

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, August 6, 2002

**REGULAR MEETING**

9:00 a.m.: Chairman Kehoe 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 Reverend Kim Anderson, Christ the Rock Church.

**PLEDGE OF ALLEGIENCE**

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

**INTRODUCTIONS**

Introductions of the Members of the Board, county staff, elected officials, and county department heads were made.

**PUBLIC COMMENT PERIOD - OPEN TIME**

Veterans Service Officer Don Mangrum addressed the Board of Supervisors notifying them of his intent to retire on November 25, 2002, and to thank them for their support over the years. Mr. Mangrum was presented with a plaque from the veterans organizations expressing their appreciation.

Fire Warden Duane Fry distributed copies of a wildland fire evacuation plan for the Shingletown Ridge area, explaining that conditions and the potential for fire damage in this area are the same as they were when the Fountain Fire occurred ten years ago. He noted that copies of the plan are being distributed throughout the area. A State Fire Assistance Grant provided the funding for the preparation of the document; a similar grant was also obtained for the Keswick/Old Shasta area.

**CONSENT CALENDAR**

By motion made, seconded (Fust/Hawes), 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 contract with the California Department of Food and Agriculture in the amount of \$10,000.21 to provide funding for a portion of the Department of Agriculture's Weed Eradication Program for the period July 1, 2002 through December 31, 2002. (Agricultural Commissioner)

Authorized the issuance of warrants totaling \$49,559.20 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on July 23, 2002, as submitted. (Clerk of the Board)

Appointed Travis Corder to the Fall River Resource Conservation District to fill an unexpired term to December 2004. (Clerk of the Board)

Enacted Ordinance No. 378-1857, which approves Zone Amendment No. 02-005, McArthur/Greco (Millville area), as introduced July 16, 2002. (Clerk of the Board)  
(See Zoning Ordinance Book)

Enacted Ordinance No. 2002-7, which amends Chapter 17.88 of the Shasta County Code, Wireless Telecommunication Facilities, as introduced on July 23, 2002. (Clerk of the Board)  
(See Shasta County Code Ordinance Book)

Approved a Compromise and Release Agreement for Ronald Reynolds for \$67,500.00, less permanent disability payments previously made in the amount of \$10,630.75. (Support Services-Risk Management)

Approved and authorized the Chairman to sign a renewal agreement with Caring Choices in the amount of \$35,000 for the period August 7, 2002 through June 30, 2003 to provide a senior "fall-prevention" project. (Public Health)

Authorized the submission of a grant proposal to the Shasta Community Regional Foundation in the amount of \$9,000 to purchase child car seats on behalf of the Injury Prevention Coalition for their occupant safety program during the period October 1, 2002 through September 30, 2003. (Public Health)

Approved an increase of two previously purchased vans to the fleet allocation for the Department of Social Services. (Social Services)

Took the following actions regarding the Alcohol and Drug Office Remodel Project: found the project categorically exempt in conformance with CEQA; approved the plans and specifications and directed the Director of Public Works to advertise for bids; and authorized opening of bids on September 6, 2002, at 11 a.m. (Public Works)

Took the following actions regarding construction in various Permanent Road Divisions: approved the plans and specifications and directed the Director of Public Works to advertise for bids; and authorized opening of bids on August 23, 2002 at 11 a.m. (Public Works)

Authorized the release of the securities guaranteeing faithful performance (\$17,000) and guaranteeing payment (\$8,500) for Parcel Map 00-34, Martin (Millville area). (Public Works)

Adopted Resolution No. 2002-104, which summarily abandons a small 0.05-acre easement in the town of Shasta. (Public Works)

(See Resolution Book No. 43)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the Sacramento Street Parking Lot and record it within ten days of actual completion of the work. (Public Works)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the construction on Happy Valley Road at Canyon Road Project and record it within ten days of actual completion of the work. (Public Works)

9:13 a.m.: The Board of Supervisors recessed and convened as the Shasta County Redevelopment Agency.

### **SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR**

#### **SHASTA COUNTY REDEVELOPMENT AGENCY**

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Directors took the following actions, which were listed on the Shasta County Redevelopment Agency (RDA) Consent Calendar:

Approved the minutes of the meeting held on June 16, 2001, as submitted.

Adopted RDA Resolution No. 2002-1, which approves the second half of the two-year budget for the Buckeye Redevelopment Project for Fiscal Year 2002-03.

(See Redevelopment Agency Resolution Book)

Adopted RDA Resolution No. 2002-2, which approves the amended budgets for the SHASTECC Redevelopment Project for Fiscal Years 2001-02 and 2002-03.

(See Redevelopment Agency Resolution Book)

9:14 a.m.: The Redevelopment Agency adjourned, and the Board of Supervisors reconvened.

### **REGULAR CALENDAR**

#### **BOARD OF SUPERVISORS**

#### **PRESENTATION: SACRAMENTO RIVER RAIL-TRAIL**

Chuck Shultz of the Bureau of Land Management (BLM), provided background on the efforts to provide an alternate route to the Rail-Trail for motorized vehicles to and from the "staging area" before they can utilize the 100 miles of area for them to ride. He also explained the additional problems that were created when access across Shasta Dam was closed due to the September 11, 2001 terrorist attack. He stated that BLM, working with the Bureau of Reclamation (BOR), have obtained a dozer and operators to begin developing access from Matheson back to the staging area below the Dam.

Andy Isoa, BLM Outside Planner, distributed a map showing the proposed interim route where some new construction is being done, as well as some re-construction work. It is expected that this interim route will be operational in the fall. He also stated they hope to acquire some privately owned parcels within a year, which will allow them to complete the alternate route.

Debbie Miller, Head of Security with the BOR, explained that a fencing project is currently taking place at the Matheson Mine area to ensure that the area will be safe, and it is expected this could be completed as early as September. She also indicated that the closure of the Dam will remain in effect; however, a permitting process will be continued to allow some members of the public/groups to cross.

Mr. Shultz suggested that a field trip to the area be conducted for the Board of Supervisors sometime within the next few months. He will coordinate this with the County Administrative Officer.

APPOINTMENT: AREA AGENCY ON AGING, PSA II – EXECUTIVE BOARD

At the recommendation of Supervisor Clarke and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors appointed Mona Davis to the Area Agency on Aging, PSA II – Executive Board. Ms. Davis was introduced.

2002 COUNTY ROAD TOUR  
CERTIFICATE OF APPRECIATION

Deputy Director of Public Works Scott Wahl presented a brief report on the 2002 Shasta County Road Tour conducted on July 30, 2002. The Board of Supervisors presented a plaque acknowledging Public Works Director Pat Minturn and his department staff for their professionalism in conducting the 2002 Road Tour.

PROCLAMATION: CHILD SUPPORT AWARENESS MONTH

At the recommendation of Child Support Services Director Steve Baer and by motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors adopted a proclamation designating August 2002 as “Child Support Awareness Month.” Outreach Coordinator Lori Solinger gave an overview of some of the upcoming events to be held during the month. Mr. Baer accepted the proclamation.

PROCLAMATION: BREASTFEEDING AWARENESS MONTH

By motion made, seconded (Wilson/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates August 2002 as “Breastfeeding Awareness Month.” Elizabeth Murane, representing the Breastfeeding Coalition, previewed some of the activities that will be held during the month. Chairman Kehoe presented the proclamation to Mrs. Murane.

2002 WALKING CHALLENGE

Support Services Director Joann Davis recognized the winners of the 2002 Walking Challenge and plaques were presented. Susan Baremore, Executive Assistant in the Department of Support Services was the individual winner, and the Support Services “Fire Walkers” Team are the departmental champions.

**GENERAL GOVERNMENT**

**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

LEGISLATIVE UPDATE/SUPERVISORS’ REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on the status of the State Budget and the possibility of some significant impacts on counties due to proposed reductions, particularly in the area of health and welfare.

Supervisors reported on issues of countywide interest. Supervisor Clarke noted that Senate Majority Leader Tom Daschle included language in a defense spending bill which exempts his home state of South Dakota from environmental regulations and lawsuits in order to allow logging in an effort to prevent forest fires, while Western states are still forced to follow the environmental regulations. Supervisor Clarke requested that letters be sent to

Senators Daschle and Fienstein regarding this matter and requesting Senator Fienstein's assistance in addressing this issue. It was the consensus of the Members of the Board that these letters be sent.

## SCHEDULED HEARINGS

### PUBLIC WORKS

#### ABANDONMENT: UNDEVELOPED PUBLIC EASEMENT LAKEHEAD AREA RESOLUTION NO. 2002-105

Deputy Public Works Director Scott Wahl presented an updated staff report on the request to abandon an undeveloped parcel in the Lakehead area. He explained this item was continued from the June 24, 2002 Board of Supervisors' meeting in order to obtain 100 percent concurrence from property owners to abandon this easement, stated this had been accomplished, and recommended that following the public hearing the Board of Supervisors adopt the resolution ordering the abandonment.

The public hearing was reopened, at which time no one spoke for or against the proposed abandonment, and the public hearing was closed.

By motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2002-105, which orders the abandonment of an undeveloped public easement in the community of Lakehead.

(See Resolution Book No. 43)

10:12 a.m.: The Board of Supervisors recessed.

10:18 a.m.: The Board of Supervisors reconvened.

## WORKSHOP

### LAW AND JUSTICE

#### SHERIFF

#### COMMUNITY SAFETY PLAN

Sheriff Jim Pope explained that his staff worked on developing this plan for several years. They formed a task force, prepared and conducted a survey, solicited input from line staff, and conducted community meetings. The plan is a culmination of these efforts. Undersheriff Larry Schaller explained there are 30 recommendations and introduced those who would be making the presentation on the report sections and recommendations.

A slide presentation was given with narration by the following: Lt. Greg Wrigley reviewed highlights of the Community Service Survey results; Citizens Representatives Lynn Miller and Bill Price reviewed the results of the community meetings and recommendations 1 through 10; Lt. Dave Dean discussed community emergency preparedness and recommendations 11 and 12 and distributed a citizens' preparedness guide; Lt. Tom Bosenko and Deputy Tom Campbell discussed patrol beats, volunteers, patrol teams and recommendations 13 through 20; Undersheriff Larry Schaller then reviewed staff planning, recommendations 21-30, and acknowledge the advisory council members in attendance.

Following the presentation Members of the Board complimented the department on the excellent report. The Members of the Board expressed their concern, however, regarding the request for “adoption of the recommendations subject to future funding availability.” It was pointed out that the recommendations listed in the report are internal in nature and within the Sheriff’s control to implement. The Board pointed out the budget limitations and stated they could not look at future funding in light of the State Budget; no funds are available.

### **CLOSED SESSION ANNOUNCEMENT**

Chairman Kehoe announced that the Board of Supervisors would recess to a Closed Session to confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organizations: Shasta County Employees Association, Shasta county Mid-management Association, Deputy Sheriffs 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.

11:30 a.m.: The Board of Supervisors recessed to Closed Session.

11:45 a.m.: The Board of Supervisors recessed from Closed Session.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, Assistant County Counsel Michael Ralston, Director of Resource Management Russ Mull, and Administrative Board Clerk Linda Mekelburg present.

### **AFTERNOON CALENDAR**

### **REPORT OF CLOSED SESSION ACTIONS**

Chairman Kehoe reported that the Board of Supervisors met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

### **SCHEDULED HEARINGS**

#### **RESOURCE MANAGEMENT - PLANNING DIVISION**

#### **PARTIAL WILLIAMSON ACT CANCELLATION** **JEFF DAVIS, COTTONWOOD AREA**

This was the time set to consider the request of Jeff Davis to cancel 121 acres of a 742-acre Williamson Act Contract (continued from July 16, 2002). Senior Planner John Stokes presented the staff report and recommended denial of Mr. Davis’ request for partial cancellation of the Contract.

The public hearing was reopened. Joe Crow, a rancher from Whitmore and a member of the Resources Land Committee, noted that although the Committee could understand the desire for the request for the partial cancellation, they had difficulty making a finding that cancellation of the contract would substantially outweigh the public interests involved. Jeff Davis spoke in favor of the cancellation, noting that the land involved is marginal agricultural land, the federal government has already used a block of his land for power lines, and the revenue from the sale and development of the land is needed to maintain the viability of the rest of the ranch; Mr. Davis read letters from Julie Knox of Knox Realty, R.G. Davis of Home Ranch Properties & Equities, Douglas H. Deese of Deese Realtors, and Julie Quesinberry of Caldwell Bankers

pointing out the lack of small “ranchette” parcels available for sale. Gene Davis requested the Board consider the rights of property owners to protect their assets. Janie Ryan agreed that there are not enough small parcels of land in the area for sale. No one else spoke for or against the project, and the hearing was closed.

Board Members question staff regarding the specifics of the Williamson Act. They noted that while they do not wish to circumvent the intentions of the Williamson Act, they understand the need for the requested action.

Following further discussion by the Board of Supervisors, by motion made, seconded (Clarke/Wilson), and carried, the Board of Supervisors approved the proposal and referred the matter to staff for supplemental processing (resolution with appropriate findings to be prepared and presented for action at a later date). Supervisor Kehoe voted no.

1:56 p.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

CAROLYN TAYLOR  
Clerk of the Board of Supervisors

By \_\_\_\_\_  
Deputy