

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 12, 2008

REGULAR MEETING

9:03 a.m.: Chairman Hartman 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 Baugh

County Administrative Officer - Larry Lees
 County Counsel - Mike Ralston
 Deputy Clerk of the Board - Valerie Ibarra
 Deputy Clerk of the Board - Diane Colson

INVOCATION

Invocation was given by Heather Hennessey, First Christian Church.

PLEDGE OF ALLEGIANCE

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

ITEMS PULLED FROM THE CONSENT CALENDAR

Supervisor Cibula requested clarification and County Counsel Mike Ralston confirmed that a joint powers agreement with the California Department of Transportation for the Opportunity Center to provide mailroom services is the appropriate manner in which provide services.

Chairman Hartman announced that the minutes of the August 5, 2008 Board of Supervisors meeting were pulled at the request of the 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, as amended (Supervisor Cibula recused on the Shasta County Administration Center item due to real property holdings):

Approved and authorized the Chairman to sign an assignment of agreement from Bartig, Basler and Ray, Inc. to Gallina, LLP with no change in compensation or term to audit the

Fiscal Year 2006-07 through 2008-09 financial statements of Shasta County. (Administrative Office/Grand Jury)

Approved and authorized the Chairman to sign the County Claims List totaling \$2,188.68 requiring special board action. (Auditor-Controller)

Accepted the annual report of petty cash shortage reimbursements in the amount of \$52.94 for Fiscal Year 2007-08. (Auditor-Controller)

Enacted Ordinance No. SCC 2008-02, which amends provisions of Chapter 12.24 of the Shasta County Code regarding waterskiing, boating, and swimming on Lake Britton and the Pit 4 Forebay, as introduced July 22, 2008. (Clerk of the Board)

(See Shasta County Code Ordinance Book)

Approved and authorized the Chairman to sign a five-year Authorization to Order Under State Contract MSA 1 with SBC Global Services, Inc. (AT&T) to provide telecommunications services under the State of California's CALNET II agreement; approved and authorized the Chairman to sign a five-year Authorization to Order Under State Contract MSA 2 with AT&T to provide telecommunications services under the State of California's CALNET II agreement; and approved and authorized the County Administrative Officer to sign Letters of Agency related to the transition to the CALNET II agreement. (Information Technology)

Adopted Resolution No. 2008-097, which approves and authorizes the Chairman to sign a joint powers agreement with the California Department of Transportation in an amount not to exceed \$134,856 for the Opportunity Center to provide mailroom services for the period September 1, 2008 through August 31, 2011. (Social Services-Opportunity Center)

(See Resolution Book No. 49)

Approved and authorized the Chairman to sign an agreement with the City of Redding required as a condition of applying for the 2008 Edward Byrne Memorial Justice Assistance Grant (JAG) Program in order for JAG to award \$16,541 to the City of Redding for Fiscal Year 2008-09. (Sheriff)

Approved and authorized the Chairman to sign an amendment to the agreement with the County of Siskiyou removing the maximum compensation for the Shasta County Coroner's Office to provide autopsy and related services and retaining the term of February 26, 2008 through June 30, 2009. (Sheriff)

Adopted Resolution No. 2008-098, which approves the purchase of personal protective products for employees of the Department of Public Works who work outdoors. (Public Works)

(See Resolution Book No. 49)

Approved and authorized the Public Works Director to sign a Certificate of Completion for the Shasta County Administration Center. (Public Works)

Adopted Resolution No. 2008-099, which makes the required findings to utilize tax increment funds from the Buckeye Redevelopment Project for the Old Oasis Road at Churn Creek Bridge Replacement Project. (Public Works)

(See Resolution Book No. 49)

Adopted Resolution No. 2008-100, which makes the required findings to utilize tax increment funds from the SHASTEK Redevelopment Project for the Old Oregon Trail Widening Project. (Public Works)

(See Resolution Book No. 49)

Ratified the signature of the Deputy Public Works Director on a Federal Aviation Administration grant application in the amount of \$40,800 to design security lighting improvements at the Fall River Mills Airport; and adopted Resolution No. 2008-101, which approves and authorizes the Public Works Director and Deputy Public Works Director to sign

grant applications and agreements in order to obtain financial assistance from the Federal Aviation Administration to improve the Fall River Mills Airport. (Public Works)
(See Resolution Book No. 49)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Cottonwood Wastewater Treatment Plant Sludge Basin Upgrades Project and record it within 10 days of actual completion of the work. (Public Works)

REGULAR CALENDAR

PRESENTATIONS

2008 COMMUNITY CREEK CLEAN-UP

Public Works Director Pat Minturn stated the City of Redding Project Manager, who was scheduled to provide the presentation, was not in attendance. He said the City of Redding is focusing on clean up of Churn Creek this year and is soliciting volunteers.

