

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 10, 2006

REGULAR MEETING

9:04 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 Cibula
District No. 3 - Supervisor Hawes
District No. 4 - Supervisor Hartman
District No. 5 - Supervisor Clarke

County Administrative Officer - Larry Lees
Assistant County Counsel - Michael Ralston
Chief Deputy Clerk of the Board - Glenda Tracy
Deputy Clerk of the Board - Elaine Grossman

INVOCATION

Invocation was given by Reverend Paul Hart, Unity in Redding.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Janet Tyrrel stated that the Sheriff's Office does excellent work in developing and leading the community in emergency planning.

ITEMS PULLED FROM CONSENT CALENDAR

Supervisor Clarke advised the agenda item for California Department of Justice information for prospective employees was pulled by the department.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign the County Claims List totaling \$2,080 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on September 26, 2006, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-1941, which approves Zone Amendment No. 05-007, Henderson (Big Bend area), as introduced September 12, 2006. (Clerk of the Board)
(See Zoning Ordinance Book)

Adopted Resolution No. 2006-151, which authorizes the Shasta County Clerk/Registrar of Voters to purchase uniform attire for Elections staff; and authorized the Auditor-Controller to pay associated claims. (County Clerk/Elections)
(See Resolution Book No. 47)

Adopted Resolution No. 2006-152, which approves and authorizes the Director of the Department of Housing and Community Action Programs to sign and submit a California Community Services and Development Discretionary Initiatives Community Services Block Grant application in the amount of \$55,000 for the period November 1, 2006 through December 31, 2007 to develop and distribute a comprehensive housing resource guide. (Housing and Community Action Programs-Community Action Agency)
(See Resolution Book No. 47)

Approved and authorized the Chairman to sign a lease agreement with Hirst Enterprises in the amount of \$10,018.90 per month (\$1.09/square foot) for 9,172 square feet of office space at 2770 Pioneer Drive, Redding for the period October 1, 2006 through September 30, 2009 with two optional one-year renewals increasing the annual amount not to exceed 3 percent annually. (Social Services)

Approved and authorized the Chairman to sign an amendment to the agreement with the Shasta County Child Abuse Prevention Coordinating Council increasing compensation by \$96,045 (for a new total not to exceed \$116,867) to modify the scope of services for the provision of a differential response one-stop referral and resource program and extending the term through June 30, 2007. (Social Services-Children and Family Services)

Approved and authorized the Chairman to sign an amendment to the agreement with the U.S. Department of the Interior, Bureau of Reclamation, increasing the maximum compensation by \$129,700 (for a new obligated total of \$1,078,923.27) for the Opportunity Center to provide janitorial services and extending the term through March 31, 2007. (Social Services-Opportunity Center)

Approved and authorized the Chairman to sign an amendment to the agreement with the U.S. Department of the Interior, Bureau of Reclamation, increasing the maximum compensation by \$200 (for a new obligated total of \$159,418.12) for the Opportunity Center to provide grounds maintenance services and extending the term through October 31, 2006. (Social Services-Opportunity Center)

Approved and authorized the Chairman to sign the Federal Annual Certification Report outlining receipt and expenditure of federal asset forfeiture sharing funds for the period July 1, 2005 through June 30, 2006. (District Attorney)

Approved and authorized the Chairman to sign a renewal agreement with New Directions to Hope in an amount not to exceed \$148,800 to provide therapy treatment services to children through the Child Abuse Treatment (CHAT) program for the period October 1, 2006 through September 30, 2007, with two optional one-year renewals. (District Attorney-Victim Witness Program)

Approved and authorized the Chairman to sign an amendment to the agreement with Central Valley Toxicology, Inc. increasing maximum compensation by \$12,000 (for a new total not to exceed \$36,000) for the period October 10, 2006 through June 30, 2007. (Sheriff-Coroner)

Approved and authorized the Chairman to sign a renewal lease agreement with the City of Redding in the amount of \$2,062 per month for space to be occupied by the Sheriff's Office for law enforcement purposes for the period November 1, 2006 through October 31, 2007 with two optional one-year renewals which include an annual 3 percent increase. (Sheriff)

Approved and authorized the Chairman to sign an agreement with Anderson Union High School, Cottonwood Union, Happy Valley Union, and Pacheco Union School Districts in an amount of \$73,456 for a Deputy Sheriff (School Resource Officer) on school campuses for the period August 22, 2006 through June 7, 2007. (Sheriff)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the West Central Landfill Unit 4A Expansion Project and record it within 10 days of completion. (Public Works)

Approved and authorized the Director of Public Works to sign a Notice of Completion for the Cove Road at Hatchet Creek Bridge Replacement Project and record it within 10 days of completion. (Public Works)

For the proposed Tract Map No. 1908, Timber Ridge Permanent Road Division (Burney area) received the petitions for formation and activation, an affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report; and set a public hearing for December 5, 2006 at 9:00 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

For the Shasta County Library-Redding Main, authorized staff to issue purchase orders for seating and office furniture to Michaels Business Furnishings in the amount of \$42,333.93, Office Depot, Inc. in the amount of \$157,909.09, United Corporate Furnishings, Inc. in the amount of \$178,622.03, and KI in the amount of \$43,155.31; and waived two typographical errors in the bid from Office Depot, Inc. upon a finding that doing so would be in the County's best interest. (Public Works)

Approved and authorized the Fire Chief to purchase one 3,000-gallon water tender for the Lakehead Volunteer Fire Company with Title III funding; and awarded the bid to Fouts Brothers Fire Equipment for a total purchase price of \$158,837.25. (County Fire)

Approved and authorized the Fire Chief to purchase one 3,000-gallon water tender for the Palo Cedro Volunteer Fire Company with Measure B funding; and awarded the bid to Fouts Brothers Fire Equipment for a total purchase price of \$158,837.25. (County Fire)

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION: DOMESTIC VIOLENCE AWARENESS MONTH

At the recommendation of District Attorney Jerry Benito and Shasta County Women's Refuge Executive Director Maggie John and by motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2006 as Domestic Violence Awareness Month in Shasta County.

PROCLAMATION: THINK PINK DAY AND BREAST CANCER AWARENESS MONTH

At the recommendation of Nor-Cal Think Pink President Melody Christenson and by motion made, seconded (Hartman/Hawes), and unanimously carried, the Board of Supervisors adopted a proclamation which designates October 2006 as Breast Cancer Awareness Month and October 19, 2006 as Think Pink Day in Shasta County.

OCTOBER 2006 EMPLOYEE OF THE MONTH
SERGEANT SHEILA ASHMUN
RESOLUTION NO. 2006-153

At the recommendation of Sheriff Tom Bosenko, and by motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors adopted Resolution No. 2006-153, which recognizes Sergeant Sheila Ashmun as Shasta County's October 2006 Employee of the Month.

(See Resolution Book No. 47)

LAW AND JUSTICE

SHERIFF

DONATION TO SHERIFF'S OFFICE K-9 PROGRAM AND
SPECIAL WEAPONS AND TACTICAL (SWAT) TEAM
BUDGET AMENDMENT

Sheriff Tom Bosenko presented the board report, advising that the proposed donation for the Sheriff's Office K-9 Program is timely as two of the dogs are to be retired at this time. He also explained that the Special Weapons and Tactical (SWAT) Team is in the process of converting a van and has needs of additional equipment.

Mr. Hamblin, Trustee of the Steve Ramie Estate, stated that he is donating \$20,000 for the SWAT Team and \$20,000 for the K-9 Program. Lieutenant Jerry Shearman advised that the update of the SWAT vehicle will assist in SWAT response times.

By motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors accepted a donation in the amount of \$40,000 to the Sheriff's Office K-9 Program and the SWAT Team from Kit Hamblin, Trustee; and approved a budget amendment increasing revenues and expenditures in the Sheriff's Office budget by \$40,000 to appropriate donated funds.

OTHER DEPARTMENTS

COUNTY FIRE

DONATION TO LAKEHEAD AND JONES VALLEY VOLUNTEER FIRE COMPANIES
BUDGET AMENDMENT

At the recommendation of Shasta County Fire Deputy Chief Scott Holmquist and by motion made, seconded (Hawes/Hartman), and unanimously carried, the Board of Supervisors accepted a donation from Kit Hamblin, Trustee of the Steve Ramie Estate, in the amount of \$79,000 to the Shasta County Fire Department to provide facilities improvements (Lakehead Volunteer Fire Department received \$49,000 and Jones Valley Volunteer Fire Department received \$30,000) and approved a budget amendment increasing revenues and appropriations in the County Fire budget by \$79,000 to appropriate the donated funds.

LAW AND JUSTICE**SHERIFF****SHERIFF'S OFFICE K-9 PROGRAM**
ASPHALT COWBOYS

Asphalt Cowboy Member Ron Wickersheim stated that a \$4,000 donation for the Sheriff's Office K-9 Program was raised at a fashion show presented by the wives of the members of the Asphalt Cowboys before Rodeo Week last year. By motion made, seconded (Cibula/Kehoe), and unanimously carried, the Board of Supervisors accepted the donation in the amount of \$4,000 to the Sheriff's Office K-9 Program from the Asphalt Cowboys; and approved a budget amendment increasing revenues and expenditures in the Sheriff's Office budget by \$4,000 to appropriate the donated funds.

GENERAL GOVERNMENT**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS****LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Larry Lees had no report.

Supervisors reported on issues of countywide interest.

ADMINISTRATIVE OFFICE**LIBRARY ADVISORY COMMITTEE****CONNIE CLECKLER****COUNTY ADMINISTRATIVE OFFICER/DESIGNEE**

Chairman Clarke explained that the Board designated her and Supervisor Cibula to meet with CAO Lees to review names to recommend two individuals to serve on the Library Advisory Committee. Agreement on two names returned this matter to the Board of Supervisors for the appointment. Chairman Clarke and Supervisor Cibula recommend Connie Cleckler of the East County area and County Administrative Officer Larry Lees or his designee. Chairman Clarke stated that the criteria taken into consideration is that the individuals will possess knowledge of library operation and management; a love and passion for community libraries; a level of accountability to contributors, the community, and elected officials; and they enjoy community standing and respect.

Supervisor Kehoe stated that the committee represents an opportunity for the citizens of Shasta County to become involved directly in their library, but he stated that an individual from the CAO's office can be assigned to attend the meetings as a nonmember and make observations to the CAO, then to the Board of Supervisors. Supervisor Cibula stated that it is important for the County to have a representative and to participate in the administration of the Library. Supervisor Hawes said that the Board of Supervisors represent the citizens of Shasta County and as the County has a tremendous investment in the success of the library.

Supervisor Kehoe stated that the committee is not a decision-making body, but will make recommendations to the Redding City Council. He said that another member of the community would be appropriate, with someone from the CAO's office in attendance.

By motion made, seconded (Hawes/Hartman), and carried, the Board of Supervisors appointed Connie Cleckler and County Administrative Officer Larry Lees or his designee as members to represent the County on the five-member Library Advisory Committee. Supervisor Kehoe voted no as he would like to see two community members named.

LAW AND JUSTICE

SHERIFF

SHASTA COUNTY OPERATIONAL AREA COMMUNICATIONS/COMMAND VEHICLE UNIVERSAL SPECIALITY VEHICLES

Sheriff Tom Bosenko introduced Lieutenant Jerry Shearman of the Sheriff's Office of Emergency Services, who stated that designated drivers will receive training in operating the high-level vehicle. He advised that the vehicle will be equipped with a dispatch center to assist in communications. Inside the vehicle will be a briefing area, TV screens that can send or obtain information, and white boards to mark out plans for operations.

In response to a question by Supervisor Cibula, Sheriff Bosenko stated that additional maintenance and upkeep costs will be handled within the department's budget.

Captain Dave Dean noted that the purchase is beneficial as Shasta County currently uses a vehicle for emergency services that belongs to the State of California. Should another county have a need, the vehicle will be relocated to that county.

Sheriff Bosenko explained that Universal Specialty Vehicles should have the vehicle ready within 180 days after receipt of the advance payment of 50 percent of the cost.

By motion made, seconded (Cibula/Hawes), and unanimously carried, the Board of Supervisors awarded to the low bidder, Universal Specialty Vehicles (USV), the contract in the amount of \$319,555.66 to purchase a Shasta County Operational Area Communications/Command Vehicle; authorized an advance payment to USV of 50 percent of the purchase price; and authorized the Auditor-Controller to pay claims for expenses related to this project.

SHERIFF-OFFICE OF EMERGENCY SERVICES

BUDGET AMENDMENT

At the recommendation of Sheriff Tom Bosenko and Lieutenant Jerry Shearman, and by motion made, seconded (Cibula/Hawes), and unanimously carried, the Board of Supervisors authorized the Sheriff's Office of Emergency Services to accept the FY 06 Homeland Security Grant in the amount of \$403,480; approved and authorized the Chairman to sign a budget amendment increasing appropriations and revenues in the amount of \$403,480; authorized staff to collect quotes, issue formal bids, and make purchases of communications and other equipment and to pay for training in accordance with Administrative Policy 6-101; and authorized the Auditor-Controller to pay claims for expenses related to the project to include expenditures to or for non-County employees and make necessary adjustments to transfer equipment to appropriate agencies on behalf of Shasta County through its Office of Emergency Services.

PUBLIC WORKS

BUDGET AMENDMENT

At the recommendation of Public Works Director Pat Minturn and by motion made, seconded (Cibula/Hawes), and unanimously carried, the Board of Supervisors approved a budget amendment increasing appropriations by \$350,000 in the Cottonwood Sewer Bond Sinking Fund to retire a portion of County Service Area No. 17 – Cottonwood Sewer’s bonded indebtedness.

OTHER DEPARTMENTS

COUNTY FIRE

DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT
RURAL FIRE ASSISTANCE PROGRAM
BUDGET AMENDMENT

At the recommendation of Shasta County Fire Deputy Chief Scott Holmquist and by motion made, seconded (Hawes/Cibula), and unanimously carried, the Board of Supervisors accepted grant revenues in the amount of \$24,304.50 from the Department of the Interior, Bureau of Land Management (BLM), Rural Fire Assistance Program; and approved a budget amendment increasing revenues and appropriations in the County Fire budget by \$24,305 to appropriate grant funding.

CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION
VOLUNTEER FIRE ASSISTANCE PROGRAM
RESOLUTION NO. 2006-155
BUDGET AMENDMENT

At the recommendation of Shasta County Fire Deputy Chief Scott Holmquist and by motion made, seconded (Hartman/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2006-155, which approves and authorizes the Chairman to sign the grant agreement for the period from the date of signing through August 31, 2007 to accept grant revenue in the amount of \$8,500 from the California Department of Forestry and Fire Protection, Volunteer Fire Assistance Program; and approved a budget amendment increasing revenues and appropriations in the County Fire budget by \$17,000 to appropriate grant funding.

(See Resolution Book No. 47)

SCHEDULED HEARINGS

PUBLIC WORKS

STILLWATER PERMANENT ROAD DIVISION
EAST REDDING AREA
TRACT NO. 1901

This was the time set to conduct a public hearing and consider taking action regarding proposed Tract No. 1901, Stillwater Ranch Permanent Road Division (east Redding area). Deputy Public Works Director Scott Wahl 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 formation of the proposal, and the public hearing was closed.

Public Works Deputy Director Scott Wahl noted that in accordance with Proposition 218, the property owners must approve the requested parcel charge, and he delivered the ballot to the Clerk of the Board for tabulation. The clerk opened the ballot; the vote was as follows:

FOR: 1
AGAINST: 0

By consensus, the Board of Supervisors continued the matter to a future Board of Supervisors meeting to consider formation of the Permanent Road Division.

RESOURCE MANAGEMENT

PLANNING DIVISION

GENERAL PLAN AMENDMENT NO. 05-009

ZONE AMENDMENT NO. 05-047

THE KENNETT GROUP

COTTONWOOD AREA

RESOLUTION NO. 2006-155

This was the time set to conduct a public hearing and consider the request to approve General Plan Amendment No. 05-009 and Zone Amendment No. 05-047, The Kennett Group (Cottonwood area), which would rezone approximately 24.6 acres from a Community Commercial district combined with a Design Review district (C-2-DR), a One-Family residential district (R-1), and a Multiple-Family Residential District to a Community Commercial District combined with a Design Review District (C-2-DR), a One-Family Residential District (R-1), and a Multiple-Family Residential - five dwelling units per acre District combined with a Design Review (R-3(5) DR) District and/or other appropriate district. Associate Planner Lisa Lozier 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.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding General Plan Amendment 05-009 and Zone Amendment No. 06-012, Bingham, Happy Valley area:

1. Adopted the CEQA determination of a mitigated negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2006-112;
2. Adopted Resolution No. 2006-155, which approves the General Plan Land Use Element map changes in General Plan Amendment No. 05-009 from Commercial (C) and Suburban Residential-3 dwellings per acre (SR-3) to Commercial and Urban Residential-5 dwellings units per acre (UR-5) as recommended by the Planning Commission.
3. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2006-156; and
4. Introduced and waived the reading of an ordinance approving Zone Amendment No. 05-047, as requested.

