

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 22, 2003

REGULAR MEETING

9:00 a.m.: Chairman Clarke 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
Chief Deputy Clerk of the Board - Glenda K. Tracy

INVOCATION

Invocation was given by Pastor Richard James, Destiny Fellowship.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Cathy Murray requested that the Board of Supervisors consider changing the schedule of their meetings to an evening schedule so that working individuals would be able to attend.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$60,545.11 for County operating funds and special districts, as submitted. (Auditor-Controller)

Approved the minutes of the meeting held on April 15, 2003, as submitted. (Clerk of the Board)

Appointed Ernest Odell to fill a vacancy on the Igo-Ono Community Services District Board for a four-year term to expire September 2007. (Clerk of the Board)

Adopted Resolution No. 2003-61, which designates a portion of the Sacramento River as a special-use zone and temporarily closing that portion of the Sacramento River from boating and related recreational activities for the annual Fourth of July Freedom Festival. (Clerk of the Board)

(See Resolution Book No. 44)

Enacted Ordinance No. 378-1865, which approves Zone Amendment 02-021, Trafficante (Millville area), as introduced on April 8, 2003. (Clerk of the Board)

(See Zoning Ordinance Book)

Adopted Resolution No. 2003-62, which authorizes the issuance and sale of bonds designated as Shasta Union High School District General Obligation Bonds, Election of 2001, Series 2003 in an amount not to exceed \$12,745,261.35 to pay for construction of and improvements to school facilities and projects. (County Counsel)

(See Resolution Book No. 44)

Adopted Resolution No. 2003-63, which amends Shasta County Personnel Rules to make modifications to reflect current practices to update some sections utilizing more modern language from current Memorandums of Understanding (MOU), to revise the chapter regarding leaves of absence, and to make other technical changes and clarifications. (Support Services-Human Resources)

(See Resolution Book No. 44)

Approved and authorized the Chairman to sign a contract amendment with the Shasta County Office of Education increasing compensation by \$75,000, for a total of \$2,049,531, to provide CalWORKs Stage I Child Care Services for the period August 18, 1998 through June 30, 2003. (Social Services)

Approved a budget amendment for the Opportunity Center transferring \$34,830 from Regular Salaries and creating a new fixed asset account to purchase three replacement vehicles to transport clients. (Social Services/Opportunity Center)

Approved and authorized the Chairman to sign a lease with Ronald and Margaret Mygrant, Trustees of the Mygrant Family 1990 Trust in the amount of \$28,666.64 per month for 27,044 square feet of office space (\$1.06/square foot) at 1400 and 1550 California Street for the period May 1, 2003 through April 30, 2008, with three percent annual increases, with the option of two three-year extensions. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with Lawrence & Associates for additional site assessment services at the proposed Oregon Street parking lot and to increase compensation by \$8,000 to an amount not to exceed \$26,490. (Public Works)

Adopted Resolution No. 2003-64, which approves the application for Federal Transit Act (FTA) funds for the City of Anderson and the County for Fiscal Year 2003-2004; and authorized the Director of Public Works to sign the FTA application in the amount of \$127,379. (Public Works)

(See Resolution Book No. 44)

9:04 a.m.: The Board of Supervisors recessed and convened as the Shasta County Water Agency.

SPECIAL DISTRICTS/OTHER AGENCIES CONSENT CALENDAR

SHASTA COUNTY WATER AGENCY

By motion made, seconded (Fust/Hawes), and unanimously carried, the Water Agency approved and authorized the Chairman to sign an amendment to the agreement with CH2M Hill for Phase 2C of the Water Resources Master Plan to extend the termination date to June 20, 2003. (Public Works)

9:05 a.m.: The Shasta County Water agency adjourned and reconvened as the Board of Supervisors.

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: VETERANS APPRECIATION MONTH

At the recommendation of the Employment Development Department's Employment Program Representative Kevin Marshall and by general consensus, the Board of Supervisors adopted a proclamation which designates May 2003 as Veterans Appreciation Month in Shasta County.

PROCLAMATION: MOSQUITO AND VECTOR CONTROL AND WEST NILE VIRUS AWARENESS WEEK

At the recommendation of Shasta Mosquito and Vector Control District Manager William Hazeleur and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 28-May 4, 2003 as Mosquito and Vector Control and West Nile Virus Awareness Week in Shasta County.

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer presented an update on specific legislation of importance to Shasta County, including the slow moving state budget.

Supervisors reported on issues of countywide interest.

TREASURER-TAX COLLECTOR

QUARTERLY REPORT OF INVESTMENTS

At the recommendation of Treasurer/Tax Collector Lori Scott and by motion made, seconded (Hawes/Fust), and unanimously carried, the Board of Supervisors accepted the Quarterly Report of Investments for the quarter ending March 31, 2003.

LAW AND JUSTICE**SHERIFF'S OFFICE**

9:34 a.m.: Supervisor Kehoe recused himself due to a conflict and left the room.

AGREEMENT: U.S. FOREST SERVICE CAMPGROUND PATROL SERVICES

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Hawes/Wilson), and unanimously carried, the Board of Supervisors approved and authorized the Sheriff to sign a renewal contract with the U.S. Forest Service to provide campground patrol services on Lassen National Forest Lands in the amount of \$18,000 for the period October 1, 2002 through September 30, 2003.

9:35 a.m.: Supervisor Kehoe returned to the room.

