

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, February 13, 2007

**REGULAR MEETING**

9:02 a.m.: Chairman Cibula 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

County Administrative Officer - Larry Lees  
County Counsel - Karen Jahr  
Deputy Clerk of the Board - Elaine Grossman  
Deputy Clerk of the Board - Linda Mekelburg

District No. 4 - Supervisor Hartman - absent  
District No. 5 - Supervisor Baugh - absent

**INVOCATION**

Invocation was given by Dr. Keith Stone, Shasta Bible College and Graduate School.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance to the Flag was led by community member Dorothy Robbins.

**INTRODUCTIONS**

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

**PUBLIC COMMENT PERIOD - OPEN TIME**

Roberta Wright read excerpts of a letter written to Dr. Walter Jones from President Thomas Jefferson about George Washington.

Dorothy Robbins spoke about George Washington's education.

Robert Moore presented a letter from Shasta County Citizens for a Healthy Environment President Joann Moore requesting that the Board of Supervisors hold a special evening meeting for the proposed Shasta Ranch Mining and Reclamation project. By consensus, the Board of Supervisors referred the request to the Shasta County Planning Department.

### **CONSENT CALENDAR**

By motion made, seconded (Kehoe/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 the County Claims List totaling \$13,455.45 requiring special board action. (Auditor-Controller)

Approved the minutes of the meeting held on February 6, 2007, as submitted. (Clerk of the Board)

Appointed Janet Tyrrel (as recommended by District 1 Supervisor Kehoe) to the Commission on Aging to fill an unexpired two-year term to January 2008. (Clerk of the Board)

Reappointed Paul Bosetti (as recommended by District 2 Supervisor Cibula) to the Anderson Fire Protection District Board of Directors to a term ending December 2009. (Clerk of the Board)

Approved and authorized the Chairman to sign an agreement with CCG Systems, Inc. in an amount not to exceed \$41,550 the first year (includes start up and training costs) and thereafter, an annual support fee of \$11,200 (increases 3 percent annually) to provide specialized software services from the date of signing through February 12, 2010, with automatic one-year renewals. (Support Services-Fleet Management Division)

Approved and authorized the County Alcohol and Drug Program Administrator to sign the Comprehensive Drug Court Implementation Notice of Grant Award with the Department of Alcohol and Drug Programs in the amount of \$90,651 to provide intensive case management and outpatient counseling for the Addicted Offender Program for the period January 1, 2007 through December 30, 2007. (Mental Health-Alcohol and Drug Programs)

For the proposed Tract Map No. 1912, Cottonwood Creek Meadows Permanent Road Division (Cottonwood area), received the petitions for formation and activation, affidavit verifying petition information, maintenance cost estimate, County Surveyor's report, and parcel charge report, and set a public hearing for April 3, 2007 at 9:00 a.m. (or as soon thereafter as may be heard) to consider formation and activation. (Public Works)

Adopted Resolution No. 2007-17, which approves and authorizes the Director of Resource Management to sign and submit an application to the California Integrated Waste Management Board on behalf of Shasta County and the Cities of Anderson and Shasta Lake for a Waste Tire Amnesty Event grant in the amount of \$75,000 for Fiscal Year 2006-07, authorizes the Director of Resource Management to act as the agent for Shasta County for the purposes of this program, authorizes program expenditures, and authorizes the Auditor-Controller to pay claims for expenditures related to the program. (Resource Management-Community Education Section)

(See Resolution Book No. 48)

### **REGULAR CALENDAR**

#### **BOARD MATTERS**

#### **PRESENTATION: DISTRICT ATTORNEY'S BIENNIAL REPORT**

District Attorney Jerry Benito presented the biennial report for calendar years 2005 and 2006, thanking staff involved in the report preparation and discussed some points of the report. Mr. Benito stated he has two goals. Quality improvement includes maintaining contact with

victims throughout the filing process. In regard to illegal dumping in Shasta County, Mr. Benito will present a collaborative report to the Board of Supervisors on March 6, 2007.

**CERTIFICATE OF RECOGNITION**  
**PUBLIC HEALTH PROGRAM MANAGER PATRICK MORIARTY**

At the recommendation of Public Health Director Donnell Ewert and in recognition of more than nine years of service to Shasta County, the Board of Supervisors presented Public Health Program Manager Patrick Moriarty with a Certificate of Recognition on the occasion of his retirement.

**GENERAL GOVERNMENT**

**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

**LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

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

Supervisor Kehoe recently attended a Healthy Shasta workshop and thanked Mental Health Director Dr. Mark Montgomery for his presentation at a recent Mental Health Board meeting.

Supervisors reported on issues of countywide interest.

**ADMINISTRATIVE OFFICE**

**COOPERATIVE PLANNING AND TAX-SHARING AGREEMENT**

County Administrative Officer Larry Lees presented the staff report and suggested assembling a team consisting of Chairman Cibula, Vice Chairman Hartman, Resource Management Director Russ Mull, and a fourth member, to be determined, to represent the detailed fiscal interests of Shasta County.