(See Resolution Book No. 47)

ZONE AMENDMENT NO. 06-012
FRED AND GLADYS BINGHAM
DAN WHITE
HAPPY VALLEY AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 06-012, Fred and Gladys Bingham and Dan White (Happy Valley area), which would rezone approximately 5.4 acres from a Rural Residential District combined with a Mobile Home (R-R-T) District to a Mixed Use (MU) District and/or other appropriate district. Associate Planner Meri Meraz 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.

Ms. Meraz stated that the applicant is currently in violation of the zoning ordinance in that a contractor's yard is not allowed in the Rural Residential zone district. The application seeks approval of a rezone to the Mixed Use zone district so that a contractor's storage yard is allowed with an approved use permit.

Supervisor Cibula stated that he has had conversations with Mr. Buchanan with complaints as to noise, but there has been no discussion regarding the proposal regarding the rezoning. In reply to questions by Supervisor Cibula, Ms. Meraz stated that a formal noise study has not taken place. However, the Planning Division has received calls of complaints regarding odors and excessive noise in the area. County staff has gone to the property site but cannot verify that this property is the sole generator of noise. In reply to questions by Chairman Clarke, Ms. Meraz advised that County staff has not gone to the property in the middle of the night to attempt to recognize any noise issues and the business owner has been in non-compliance for over one year.

The public hearing was opened, at which time Barbara White, representing the White family and White's Paving and Zoning, provided a petition that had been circulated with local property owners. She advised that the business does not operate in the night hours. She stated that there is no burning of trash, and no odors come from their property.

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

Supervisor Cibula stated that there continues to be the issue of noise and odor and was not sure that it was appropriate to rezone this property. Supervisor Hartman stated that the rezoning matter and noise and odor issues are separate. She stated that she appreciated staff working with property owners to assist in maintaining their business.

Chairman Clarke referred to the petitions signed by approximately 22 local land owners, stating that the subject property does not play music loudly or emit odors. She stated that there appears to be a problem in the area; however, it does not appear that the problem is initiated on the subject property.

By motion made, seconded (Hawes/Hartman), and carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-012, Fred and Gladys Bingham and Dan White, Happy Valley area:

1. Adopted the 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. 2006-145;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2006-145; and

3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-012, as requested.

Supervisor Cibula voted no.

ZONE AMENDMENT NO. 06-017
CHARLES AND JENNIFER McCLENON
ANDERSON AREA

10:49 a.m.: Supervisor Hawes recused due to proximity of the location of the subject property to personal property holdings in the area and left the room.

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 06-017, Charles and Jennifer McClenon (Anderson area), which would rezone approximately 17.78 acres from an Unclassified (U) District to a Limited Agricultural (A-1) District and/or other appropriate district. Associate Planner Meri Meraz 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 Konrad Stinchfield spoke on behalf of the applicant, supporting the applicants' request for the zone amendment.

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

By motion made, seconded (Kehoe/Hartman), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-017, Charles and Jennifer McClenon, Anderson area:

1. Adopted the CEQA determination of a negative declaration, with the findings as specifically set forth in Planning Commission Resolution No. 2006-143;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2006-143; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-017, as requested.

10:52 a.m.: Supervisor Hawes returned to the room.

ZONE AMENDMENT NO. 06-018
SHIRLEY SUMMER
ANDERSON AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 06-018, Shirley Summer (Anderson area), which would rezone approximately 4.96 acres to a Planned Development (PD) District and/or other appropriate district that will recognize the lot layout of Tract Map No. 1944, a 16-lot subdivision to separate 16 existing duplex units. Associate Planner Meri Meraz 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 matter, and the public hearing was closed.

By motion made, seconded (Cibula/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-018, Shirley Summer, Anderson area:

1. Adopted the 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. 2006-141;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2006-141; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-018, as requested.

The Board of Supervisors recessed and reconvened as both the Board of Supervisors and the governing body of the Shasta County Redevelopment Agency.

10:55 a.m.: Supervisor Hawes recused due to proximity of the location of the subject property to personal property holdings in the area and left the room.

10:55 a.m.: The Board of Supervisors recessed and reconvened in concurrent session as the Board of Supervisors and the governing body of the Shasta County Redevelopment Agency.

JOINT PUBLIC HEARING

BOARD OF SUPERVISORS/SHASTA COUNTY REDEVELOPMENT AGENCY

The Board of Supervisors and the governing body of the Shasta County Redevelopment Agency reconvened in open joint session.

This was the time set to conduct a joint public hearing and receive oral and written testimony on the proposed adoption of the 2006 Amendment to the Redevelopment Plan for the SHASTEK Redevelopment Project, which would modify the Project Area boundary to add 870 acres, some of which is the site selected for the Stillwater Business Park, and add to the Plan capital activities related to the development of the Stillwater Business Park. The Board and governing body will consider adopting resolutions to approve the use of SHASTEK Housing Set-Aside Funds and the Board will consider introducing and waiving the reading of an ordinance adopting the 2006 Amendment to the SHASTEK Redevelopment Plan.

Senior Administrative Analyst Julie Hope provided the Affidavit of Publication and Certification of Mailing Notice to be entered into the record of documents pertaining to published and mailed notices of the joint public hearing.

11:03 a.m.: The public hearing was opened, at which time Chairman Clarke summarized the order of procedures.

Redding Redevelopment Agency representative Sarah Haddox presented the amendment to the SHASTEK Redevelopment Plan, as well as the supporting evidence and testimony which would support the findings required by Health and Safety Code section 33367. Statement of Findings for Adoption of the 2006 Amendment to the SHASTEK Redevelopment Plan was entered into evidence.

Ms. Haddox presented certification of actions taken to date by the Board of Supervisors, the County Planning Commission, and the SHASTEK partner agencies in connection with the preparation of the 2006 Amendment to the Redevelopment Plan for the SHASTEK Redevelopment project.

In summary of the Report of the Agency to the Legislative Bodies, documenting the 2006 Amendment and the ordinance which adopts the Amendment, Ms. Haddox stated that the proposed Amendment will add 870 acres of land to the existing Project boundaries.

Approximately 680 acres of the Added Area is the site for the Stillwater Business Park. The Amendment proposes new capital activities which include implementation of the infrastructure necessary for the development of the Park; development of the Park's environmental; open space and recreational components; and improvements of several existing roadways serving as primary access routes to the Park.

Ms. Haddox stated that the primary purpose of a redevelopment project is to eliminate physical and economic blight identified as present within its boundaries. Blight conditions identified as present include parcels that are inadequately sized for current economic needs, physical features that inhibit the economically feasible development of the area by the private sector, and stagnant and depreciating property values. She recognized that the adoption of the proposed Amendment will provide a plan and a revenue source to address these issues

The Report to the Legislative Bodies was provided for the review of all agencies and members of the public. The Report supports the findings described that are pertinent to the proposed amendment action. The Report includes an analysis of the current blight conditions present in the area and of the financial feasibility of the proposed Amendment. The conclusion is based upon an assessment of valuation of taxable property within the Area to be added to the Project, a projection of potential revenue growth over the life of the Project, and an analysis of estimated costs associated with the redevelopment program.

The Report further includes a description of the proposed redevelopment activities to be undertaken by the SHASTECC partner agencies within the Amended Project Area, recommendations of the Planning Commissions relative to the General Plan consistency of the Amendment; a description of public taxing entity consultations regarding the proposed Amendment; and a 5-year Implementation Plan.

Ms. Haddox summarized the Final Environmental Impact Statement and Environmental Impact Report related to the proposed 2006 Amendment, including a summary of any letters or comments received and responses to same. The City of Redding serves as the lead agency in accordance with the California Environmental Quality Act (CEQA) for this process. The Final Environmental Impact Statement/Environmental Impact Report (FEIS/EIR) prepared for the Stillwater Business Park was the subject of a public hearing conducted by the Redding City Council on April 18, 2006. The Redding City Council adopted Resolution No. 2006-58, certifying and approving the FEIS/EIR.

Several noticed public hearings were held to solicit input on the FEIS/EIR. Specific notice was provided to the general public, all regulatory agencies, SHASTECC property owners, and each taxing entity potentially affected by the amendment action. All written comments received were included in the Final document, as well as staff responses to those comments. No written comments were received that were specific to the Amendment action.