ILLEGAL DUMPING PREVENTION PROGRAM

District Attorney Jerry Benito provided an update of the Illegal Dumping Prevention Program Two Year Pilot Project. The Program focused on clean up of numerous known dump sites throughout Shasta County and helps land owners prevent illegal dumping by blocking access. Of 317 sites cleaned, only two had repeat illegal dumping. Illegal dumping road signs will be placed at dumping sites warning the public of surveillance cameras.

In response to a question by Supervisor Kehoe, Mr. Benito stated solid waste facilities in Shasta County offer free dumping events throughout the year.

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

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

Supervisors reported on issues of countywide interest.

SCHEDULED HEARINGS

ANNUAL PARCEL CHARGE REPORTS

PERMANENT ROAD DIVISIONS

RESOLUTION NO. 2008-102

This was the time set to conduct a public hearing to confirm the Annual Parcel Charge Reports for the various Permanent Road Divisions in Shasta County and to direct the parcel charges be placed on the property tax bills for Fiscal Year 2008-09. Public Works Director Pat Minturn presented the staff report and recommended approval. 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 hearing was closed.

By motion made, seconded (Baugh/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-102, which confirms the Annual Parcel Charge Reports for the following Permanent Road Divisions in Shasta County in the same amount as currently charged; and directed that the parcel charges be placed on the property tax bills for Fiscal Year 2008-09:

Alden Park	Foxwood Estates	Ritts Mill Road
Alpine Way	Fullerton Way	River Hills Estates
Amber Lane	Holiday Acres Community	Rolland Country Estates
Amber Ridge	Intermountain Road	Robledo Road
Amesbury Village	Jordan Manor	Rocky Ledge Estates
Blackstone Estates	L & R Estates	Santa Barbara Estates, Unit 1
Buckshot Lane	Lark Court	Santa Barbara Estates, Unit 2
Butterfield Lane EFER	Laverne Lane	Shasta Lake Ranchos
Canto Del Lupine	Logan Road	Shasta Meadows Drive
China Gulch	Los Palo Drive EFER	Shelly Lane
Coloma Drive	Manor Crest	Ski Way
Cottonwood Creek Meadows	Manton Heights	Sonora Trail
Country Fields Estates	Manzanillo Orchard	Squaw Carpet Fire Access
Craig Lane	Marianas Way	Timber Ridge
Crowley Creek Ranchettes	Millville Way	Valparaiso Way
Deer Flat Road	Mountain Gate Meadows	Vedder Road
Diamond Ridge Estates	Mule Mountain Parkway	Victoria Highlands Estates
Dusty Oaks Trail	North Chapparal Drive	Wisteria Estates
East Stillwater Way	Old Stagecoach Road	Woggon Lane
Equestrian Estates	Palo Cedro Oaks	
Fore Way Lane	Ponder Way/Carriage Lane	

(See Resolution Book No. 49)

ANNUAL PARCEL CHARGE REPORTS

COUNTY SERVICE AREAS

RESOLUTION NO. 2008-103

This was the times set to conduct a public hearing to confirm the Annual Parcel Charge Reports for various County Service Areas (CSAs) and to direct the parcel charges be placed on the property tax bills for Fiscal Year 2008-09. Public Works Director Pat Minturn presented the staff report and recommended approval. 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/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-103, which confirms the Annual Parcel Charge Reports for the following County Service Areas; and directed that the parcel charges be placed on the property tax bills for Fiscal Year 2008-09:

CSA No. 2 - Sugarloaf	CSA No. 11 - French Gulch
CSA No. 6 - Jones Valley	CSA No. 14 - Belmont
CSA No. 7 - Burney (SW)	CSA No. 15 - Street Lighting

(See Resolution Book No. 49)

DELINQUENT FEES AND UNCOLLECTIBLE DEBTS

COUNTY SERVICE AREAS

RESOLUTION NO. 2008-104

This was the time set to conduct a public hearing and consider confirming the Reports of Delinquent Fees and Uncollectible Debts for various County Service Areas (CSAs).

