1, 2001 through June 30, 2001; adopted Resolution No. 2001-50, which authorizes the execution of the contract; and approved a budget amendment in the amount of \$66,087 which authorizes the expenditures.

(See Resolution Book No. 42)

MENTAL HEALTH

ALCOHOL AND DRUG PROGRAMS

APPOINTMENTS: ALCOHOL AND DRUG ADVISORY BOARD

At the recommendation of the Director of the Alcohol and Drug Programs David Reiten and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors reappointed Jeff Keller, Alcohol - Recovery Community Category and appointed Pat Shearing, Drug - Community Interest Category to the Mental Health Alcohol and Drug Advisory Board for terms to March 31, 2004.

REPORT: ALCOHOL AND DRUG ADVISORY BOARD

Delores Ellis presented a report on the accomplishments, future goals and objectives, and recommendations of the Alcohol and Drug Advisory Board.

IMPLEMENTATION: PROPOSITION 36
SUBSTANCE ABUSE AND CRIME PREVENTION ACT OF 2000
BUDGET TRANSFER
SALARY RESOLUTION NO. 1152

At the recommendation of the Director of the Alcohol and Drug Programs David Reiten and by motion made, seconded (Kehoe/Hawes), and unanimously carried the Board of Supervisors took the following actions regarding the implementation of the Substance Abuse and Crime Prevention Act of 2000 (Proposition 36): Approved a budget amendment which increases appropriations and revenues in the amount of \$258,982 for the Substance Abuse and Crime Prevention Program and \$21,586 for the Probation Department; and adopted Salary Resolution No. 1152 which adds positions to the Substance Abuse and Crime Prevention Program and the Probation Department.

(See Salary Resolution Book)

PUBLIC WORKS

KNIGHTON ROAD EXTENSION PROJECT
BUDGET AMENDMENT

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors approved a budget amendment increasing appropriations in the Right-of-Way Purchases account and decreasing the Road Contracts account by \$400,000 to facilitate the purchase of right-of-way for the Knighton Road Extension project. Supervisor Hawes abstained from taking action on this matter.

RESOURCE MANAGEMENT**PLANNING DIVISION**

VARIANCE NO. 00-05 AND ADMINISTRATIVE PERMIT NO. 00-72
MAC CALLUM/BRIGADOON CASTLE
RESOLUTION NO. 2001-51

At the recommendation of Deputy Director of Resource Management Jim Cook and by motion made, seconded (Clarke/Hawes), and carried, the Board of Supervisors adopted Resolution No. 2001-51, which denies the appeal of the approval of Variance No. 00-05 and Administrative Permit No. 00-72 and adopts the findings prepared by the California Department of Forestry and Fire Protection and Shasta County Fire Department staff regarding the Fire Safety Standards. Supervisor Fust abstained from taking action on this matter.

(See Resolution Book No. 42)

COMMUNITY EDUCATION SECTION

AGREEMENT: SAFETY-KLEEN (CALIFORNIA), INC.

At the recommendation of Community Education Coordinator Sandra Hood and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a personal services agreement with Safety-Kleen (California), Inc. in an amount not to exceed \$59,000 for the purpose of providing assistance to the County for its May 2001 household hazardous waste collection events to be held in the City of Shasta Lake and the communities of Happy Valley and Shingletown.

11:09 a.m.: The Board of Supervisors recessed and the Shasta County Water Agency convened.

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

SHASTA COUNTY WATER AGENCY

**CENTERVILLE WATER DISTRICT REFUND
BUDGET AMENDMENT**

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Fust/Hawes), and unanimously carried, the Water Agency Board approved a budget amendment in the Water Agency Fund increasing appropriations in the Bureau of Reclamation (BOR) Refund Centerville account by \$110,281 and decreasing Fund Balance designated BOR Deficit by a similar amount to facilitate payment of a refund to the Centerville Water District.

11:11 a.m.: The Shasta County Water Agency adjourned and the Board of Supervisors reconvened.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

**ZONE AMENDMENT NO. 00-17
PAT CLEMENT
HAPPY VALLEY AREA**

This was the time set for hearing the request of Pat Clement to approve a request (Zone Amendment No. 00-17), to rezone approximately 4.4 acres located in the Happy Valley area to a Rural Residential District and/or appropriate zone district to allow a two-parcel land division. Deputy Director of Resource Management Jim Cook presented the staff report, displayed slides of the project area, and recommended approval of the project.

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 (Fust/Hawes), and unanimously carried, the Board of Supervisors adopted the CEQA finding of a Negative Declaration with a de minimis finding of significance, adopted the recommended rezoning findings, as specifically set forth in Planning Commission Resolution No. 01-023, and introduced and waived the reading of an ordinance approving Zone Amendment No. 00-17 to a Rural Residential (R-R) District.

Staff explained that for the purpose of the following two General Plan Amendment (GPA)

requests, at the conclusion of the staff presentation and public hearing, action would be taken at one time for both items.

GENERAL PLAN AMENDMENT NO. 00-03
ZONE AMENDMENT NO. 00-19
FRUIT GROWERS SUPPLY COMPANY
BURNEY AREA
RESOLUTION NO. 2001-52

This was the time set to consider the request of Fruit Growers Supply Co. (GPA 00-03) to change the existing Suburban Residential designation to a Commercial designation on approximately five acres located in the Burney area, and to rezone (Zone Amendment No. 00-19) that same property to a Community Commercial District, combined with a Design Review District and/or appropriate zone district. Associate Planner Scott Kaminski presented the staff report, displayed slides of the project area, and recommended approval of the project. Discussion was held regarding the possible extension of a roadway shown on the map.

The public hearing was opened, at which time Vicky Gibson-Eggan, representing the applicant, explained that her client is not against extending the road in the future but at this time is only interested developing this five-acre section for an office building.

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

GENERAL PLAN AMENDMENT NO. 00-06
ZONE AMENDMENT NO. 00-22
COTTONWOOD ASSEMBLY OF GOD CHURCH
COTTONWOOD AREA
RESOLUTION NO. 2001-52

This was the set to consider the request of the Cottonwood Assembly of God Church to change the existing Part-Time Agricultural-Grazing designation to a Suburban Residential designation (GPA No. 00-06) on approximately 22 acres in the Cottonwood area, and to rezone (Zone Amendment No. 00-22) that same property to an Interim Rural Residential District and/or appropriate zone district. Deputy Director of Resource Management Jim Cook presented the staff report, displayed slides of the project area, and recommended approval of the project.

The public hearing was opened, at which time Pastor Bob Whitman discussed construction plans for the new multi-purpose building and indicated that the structure would also be used as a youth activities center during the week.

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

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

1. Adopted the CEQA findings of a Mitigated Negative Declaration with a de minimis finding of significance, with findings as specifically set forth in Planning Commission Resolution No. 01-022 for GPA No. 00-03, and Zone Amendment No. 00-19, Fruit Growers.
2. Adopted the CEQA findings of a Mitigated Negative Declaration with a de minimis finding of significance, with findings as specifically set forth in Planning Commission Resolution No. 01-021 for GPA No. 00-06 and Zone Amendment No. 00-22, Cottonwood Assembly of God Church.

3. Adopted Resolution No. 2001-52, which approves GPA No. 00-03, Fruit Growers to a Commercial designation and GPA No. 00-06, Cottonwood Assembly of God Church, to a Suburban Residential designation.
4. Adopted the rezoning findings set forth in Planning Commission Resolution No. 01-022 and introduced and waived the reading of an Ordinance which approves Zone Amendment No. 00-19, Fruit Growers, which will rezone approximately five acres to a Community Commercial District, combined with a Design Review(C-2-DR) District.
5. Adopted the rezoning findings set forth in Planning Commission Resolution No. 01-021 and introduced and waived the reading of an Ordinance which approves Zone Amendment No. 00-22, Cottonwood Assembly of God Church, which will rezone approximately twenty-two acres to an Interim Rural Residential (I-R) District.

11:31 a.m.: The Board of Supervisors recessed 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, County Counsel Karen Jahr, and Administrative Board Clerk Lynn Cereghino present.

AFTERNOON CALENDAR

SCHEDULED WORKSHOP

PUBLIC WORKS

CAPITAL IMPROVEMENT PLAN

A workshop was conducted to review and discuss the progress on the County's Capital Improvement Plan (CIP). The workshop was led by Kristina M. Feller and David Hobstetter of the consulting firm of Kaplan McLaughlin Diaz. Slides were presented, and a booklet showing the concept options and alternatives was distributed. The following options were presented:

- Option 1: Develop a new administration building/civic center on the existing jury assembly site to include a structured parking facility.
- Option 2: Basically the same as Option 1 but with a different configuration on the site.
- Option 3: Develop a new administration building on the existing Public Safety Building site.

During discussion, the following spoke regarding the various options: District Attorney McGregor Scott, Chief Probation Officer Renny Noll, and Chuck Ryan, leasing specialist for the County.

As another option, Mr. Noll suggested building a parking garage farther north on a portion of the existing library site and building the Public Safety Building on the southerly portion of where the parking garage is proposed in Option 1.

By consensus, the consultants were directed to continue toward the conclusion of the CIP with Options 1 and 3, as well as the option suggested by Mr. Noll.

The consultants also briefly presented the progress on the proposed Children's Services Building Site Specific Plan at Breslauer Way area.

2:45 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

CAROLYN TAYLOR
Clerk of the Board of Supervisors

By _____
Deputy