By motion made, seconded (Hawes/Kehoe), and unanimously carried, the Board of Supervisors authorized the County Administrative Officer to establish a County team to analyze the feasibility of a Cooperative Planning and Tax-Sharing Agreement with the City of Redding, to document its findings, and to provide a monthly report to the Board of Supervisors of the County team's progress.

**LIBRARY SURPLUS DISBURSEMENT**

Senior Administrative Analyst Julie Hope presented the staff report, noting that disbursement will require grant, long-term loan, or long-term lease agreements with the recipients, which will be brought to the Board of Supervisors for approval at a later date. Published notices of the disbursement will be prepared as required by law.

In response to a question by Supervisor Cibula, CAO Lees stated that Facilities Management represents County departments for surplus distribution.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors directed the County Administrative Office to abide by the following priority list to consider disposition of surplus library furniture, fixtures, and equipment, thereby giving internal entities first choice for requests: (1) Facilities Management; (2) Anderson and Burney library branches, Whitmore Community Library, Shasta Lake Gateway Library, Redding Friends of the

Library, and Behrens Eaton House Museum for the Eaton Bust; (3) Other County departments; (4) Various local agency requests, giving priorities to libraries; and (4) Epperson's Auction.

**LAW AND JUSTICE**

**DISTRICT ATTORNEY**

**SHASTA CHILDREN AND FAMILIES FIRST COMMISSION GRANT AWARD  
BUDGET AMENDMENT**

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors accepted a grant award from the Shasta Children and Families First Commission in the amount of \$6,700 to provide a community awareness campaign for child abuse prevention and response, approved a budget amendment in the District Attorney-Victim Witness budget increasing revenues and appropriations by \$6,700, and authorized the Auditor-Controller to pay claims related to the project, including advance payment for advertising space.

**SCHEDULED HEARINGS**

**GENERAL GOVERNMENT**

**COUNTY CLERK/REGISTRAR OF VOTERS**

**FEE SCHEDULE AMENDMENT**

This was the time set to conduct a public hearing regarding amending the fee schedule for the County Clerk-Registrar of Voters. County Clerk-Registrar of Voters Cathy Darling presented the staff report and recommended approval of the fee amendment. 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 introduced and waived the reading of an ordinance which repeals Ordinance No. 640 and amends the fee schedule for the County Clerk\Registrar of Voters to add administrative fees to post Notices of Determination and Exemption and process environmental filing fees as required by the Department of Fish and Game.

10:19 a.m.: The Board of Supervisors recessed.

10:24 a.m.: The Board of Supervisors reconvened with Supervisors Cibula, Kehoe, and Hawes, County Administrative Officer Larry Lees, County Counsel Karen Jahr, and Deputy Clerks of the Board Elaine Grossman and Linda Mekelburg present.

ZONE AMENDMENT NO. 06-028  
LARRY AND VALERIE HARVEY/TOM AND DEBORAH BRUMMER  
NORTH REDDING AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 06-028, Larry and Valerie Harvey/Tom and Deborah Brummer, which would rezone approximately 5.76 acres in the north Redding area from a Rural Residential combined with the Building Site Minimum and Restrictive Flood (R-R BSM F2) District to a new Rural Residential District combined with a Building Site Minimum and Restrictive Flood (R-R BSM F2) District in order to facilitate a property adjustment described in an adjudicated settlement. Associate Planner Lio Salazar 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 and Jeff Boone, representing applicants Larry and Valerie Harvey, explained that after the property split, a garage was built across a property line; an adjudicated property line adjustment to correct this matter requires a zone amendment.

No one else 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 Zone Amendment No. 06-028, Larry and Valerie Harvey/Tom and Deborah Brummer, north Redding 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. 2007-001;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2007-001; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-028, as requested.

ZONE AMENDMENT NO. 06-034  
DON HESS  
WEST REDDING AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 06-034, Don Hess, which would rezone approximately 6.12 acres in the west Redding area from an Unclassified (U) District to a Rural Residential (R-R) District and/or other appropriate district. Associate Planner Lio Salazar 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 (Hawes/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 06-034, Don Hess, west Redding 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. 2007-002;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2007-002; and

- 3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 06-034, as requested.

**CLOSED SESSION ANNOUNCEMENT**

Chairman Cibula announced that the Board of Supervisors would recess to a Closed Session to confer with its counsel to discuss existing litigation entitled Hodges v. County of Shasta, California Farm Bureau Federation v. California State Water Resources Control Board, Brandon v. County of Shasta, and Pickrell v. County of Shasta pursuant to Government Code section 54956.9(a).

10:33 a.m.: The Board of Supervisors recessed to Closed Session.

11:23 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with Supervisors Cibula, Kehoe, and Hawes, County Administrative Officer Larry Lees, Assistant County Counsel Mike Ralston, and Deputy Clerk of the Board Elaine Grossman present.

**REPORT OF CLOSED SESSION ACTIONS**

Assistant County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation. In the matter of Hodges v. County of Shasta, by unanimous vote, with three Supervisors present, a \$50,000 settlement was approved. No other reportable action was taken.

11:25 a.m.: The Board of Supervisors adjourned.

\_\_\_\_\_  
Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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