

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, November 22, 2005

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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
County Counsel - Karen Jahr
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Elaine Grossman

INVOCATION

Invocation was given by County Administrative Officer Doug Latimer.

PLEDGE OF ALLEGIANCE

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

INTRODUCTIONS

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

PUBLIC COMMENT PERIOD - OPEN TIME

Gracious Palmer told of the successful season for the Central Valley High School football team.

Russ Wade and Arnold Erickson related examples of Director of Resource Management Russ Mull's actions regarding the Knauf fiberglass facility.

CONSENT CALENDAR

By motion made, seconded (Clarke/Hartman), and carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar, as amended (Supervisor Kehoe voted no on a renewal agreement with Becker and Bell, Inc. to provide professional

negotiations and labor relations services and support as he stated the County should allow a competitive bid basis):

Adopted Resolution No. 2005-152, which approves a short-term loan in the amount of \$100,000 to the Mayers Memorial Hospital District from the County General Reserve. (Administrative Office)

(See Resolution Book No. 46)

Authorized the issuance of warrants totaling \$1,072.50 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on November 8, 2005, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign a renewal agreement with Becker and Bell, Inc. to provide professional negotiations and labor relations services and support for the period December 1, 2005 through November 30, 2008. (Support Services-Personnel Division)

Approved the award of Bid No. 445 to Western Power & Equipment for two loader/backhoes in the amount of \$193,142.24, including taxes and fees. (Support Services-Purchasing Division)

Approved the award of Bid No. 446 to Holt of California for one counterbalanced lift truck in the amount of \$44,932.39, including taxes and fees. (Support Services-Purchasing Division)

Approved the appointment of Edith Burnett, Marriage and Family Therapist (M.F.T.) at Step "E" as a Mental Health Clinician II. (Mental Health)

Approved and authorized the Chairman to sign the County Medical Services Program (CMSP) Participating Physician Group Agreement with Blue Cross to allow Public Health to continue receiving reimbursement for clinic services provided to CMSP clients. (Public Health)

Approved and authorized the Chairman to sign an amendment to the agreement with the City of Redding increasing compensation by \$80,672 (for a total not to exceed \$650,000) and extending the term to December 31, 2007 for the Opportunity Center to provide recyclable material sorting services. (Social Services-Opportunity Center)

Adopted Resolution No. 2005-153, which authorizes the Director of Child Support Services to sign a Memorandum of Understanding with the California Department of Child Support Services in order to obtain matching federal funds to provide additional funding for the local child support program for Fiscal Year 2005-06. (Child Support Services)

(See Resolution Book No. 46)

Approved and authorized the Chairman to sign a renewal agreement with Central Valley Toxicology, Inc. in an amount not to exceed \$15,000 to provide forensic science toxicology laboratory services from the date of signing through December 1, 2006, with an automatic renewal to June 30, 2007 in an amount not to exceed \$9,000. (Sheriff)

Approved and authorized the Chairman to sign a renewal agreement with Compuscribe Transcription Services in an annual amount not to exceed \$35,000 to transcribe crime reports from dictated media from the date of signing through November 21, 2006, with two automatic one-year renewals. (Sheriff)

Adopted Resolution No. 2005-154, which makes a California Environment Quality Act (CEQA) determination of a mitigated negative declaration for the Airport Road at Sacramento River Bridge replacement project subject to certain findings. (Public Works)

(See Resolution Book No. 46)

Introduced and waived the reading of an ordinance which establishes a 40-mile-per-hour speed zone on Balls Ferry Road from Deschutes Road to the southerly boundary of the City of Anderson. (Public Works)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer advised that the legislature is in recess.

Supervisors reported on issues of countywide interest.

SCHEDULED HEARINGS

PUBLIC WORKS

ASSESSOR'S PARCEL NO. 006-610-011
TRANSFER PARCEL TO CITY OF SHASTA LAKE

This was the time set to reopen the public hearing, continued from September 20, 2005, to consider adopting a resolution which declares approximately 40 acres of County-owned property (Assessor's Parcel No. 006-610-011, Buckeye area) to no longer be necessary for County or other public purposes and to transfer the parcel to the City of Shasta Lake.

Public Works Director Pat Minturn presented the staff report and gave a history of the parcel. The property had been conveyed to Shasta County by the Bureau of Land Management (BLM). It was previously a burn dump, then given to Shasta County via the Recreation and Public Purposes Act, which requires that it be used as a sanitary landfill or park. If the land is used for other purposes without concurrence of the Secretary of the Interior, it reverts back to federally owned land. Mr. Minturn noted that the proposal is currently under review by the BLM.

The public hearing was opened, and Shasta Lake City resident Greg Watkins stated that a dam is located on the site that has collected trash. Mr. Watkins suggested that Shasta County maintain control of the land or allow the City of Shasta Lake to use a portion of the site.

Mary Scott requested not transferring land to the City of Shasta Lake due to the dumping at the site. In the alternative, Ms. Scott requested that a portion of the property be maintained by the County to maintain sound control.

Chairman Kehoe announced that the public hearing for this item would be continued to a Board of Supervisors meeting at an unspecified date, following the receipt of information from BLM.

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 05-013

RENEE D. BRUCE-CAVINESS

REDDING MUNICIPAL AIRPORT AREA

This was the time set to conduct a public hearing and take the following actions regarding Zone Amendment No. 05-013, Bruce-Caviness, which would rezone approximately 48.46 acres in the Redding Municipal Airport Area from a Rural Residential combined with the 40-acre minimum and Airport Specific Plan (R-R-BA-40, ASP) zone district to a Rural Residential combined with an Airport Specific Plan (R-R, ASP) District. Associate Planner Brandon Rogers presented the staff report and recommended approval of the project. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

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

In response to a question of Supervisor Cibula, Mr. Rogers advised that the City of Redding is aware of any impact regarding the airport.

By motion made, seconded (Clarke/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Amendment No. 05-013, Renee D. Bruce-Caviness, Redding Municipal Airport area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a negative declaration with a de minimis finding of significance, with the findings as specifically set forth in Planning Commission Resolution No. 2005-137;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2005-137; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 05-013, as requested.

ZONE AMENDMENT NO. 05-022

JANET EDWARDS

OAK RUN AREA

This was the time set to conduct a public hearing and take the following actions regarding Zone Amendment No. 05-022, Edwards, which would rezone approximately 60.78 acres in the Oak Run area from an Unclassified (U) and Open Space (OS) zone districts to Timberland (TL) and Open Space (OS) Districts and/or other appropriate district. Associate Planner Brandon Rogers presented the staff report and recommended approval of the project. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

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

In response to questions by Supervisors Clarke and Cibula, Mr. Rogers advised that the property is undeveloped timberland.

By motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 05-022, Janet Edwards, Oak Run area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2005-133;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2005-133; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 05-022, as requested.

CLOSED SESSION ANNOUNCEMENT

Chairman Kehoe 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 Wurch and King v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its counsel to discuss appointment of a public employee (County Administrative Officer), pursuant to Government Code section 54957.
3. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer, Personnel Director Joann Davis, and Labor Consultant Becker and Bell, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-Management Association, Deputy Sheriffs Association, Deputy Sheriffs Association-Correctional Officers, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California-General Unit, United Public Employees of California-Professional Unit, and Teamsters-Trades and Crafts, pursuant to Government Code Section 54957.6.

Supervisor Cibula abstained from attendance of the litigation matter due to his wife formerly working for the law firm that represents one of the parties in the action.

9:34 a.m.: The Board of Supervisors recessed to Closed Session.

12:15 p.m.: The Board of Supervisors recessed from Closed Session.

2:30 p.m.