SCHEDULED HEARINGS**RESOURCE MANAGEMENT****PLANNING DIVISION**

ZONE AMENDMENT NO. 02-013
CORNERSTONE DEVELOPMENT
HAPPY VALLEY AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 02-013, Cornerstone Development, which would rezone approximately 231 acres in the Happy Valley area from a Rural Residential District and a Limited Agriculture District Building Acreage Minimum ten acres (A-1-BA-10) District to a Rural Residential District combined with a Building Acreage Minimum per Recorded Map (R-R-BSM) District and/or other appropriate district to create a 31-lot subdivision. Resource Management Senior Planner John Stokes presented the staff report and recommended approval of the project. The Affidavit of Publication and Notice of Hearing are on file with the Clerk of the Board.

The public hearing was opened, at which time Diane Napic spoke against the project as she felt that the road and traffic intersection has caused and would continue to cause vehicle accidents. No one else spoke for or against the proposal, and the public hearing was closed.

In response to a question from a member of the Board of Supervisors, John Stokes reported that he had not received information from Department of Public Works regarding a traffic problem on the road.

9:45 a.m.: The Board of Supervisors recessed.

9:51 a.m.: The Board of Supervisors reconvened.

Public Works Director Pat Minturn advised that his department did a study of the intersection, and it did not indicate there was a need for a traffic signal. There is a fairly high incidence of accidents on Canyon Road, however, and the Department of Public Works could do another study to determine if a left-turn lane may be appropriate in the future.

By motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 02-013, Cornerstone Development (Happy Valley area):

1. Adopted the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with a non-de-minimis finding of significance, with the findings as specifically set forth by Planning Commission Resolution No. 03-011;
2. Made the rezoning findings as specifically set forth in Planning Commission Resolution No. 03-011; and
3. Introduced and waived the reading of an ordinance which approves Zone Amendment No. 02-013.

SCHEDULED WORKSHOP

COUNTY ADMINISTRATIVE OFFICE

REALIGNMENT FUNDING FOR SOCIAL SERVICES, PUBLIC HEALTH, AND MENTAL HEALTH

Principal Administrative Analyst Kim Pickering presented a workshop on Realignment Revenue, the funding source for many Social Services, Public Health, and Mental Health programs. Realignment principles, realigned Health and Welfare programs supported with the dedicated half-cent sales tax and expanded vehicle license fees, and the benefits of Realignment to the State, County, and clients were discussed. Ms. Pickering reviewed the funding allocation methodology, service and funding trends over the ten-year period Realignment has been in existence and the new Realignment II proposal currently being considered by the legislature.

CLOSED SESSION ANNOUNCEMENT

Chairman Clarke 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 PG&E Bankruptcy, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss potential litigation, pursuant to Government Code Section 54956.9, subdivision (b).

10:40 a.m.: The Board of Supervisors recessed to Closed Session.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, County Administrative Officer Doug Latimer, County Counsel Karen Jahr, and Deputy Clerk of the Board Christie Jewell present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION

County Counsel Karen Jahr reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as anticipated litigation; however, no reportable action was taken.

SCHEDULED HEARINGS

COUNTY FIRE

ADOPT REVISIONS TO CHAPTER 6, FIRE SAFETY STANDARDS OF SHASTA COUNTY DEVELOPMENT STANDARDS RESOLUTION NO. 2003-65

This was the time set to conduct a public hearing regarding approving revisions to Chapter 6, Fire Safety Standards of the Development Standards regarding emergency fire escape routes. Proposed modifications include the location or placement of emergency fire escape roads, the language and regulations concerning the maintenance of emergency fire escape roads, and the separation distances between emergency fire escape roads or through roads, from an existing road.

County Fire Warden Duane Fry presented the staff report and County Fire Marshal James Diehl gave a PowerPoint® presentation on the Shasta County Fire Safety Standards Emergency Fire Escape Road Proposed Amendments. Notice of Hearing and Affidavit of Posting are on file with the Clerk of the Board.

The public hearing was opened, at which time Eihnard Diaz, Clarissa McGowan, Mike Messa, and Dominic Dinino spoke regarding questions they had and clarifications regarding the revisions. Ed DeGraff distributed a letter from Don Weidlein. No one else spoke for or against the proposal and the public hearing was closed.

By motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors approved Resolution No. 2003-65, which adopts revisions to Chapter 6, Fire Safety Standards of the Development Standards regarding emergency fire escape routes with the following changes: As to **6.14.4 Right of Ways**: Right-of-ways or easements shall be a minimum of **30**-feet in width and shall be sufficient to permit construction *and maintenance* of the required road improvements.

(See Resolution Book No. 44)

WORKSHOP

PUBLIC WORKS

SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT

2:35 p.m.: Supervisor Kehoe recused himself due to a conflict and left the hearing room.

Deputy Director of Public Works Daniel Kovacich presented an overview of the Secure Rural Schools and Community Self-Determination Act of 2000 and the method in which money is set aside each year for Title II/III projects.

Mr. Kovacich introduced three speakers: County Fire Warden Duane Fry who is requesting new search and rescue vehicles for the Hat Creek, Old Station, and Platina fire companies and future funds for two rescue boats on Shasta Lake, a water tender for the Hat Creek Volunteer Fire Company, a water tender for the Lakehead Volunteer Fire Company, and a fuel modification education program; Agricultural Commissioner/Sealer of Weights and Measure Mary Pfeiffer who is requesting funds for a comprehensive noxious weed detection survey of roads in the Lassen National Forest; and Western Shasta Resource Conservation District General Manager Mary Schroeder, who is requesting funds for a fire safety education program.

Mr. Kovacich requested a 45-day public comment period regarding these projects be given, and he would come back to the Board in 60 days with comments.

By motion made, seconded (Fust/Hawes), and carried, the Board of Supervisors approved a 45-day public comment period directed Mr. Kovacich to return to the Board in 60 days with comments.

2:55 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By _____
Deputy