Ms. Haddox summarized the proposed 2006 Amendment to the SHASTECC Redevelopment Plan stating that the two primary changes to the existing Plan are the modification of the Plan boundaries by adding 870 acres along the Plan's eastern edge, and the addition of capital activities to the existing redevelopment program. The Amendment authorizes 20 percent of tax increment revenues generated within the Added Area, to be set aside in a Low and Moderate Income Housing Fund to be used by the SHASTECC partner agencies, making fund resources available for affordable housing activities outside the Project boundaries.

Chairman Clarke called for any written comments regarding the proposed amendment for responses to these comments to be read into the record. No written comments have been received to date.

Chairman Clarke called for any oral statements or testimony in favor of the 2006 Amendment, after which staff could respond. No statements or testimony in favor of the 2006 Amendment have been received to date.

Chairman Clarke called for any oral statements or testimony in opposition to the 2006 Amendment, after which staff could respond.

William Harmon stated that a road is needed for evacuation should there be a fire.

David Carlson stated that he is not in opposition to the project but wants to assure that there will be a road when needed to escape the dangers of a fire.

Ramona Bowling advised of concern regarding the proposed closing of the fire access road that exits on Desperado Trail, which goes through the property by Joe Sanders.

Joe Sanders confirmed that there is a possibility that individuals can be trapped should there be a fire. He stated that the City of Redding has failed to communicate with the County regarding the rezoning of his property. He protested that 80 acres in the middle of the proposed area are not included in the SHASTEC redevelopment project plan. He stated that he was never notified by any agency of the actions being done regarding this exclusion, and the 40 acres of this property is in the jurisdiction of the County.

Rick Clester spoke on behalf of Bill Mitchell, property owner north of the proposed Stillwater Business Park. He stated that the residences off Quail Valley Drive will lose their only means of emergency escape due to fire if East Stillwater is closed due to fire. He stated there is existing litigation with the City of Redding over alleged environmental easement. Mr. Clester provided copies of correspondence of Bill Mitchell to the US Army Corp of Engineers, dated August 6, 2006 and correspondence from the US Environmental Protection Agency to Bill Mitchell, dated September 14, 2006.

Mr. Clester also provided a letter signed by Michael Goodyear with concerns on the Stillwater Business Park EIR.

Chairman Clarke called for any further oral testimony concerning the 2006 Amendment; no additional oral or written statements or testimony in opposition of the 2006 Amendment were received.

Chairman Clarke requested that staff to respond to oral testimony. Public Works Director Pat Minturn stated that the property owners have alleged a secondary fire access, available for many years, would have created an easement. If so, some sort of prescriptive right would have been established, allowing them continued rights to use the road. Therefore, if such a right exists, the property owners would continue to have this right. At this time; however, there is litigation with the property owners and the City of Redding.

In reply to a question by Supervisor Kehoe, Mr. Minturn stated that if it is determined that the landowners do not have a prescriptive right over the access road, the fire department should be the agency to determine how they would extricate themselves in a fire emergency.

Ms. Haddox stated that for rezoning, annexation must take place, which needs to be heard by the Airport Land Use Commission. There will be more forums in this regard. She advised that SHASTEC is primarily commercial/industrial. There are some pockets of residential, low income and moderate income housing, primarily used as rental properties. The County, the Cities of Redding and Anderson each have a portion of the housing fund. The Board of Supervisors would have the option of using their portion of the housing fund in whatever area of Shasta County they choose. With the adoption of the resolution, there would be the option to utilize the funds on a rehabilitation program, with new or used houses that may or may not be within the Project Area.

County Administrative Officer Larry Lees stated that the Redevelopment Board will determine the location in Shasta County for the usage of the funds.

Chairman Clarke called for further oral testimony concerning the 2006 Amendment. Mr. Harmon stated again that a road is needed for evacuation should there be a fire.

Mr. Minturn stated that Mr. Sanders granted permission for the property owners to travel across the parcel during the period of time needed. Mr. Sanders made a decision to allow this access for that period of time and did not provide a permanent easement. The civil matter is pending as to whether or not an easement exists.

Mr. Sanders stated that he agrees to allow the local property owners to use his road and bridge.