AFTERNOON CALENDAR

2:31 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Kehoe, Cibula, Hawes, Hartman, and Clarke, County Administrative Officer Doug Latimer, County Counsel Karen Jahr, Chief Deputy Clerk of the Board Glenda Tracy, and Deputy Clerk of the Board Elaine Grossman present.

REPORT OF CLOSED SESSION ACTIONS

Chairman Kehoe reported that the Board of Supervisors met in Closed Session to discuss existing litigation and a public employee appointment (CAO), as well as labor negotiations; however, no reportable action was taken.

WORKSHOP

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/RESOURCE MANAGEMENT

GLOBAL TAX-SHARING AGREEMENT
CITY OF REDDING

Resource Management Director Russ Mull stated that, at the direction of the Board of Supervisors, he had returned to the City of Redding (City) to discuss the financial components of the tax-sharing agreement. Mr. Mull spoke of the potential for sales tax and Transiency Occupancy Tax (TOT) in the unincorporated area. An area of prime concern is the Interstate-5 and Knighton Road area. If Redding auto dealers choose to move to the Knighton Road area, there will be a significant amount of taxable revenue generated from that site.

Staff Services Manager Ronni Harman explained the City of Redding's calculations on potential loss of sales tax revenue if the auto dealers move to Knighton Road.

County Administrative Officer Doug Latimer stated the revenue figures prepared by the County and the City of Redding are remarkably similar. He said the Board of Supervisors should move forward with the development impact fee study first and then confirm that the City of Redding is willing to impose the development fee before proceeding with the tax-sharing agreement. At the same time, the County should hire an independent certified public accountant (CPA) to provide an objective fiscal analysis on future sales tax and TOT projections.

Supervisor Hawes asked if a marketing firm would be a better choice of firms rather than a CPA. Mr. Latimer said a generalized Request for Proposal will be prepared, and a determination can be made by the individuals or firms that respond.

Mr. Mull stated he is of the understanding that the City of Redding agrees to proceed with the impact fees.

In response to a question by Supervisor Cibula, Mr. Mull stated bargaining in the development fee would be part of the agreement with the City of Redding. Without the Auto Mall, the agreement would be very lucrative for the County of Shasta and not very lucrative for the City of Redding.

Supervisor Clarke stated that the citizens of Shasta County should have the benefit of an analysis based on the facts. She concurred that the possible development on Knighton Road is the reason the City of Redding is in agreement to comply, protecting their tax base.

Mr. Latimer explained that the original map did not indicate a future change in certain areas; however, additional zoning to industrial and retail districts in other counties. Assurance is needed for development fees to be charged at the City Council level.

Mr. Mull said that organizations are available to do evaluations to confirm the figures.

City of Redding Assistant City Manager Kurt Starman discussed the fiscal implications of the proposed agreement regarding sharing the sales tax and Transient Occupancy Taxes, which the County had reviewed recently and had chosen not to pursue. He thanked the Board of Supervisors for the progress that has been made regarding the Stillwater matter. Mr. Starman stated that development impact fees require planning as to the collection of fees.

In response to a question by Supervisor Hawes, Mr. Starman stated that it appears many Churn Creek Bottom residents choose to have the area remain largely rural and agricultural. He

said that if growth is limited to a defined boundary, the City will consider extending services to that area.

Mr. Starman stated the tax-sharing mechanism proposed would give the County an advantage due to the rapid growth of sales tax and TOT in the City of Redding. Supervisor Clarke stated that could be accurate as long as the City of Redding's growth rate does not continue to decline.

By motion made, seconded (Cibula/Hawes), and unanimously carried, the Board of Supervisors directed staff to return for further discussion of the tax-sharing agreement.

Mr. Mull clarified that the Request for Proposal that is to be sent out is for the development fees in the unincorporated area only. Supervisor Clarke stated that the County of Shasta needs to begin charging impact fees in the unincorporated areas.

3:40 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By _____
Deputy