Public Works Director Pat Minturn presented the staff report and recommended approval. The Notice of Hearing and Affidavit of Publication are on file with the Clerk of the Board.

In response to questions by Supervisors, Mr. Minturn explained that interest and penalties are assessed on unpaid accounts. He will research methods of discouraging property owners from allowing unpaid water and sewer service accounts to be applied to property taxes. Treasurer-Tax Collector Lori Scott confirmed that when property taxes are not paid, a 10 percent penalty is immediately assessed and a \$15 redemption fee added; thereafter, a penalty of 1.5 percent per month (or 18 percent annually) is continually assessed. After five delinquent years, additional penalties are added, and the property is sold to recover delinquent charges.

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

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors adopted Resolution No. 2008-104, which confirms the Reports of Delinquent Fees for the following County Service Areas; directed that the annual liens be placed on the property tax bills for Fiscal Year 2008-09; and approved a discharge of accountability for collection of unpaid water and sewer service accounts in the amount of \$805.19 that are uncollectible:

CSA No. 2 - Sugarloaf
 CSA No. 8 - Palo Cedro
 CSA No. 11 - French Gulch

CSA No. 17 - Cottonwood
 CSA No. 25 - Keswick

(See Resolution Book No. 49)

CLOSED SESSION ANNOUNCEMENT

Chairman Hartman 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 , pursuant to Government Code section 54956.9(a); and
2. Confer with its Labor Negotiators, County Administrative Officer Larry Lees, Personnel Director Michelle Schafer, 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.

10:04 a.m.: The Board of Supervisors recessed to Closed Session.

1:31 p.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Administrative Officer Larry Lees, County Counsel Mike Ralston, and Deputy Clerks of the Board Valerie Ibarra and Diane Colson present.

AFTERNOON CALENDAR

REPORT OF CLOSED SESSION ACTIONS

County Counsel Mike Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as labor negotiations; however, no reportable action was taken.

1:35 p.m.: Supervisor Hawes recused on this item due to business dealings with the proponent and left the chambers.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 07-014

DENNIS MANLEY

HAPPY VALLEY AREA

This was the time set to conduct a public hearing and consider the request to approve Zone Amendment No. 07-014, Manley, which would rezone approximately 105.43 acres in the Happy Valley area from a Limited Agriculture (A-1) District to a Rural Residential (R-R) District combined with an Open Space (OS) District. Senior Planner Kent Hector 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.

Applicant's engineer Duane Miller stated the project's drainage culverts meet County standards. No flooding or traffic congestion is anticipated as a result of the project.

In response to a question by Supervisor Kehoe, Mr. Hector and Public Works Director Pat Minturn noted that they received confirmation from Clear Creek Community Services District that water will be supplied to the proposed subdivision, and adjacent roads are able to handle any increased traffic from the subdivision.

The public hearing was opened, at which time Sandra L. Winters and Pat O'Brien opposed the subdivision due to concerns over increased traffic, including traffic from another adjacent subdivision in the area, and flooding.

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

In response to questions by Supervisors, Mr. Hector explained that Palm Avenue is not designated on the Federal Emergency Management Agency (FEMA) flood maps. Assistant Director of Resource Management Rick Simon said that even if the other proposed adjacent subdivision is approved, the roads will not be at capacity for traffic.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 07-014, Dennis Manley, Happy Valley area:

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration, with the finding as specifically set forth in Planning Commission Resolution No. 2008-078;

2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 2008-078; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 07-14, as requested.

1:57 p.m.: Supervisor Hawes returned to the chambers.

PRESENTATIONS

2008 COMMUNITY CREEK CLEAN-UP

Public Works Director Pat Minturn introduced City of Redding Community Projects Manager Chris Glover, who discussed the success of the clean-ups in 2006 and 2007, noting that a total of 32.50 miles was cleaned, 1,100 volunteers helped, and 82.60 tons of debris and trash was removed. The third annual community creek clean-up even will focus on Churn Creek, and volunteers are needed.

2:15 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy