

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, September 24, 2013

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 Moty
District No. 3 - Supervisor Giacomini
District No. 4 - Supervisor Schappell
District No. 5 - Supervisor Baugh

County Executive Officer - Larry Lees
County Counsel - Rubin E. Cruse, Jr.
Chief Deputy Clerk of the Board - Glenda Tracy
Administrative Board Clerk - Linda Mekelburg

INVOCATION

Invocation was given by Pastor Lyle Faudree, First Baptist Church of Redding.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Shasta-Trinity National Forest Supervisor Dave Meyers told of his background with the National Forest U.S. Forest Service management in Shasta-Trinity National Forest.

Dolores Lucero opposed Shasta County succeeding from State of California.

William Wattle discussed his difficulties in securing a permit to clear the overgrowth on his property. Chairman Kehoe directed County Executive Officer Larry Lees to assist Mr. Wattle in his endeavor to obtain a permit.

CONSENT CALENDAR

By motion made, seconded (Moty/Baugh), 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 \$103,868 requiring special board action. (Auditor-Controller)

Approved and authorized the Chairman to sign a Special Certificate of Compliance for Fiscal Year 2013-14 One-Time Funding. (Veterans Services)

REGULAR CALENDAR

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Executive Officer (CEO) Larry Lees presented an update on specific legislation of importance to Shasta County, including sending a letter to Mercy Medical Center, Redding expressing the Board of Supervisors' appreciation for their assistance to Shasta Senior Nutrition Programs.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter to Mercy Medical Center, Redding expressing the Board of Supervisors' appreciation for their assistance to Shasta Senior Nutrition Programs during the 2013 federal budget sequester.

Supervisor Giacomini recently attended a Superior California Economic Development meeting.

Supervisors reported on issues of countywide interest.

RESOURCE MANAGEMENT

WAIVER OF CERTAIN BUILDING/ZONING REQUIREMENTS

RESOLUTION NO. 2013-092

ORDINANCE NO. 697

Director of Resource Management Rick Simon stated that on September 17, 2013, the Board of Supervisors ratified a local emergency in connection with the Clover Fire, in which buildings and dwellings were damaged or destroyed. Pursuant to Government Code section 8634, the Board of Supervisors may temporarily waive rebuilding requirements for legal nonconforming buildings within the Clover Fire boundary area and allow rebuilding of such legal nonconforming uses as long as basic health and safety standards are met. The recommended period may be established for a period of two years.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors found that adoption of the proposed ordinance and resolution are exempt from the California Environmental Quality Act (CEQA) in accordance with California Code of Regulations, Title 14, section 15269, Emergency Projects; introduced, waived the reading of, and enacted Ordinance No. 697, which makes certain findings and temporarily waives application of zoning ordinance requirements affecting reconstruction or replacement of lawfully created nonconforming uses where buildings or manufactured/mobile homes were destroyed by the Clover Fire; and adopted Resolution No. 2013-092, which authorizes the Director of Resource Management to waive certain development standards for manufactured/mobile homes in Resolution No. 96-133 under certain conditions.

(See Resolution Book No. 54)
(See General Ordinance Book)

CLOSED SESSION ANNOUNCEMENT

Chairman Kehoe announced that the Board of Supervisors would recess to a Closed Session to confer with legal counsel to discuss existing litigation entitled Luera v. County of Shasta, et al.; Anselmo, Reverage, Seven Hills Land and Cattle Co., LLC v. Russ Mull, et al. and related cross-complaint; and Anselmo, Reverage, Seven Hills Land and Cattle Co., LLC v. County of Shasta, et al., pursuant to Government Code section 54956.9, subdivision (d), paragraph (1).

Dolores Lucero opposed Shasta County litigation against Anselmo and the chapel.

9:38 a.m.: The Board of Supervisors recessed to Closed Session.

10:08 a.m.: The Board of Supervisors recessed from Closed Session and reconvened in Open Session with all Supervisors, County Executive Officer/Clerk of the Board Larry Lees, and County Counsel Rubin Cruse, Jr. present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Rubin Cruse, Jr. reported that the Board of Supervisors met in Closed Session to discuss existing litigation. In the matter of Dreis Luera v. County of Shasta, et al., a case involving a wrongful death allegation, the Board of Supervisors, by a 5-0 vote, gave approval to legal counsel to defend this action and authorized the County Counsel's Office to assign the defense of all defendants in this case to Gary Brickwood, Esq.

There was no other reportable action.

10:09 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy