

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, August 26, 2014

**REGULAR MEETING**

9:00 a.m.: Chairman Baugh 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 Don Mangrum, Retired.

**PLEDGE OF ALLEGIANCE**

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

**REGULAR CALENDAR****PRESENTATIONS****UPDATE: WHISKEYTOWN NATIONAL PARK**

Whiskeytown National Recreation Area from Park Chief of the Division of Interpretation and Resources Management Sean Denniston provided an update on activities at Whiskeytown National Recreation Area. Repaving is taking place at the Brandy Creek Visitor's Center, creating additional parking and widening the roadway.

**RESOURCE MANAGEMENT****ADOPTED PROCEDURES TO IMPROVE CUSTOMER SERVICE**

Director of Resource Management Rick Simon provided updated information as it relates to the August 19, 2014 presentation regarding the focus on improving customer service. Quarterly meetings will take place with representatives of the business and construction community to improve working relationships and provide important information as to required forms, timeframes, and fees.

**PUBLIC COMMENT PERIOD - OPEN TIME**

Chris Kobe expressed concerns about fire policy, including issues with Anderson Fire Protection and Mountain Gate Community Services District.

Steve Boyd, Roy Vincent, and Bert Stead requested reconsideration of the appointment of Bert Stead to serve on the County Service Area No. 6-Jones Valley Water Community Advisory Board.

In-Home Supportive Services (IHSS) worker Sunny Turner said, because of upcoming bargaining negotiations, she wanted to emphasize the essential services that are provided by IHSS workers.

**ITEMS PULLED FROM CONSENT CALENDAR**

Chairman Baugh noted that the items regarding the minutes for the August 19, 2014 meeting, an agreement with Shasta County Children and Families Commission (First 5 Shasta), and the cost recovery of nuisance abatement conditions have been pulled for discussion.

**CONSENT CALENDAR**

By motion made, seconded (Moty/Schappell), and unanimously 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 \$399.96 requiring special board action. (Auditor-Controller)

Adopted Resolution No. 2014-083, which approves the Fiscal Year 2014-15 County Tax Rate, the Unitary Debt Service Rate, and the tax rates for bond sinking funds, state school building loan payments, and voter-approved debt. (Auditor-Controller)

(See Resolution Book No. 55)

Reappointed Tracy Edwards to the Indian Gaming Local Community Benefit Committee for a term to expire June 2018. (Clerk of the Board)

Approved the amended by-laws of the Shasta County Commission on Aging. (Clerk of the Board)

Approved and authorized the Chairman to sign Equitable Sharing Agreement and Certification Affidavits outlining receipt and expenditure of federal asset forfeiture sharing funds during Fiscal Year 2013-14 for the Sheriff's Office and the District Attorney's Office. (Sheriff/District Attorney)

Adopted Resolution No. 2014-084, which terminates the declaration of a local emergency due to fires burning in northeastern Shasta County; and directs the Director of Emergency Services to continue to work with state and federal agencies to seek reimbursement of eligible costs incurred during the period of these incidents. (Sheriff-Office of Emergency Services)  
(See Resolution Book No. 55)

Awarded to the low bidder, Northwest Paving, Inc., on a unit-cost basis, the contract for construction on the 2014 Various Permanent Road Divisions Project in the amount of \$264,220. (Public Works)

Awarded to the low bidder, West Coast Paving & Chip Sealing, Inc., on a unit-cost basis, the contract for construction on the Cascade Parking Lot Rehabilitation Project in the amount of \$182,222.25. (Public Works)

Awarded to the low bidder, Tullis, Inc., on a unit-cost basis, the contract for construction on the Replace Asphalt Concrete Surfacing Project in the amount of \$1,234,090. (Public Works)

Awarded to the low bidder, Tetra Tech BAS, Inc., on a unit-cost basis, the contract for construction on the West Central Landfill 2014 Gas Collection and Control System Improvements Project in the amount of \$219,078.50. (Public Works)

#### **ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**

#### **PROPOSED MINUTES**

#### **MEETING HELD ON AUGUST 19, 2014**

Supervisor Schappell questioned the accuracy of specific wording related to the Shasta Lake Water Resources Investigation matter. The minutes were pulled for research to be completed and to be returned at a later meeting.

#### **AGREEMENTS: SHASTA COUNTY CHILDREN AND FAMILIES COMMISSION**

#### **(FIRST 5 SHASTA)**

#### **NORTHERN VALLEY CATHOLIC SOCIAL SERVICE, INC. (NVCSS)**

In response to questions by Supervisor Kehoe, Health and Human Services Agency Director of Public Health Terri Fields-Hosler stated that the Early Mental Health Program is for families with young children. The goal is to improve parent-infant bonding and reduce child abuse and neglect, and the agreements are directed at clients in need of counseling services.

By motion made, seconded (Schappell/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a retroactive contract extension to the agreement with Shasta County Children and Families Commission (First 5 Shasta) extending the term for one additional year to June 30, 2015, revising the Work Plan and Budget accordingly, making other minor modifications, and retaining the revenue amount of \$443,835 paid to Shasta County to support an Early Mental Health Program (EMHP) for families with young children; a retroactive memorandum of understanding (MOU) with First 5 Shasta and Northern Valley Catholic Social Service, Inc. (NVCSS) in the amount of \$25,000 paid by First 5 Shasta to NVCSS to support an EMHP for the period July 1, 2014 through June 30, 2015 or when funds available are depleted, whichever occurs first; and a retroactive MOU with First 5 Shasta and Creekside Counseling Center, Inc. in the amount of \$25,000 paid by First 5 Shasta to support an EMHP for the period July 1, 2014 through June 30, 2015 or when funds available are depleted, whichever occurs first. (Health and Human Services Agency (HHS)-Public Health)

RESOLUTION NO. 2014-085  
COST RECOVERY NUISANCE ABATEMENT

Supervisor Schappell requested the resolutions for approval of cost recovery in nuisance abatement conditions include a brief description of the offenses. Building Division Manager Dale Fletcher stated this will be done on future board reports.

By motion made, seconded (Kehoe/Schappell), and unanimously carried, the Board of Supervisors adopted Resolution No. 2014-085, which authorizes Shasta County to recover its costs in the amount of \$64,523.55 to abate nuisance conditions on various parcels by means of special assessments and liens. (Building Division)

(See Resolution Book No. 55)

**REGULAR CALENDAR, CONTINUED**

**GENERAL GOVERNMENT**

**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

LETTER OF APPRECIATION TO DIGNITY HEALTH d.b.a. MERCY MEDICAL CENTER

LETTER TO LEGISLATURE REGARDING THE RAISING OF SHASTA DAM

RESOLUTION REGARDING WILDFIRES

RESOLUTION NO. 2014-086

County Executive Officer (CEO) Larry Lees presented an update on specific legislation of importance to Shasta County.

At the recommendation of CEO Larry Lees and by motion made, seconded (Moty/Giacomini), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter to Dignity Health d.b.a. Mercy Medical Center Redding expressing appreciation for their contribution and partnership in the Healthy Shasta Collaborative.

At the recommendation of CEO Larry Lees and by motion made, seconded (Schappell/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter to U.S. Forest Service, U.S. Bureau of Reclamation, elected state, and elected federal officials sharing concerns regarding the raising of Shasta Dam.

At the recommendation of CEO Larry Lees and by motion made, seconded (Kehoe/Schappell), and unanimously carried, the Board of Supervisors adopted Resolution No. 2014-086, which requests the State of California take an active role at the federal level to demand the U.S. Forest Service take immediate action in federal wild and forest lands within the State of California to perform prevention and maintenance work required to mitigate the ongoing and increasing risk of catastrophic wildfires in California.

(See Resolution Book No. 55)

Supervisors reported on issues of countywide interest.

**SCHEDULED HEARINGS****PUBLIC WORKS****COUNTY SERVICE AREAS (VARIOUS)**COUNTY SERVICE AREA NO. 2-SUGARLOAFCOUNTY SERVICE AREA NO. 3-CASTELLACOUNTY SERVICE AREA 6-JONES VALLEYCOUNTY SERVICE AREA NO. 8-PALO CEDROCOUNTY SERVICE AREA NO. 11-FRENCH GULCHCOUNTY SERVICE AREA NO. 13-ALPINE MEADOWSCOUNTY SERVICE AREA NO. 23-CRAG VIEWCOUNTY SERVICE AREA NO. 25-KESWICKWATER SHORTAGE EMERGENCYRESOLUTION NO. 2014-087ORDINANCE NO. 700

This was the time set to conduct a public hearing and consider the request to declare a water shortage emergency for County Service Area (CSA) No. 2-Sugarloaf, CSA No. 3-Castella, CSA No. 6-Jones Valley, CSA No. 8-Palo Cedro, CSA No. 11-French Gulch, CSA No. 13-Alpine Meadows, CSA No. 23-Crag View, and CSA No. 25-Keswick. Water Agency Chief Engineer Pat Minturn presented the staff report and recommended approval. The Affidavit of Publication and Notice of Hearing 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 (Moty/Giacomini), and unanimously carried, the Board of Supervisors:

1. Adopted Resolution No. 2014-087, which declares that water shortage emergency conditions prevail within County Service Area (CSA) No. 2-Sugarloaf, CSA No. 3-Castella, CSA No. 6-Jones Valley, CSA No. 8-Palo Cedro, CSA No. 11-French Gulch, CSA No. 13-Alpine Meadows, CSA No. 23-Crag View, and CSA No. 25-Keswick;
2. Introduced, waived the reading of, and enacted Ordinance No. 700, which:
  - a. Restricts landscape irrigation within County Service Area (CSA) No. 2-Sugarloaf, CSA No. 3-Castella, CSA No. 6-Jones Valley, CSA No. 8-Palo Cedro, CSA No. 11-French Gulch, CSA No. 13-Alpine Meadows, CSA No. 23-Crag View, and CSA No. 25-Keswick to a maximum of two days per week; and
  - b. Establishes penalties for water in excess of the established maximum.

(See Resolution No. 55)

(See General Ordinance Book)

**RESOURCE MANAGEMENT****PLANNING DIVISION**

GENERAL PLAN AMENDMENT NO. 10-002  
ZONE AMENDMENT NO. 09-006  
MAIN FAMILY TRUST, ET AL.  
HENDERSON ROAD/WILSHIRE DRIVE, REDDING AREA  
RESOLUTION NO. 2014-088

This was the time set to conduct a public hearing to consider the request to approve General Plan Amendment No. 10-002, which would amend General Plan Policy CO-k regarding the division of certain parcels in suburban (SR) and urban (UR) designated areas, and Zone Amendment No. 09-006, Main (Henderson Road/Wilshire Drive, Redding area), which would rezone approximately 7.26 acres in an unincorporated island within the Redding city limits from a Suburban Residential (SR) District to a One-Family Residential (R-1) combined with a Building Site Minimum (R-1-BSM). 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.

Mr. Salazar stated that there is a typographical error in the last sentence on Exhibit A of the General Plan Amendment. The correction should read “more than ten acres.” The proposed zone amendment will allow a land division consisting of four parcels and one remainder parcel, each being approximately 1.45 acres. The current zoning of Interim Rural Residential (I-R), requires a 5-acre minimum parcel size. The I-R District issued for urban and suburban areas not currently served by community water and sewer systems. The proposed general plan amendment will to add an exception to the current policy, to allow the use of onsite water wells and septic systems and create parcels as small as one acre in size.

The Planning Commission considered the applicant’s proposal on June 24, 2014 and approved the parcel map using wells and onsite septic systems pending approval of the General Plan amendments.

In response to questions by Supervisor Schappell, Mr. Salazar confirmed that the parcel size would be changed to not less than one acre. The location of the proposed wells and the distance from the Sacramento River was taken into account on the parcel map application.

The public hearing was opened, at which time Linda Batten, Gene Rother, Marcene Bolton, Cheryl Bolton, Nick Gardner, and Sydney Gardner opposed the rezoning.

Applicant Andy Main supported the rezoning request.

In response to questions by Supervisor Giacomini, Mr. Main said that the Main families reside in the neighborhood, desire to remain in that locale, and plan to do the minimum amount of development.

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

In response to questions by Supervisor Schappell, Director of Resource Management Rick Simon stated the distance from the Sacramento River to the property is approximately a minimum of 200 feet.

In response to questions by Supervisor Moty, Mr. Simon confirmed that the area is over the aquifer. Supervisor Moty stated that the aquifer returns water into the river. Adding four lots

to this area would not cause excessive traffic. Allowing the division of property lots to 1.45 acres is consistent to the various sizes in the surrounding area.

Supervisor Kehoe stated that consistent with the position he had taken on July 31, 2012, he continues to find no compelling reason to grant the requested exception to the General Plan.

By motion made, seconded (Moty/Giacomini), and carried, the Board of Supervisors took the following actions regarding General Plan Amendment No. 10-002, which would amend General Plan Policy CO-k regarding the division of certain parcels in suburban (SR) and urban (UR) designated areas, and Zone Amendment No. 09-006, Main (Henderson Road/Wilshire Drive, Redding area), as amended (Supervisors Kehoe and Schappell voted no):

1. Adopted a California Environmental Quality Act (CEQA) determination of a mitigated negative declaration for Zone Amendment No. 09-006, with the findings as set forth in Planning Commission Resolution No. 2014-008;
2. Adopted Resolution No. 2014-088, which:
  - a. adopts a CEQA determination of a negative declaration for General Plan Amendment No. 10-002, subject to certain findings, and
  - b. approves General Plan Land Use Element map changes pursuant to the Board of Supervisors' declaration of intent as approved on July 31, 2012, subject to certain findings;
3. Made the rezoning findings as specifically set forth in Planning Commission Resolution No. 2014-008; and
4. Introduced and waived the reading of an ordinance which approves the Zone Amendment No. 09-006, as requested.

11:16 a.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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