11:46 a.m.: The public hearing was closed, at which time Chairman Clarke advised that written objections received have not yet been responded to, Health and Safety Code section 33364 requires continuance of the proceedings to allow staff to respond in writing.

Ms. Hope recommended that the proceedings be continued to the October 24, 2006 regular meeting. Ms. Haddox stated that she is in agreement with the October 24, 2006 date for a continuance.

By motion made, seconded (Kehoe/Cibula), and unanimously carried, the Board of Supervisors and the Shasta County Redevelopment Agency continued the proceedings to October 24, 2006 to allow the responses of the written correspondence from Mr. Goodyear, Mr. Clester, to and from the Environmental Protection Agency, and Mr. Sanders, in the form of a map.

11:50 a.m.: The Board of Supervisors and the governing body of the Shasta County Redevelopment Agency adjourned and reconvened as the Board of Supervisors.

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 Meyers v. Pope, pursuant to Government Code section 54956.9, subdivision (a).
2. Consider public employee appointment as Director-Health and Human Services Agency, pursuant to Government Code Section 54957.
3. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer/Larry Lees, 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.

11:50 a.m.: The Board of Supervisors recessed to Closed Session.

1:30 p.m.

AFTERNOON CALENDAR

1:33 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer (CAO) Larry Lees, Assistant County Counsel Michael Ralston, Deputy Clerk of the Board Elaine Grossman, and Chief Deputy Clerk of the Board Glenda Tracy present.

REPORT OF CLOSED SESSION ACTIONS

Chairman Clarke reported that the Board of Supervisors met in Closed Session to discuss existing litigation, a public employee employment, and labor negotiations. Chairman Clarke announced that Public Health Director/Interim Mental Health Director Marta McKenzie was appointed as Director-Health and Human Services Agency. County Administrative Officer (CAO) Larry Lees commented that this begins the process of merging the departments of Social Services, Public Health, and Mental Health. No other reportable action was taken.

WORKSHOP

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE

Senior Administrative Analyst Julie Hope presented the staff report regarding illegal dumping in Shasta County and discussed the proposed two-year pilot that program contains three key components: education, law enforcement, and coordinated community clean up.

In response to questions by Chairman Clarke, CAO Larry Lees stated that the trial project is a joint enforcement effort of the District Attorney's and Sheriff's Offices, with the District Attorney having the primary enforcement responsibility. Sheriff Tom Bosenko noted that when the staffing volume at the Sheriff's Office has improved, the distribution of the program's responsibilities can be reconsidered.

In response to questions by Supervisor Cibula, Sheriff Bosenko said that the participation of volunteer citizen patrols is instrumental in a proposed program to deter illegal dumping. He also stated that although technology is improving, surveillance cameras are not an option at this time.

In regard to the use of surveillance cameras, Sheriff-Coroner Bosenko commented that the technology is improving, but consent from private property owners is needed to proceed with that possibility.

CAO Lees discussed funding for education, which could include community clean-up days or free dump days; an evaluation of the pilot program can assist in determining which events to continue in the future.

Chairman Clarke noted that some citizens are restricted from utilizing free dump days as they don't have transportation for large items. Supervisor Hartman stated that some citizens unknowingly hire someone to haul large items to the dump, but the items are illegally discarded.

In response to questions by Supervisors Kehoe and Hartman, District Attorney Jerry Benito stated staff will respond quickly to illegal dumping reports, maintain statistics, correlate patterns, and assist in determining needed changes.

Chairman Clarke noted that successful enforcement and proper prosecution will send a message to the community that illegal dumping has significant consequences.

In response to questions by Supervisor Cibula, Sheriff Bosenko articulated that work crews can be utilized for clean-up duties on public lands and assist in loading containers; however, private property owners must sign a release of liability for work crews to assist in the clean up of privately owned land.

In response to questions by Chairman Clarke, Sheriff Bosenko replied that illegally dumped garbage is searched and people are contacted if their names appear on any discarded paperwork.

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

1. Approved a comprehensive two-year pilot Illegal Dumping Prevention Program;
2. Introduced and waived the reading of an ordinance which adds section 8.32.131 to the Shasta County Code, which authorizes the Board to pay a reward of up to \$500 to a person or persons giving information leading to the arrest and conviction of a person who has committed illegal dumping; and
3. Requested that the CAO staff report to the Board of Supervisors every few months on the progress of the program, including evaluation and accountability of the processes.

2:17 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy