

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 14, 2015

REGULAR MEETING

9:02 a.m.: Chairman Moty 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 - Jennifer Lange

INVOCATION

Invocation was given by Pastor Dave Honey, Good News Rescue Mission.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

BOARD MATTERS

APRIL 2015 EMPLOYEE OF THE MONTH
MICROBIOLOGIST II MARK CASTAGNOLI
RESOLUTION NO. 2015-038

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2015-038, which recognizes Microbiologist II Mark Castagnoli as Shasta County's Employee of the Month for April 2015.

(See Resolution Book No. 56)

CERTIFICATE OF RETIREMENT
SUPERVISING JUVENILE DETENTION OFFICER CLOY COCKRELL

At the recommendation of Assistant Chief Probation Officer Edward Miller, the Board of Supervisors recognized Supervising Juvenile Detention Officer Cloy Cockrell on the occasion of her retirement after more than 39 years of service to Shasta County.

PROCLAMATION: CRIME VICTIMS' RIGHTS WEEK

At the recommendation of Chief Deputy District Attorney Stephanie Bridgett and by motion made, seconded (Baugh/Schappell), and unanimously carried, the Board of Supervisors adopted a proclamation which designates April 19-25, 2015 as Crime Victims' Rights Week in Shasta County. District Attorney Stephen Carlton and Chief Deputy Stephanie Bridgett accepted the proclamation.

PRESENTATIONS

LIEUTENANT KYLE FOSTER
CALIFORNIA HIGHWAY PATROL

California Highway Patrol Lieutenant Kyle Foster stated the law enforcement agencies in Shasta County work collaboratively in efforts to reduce crime.

PUBLIC COMMENT PERIOD - OPEN TIME

Michael Roberts advised of difficulties he has experienced with the Planning Department. Mr. Roberts was directed to contact County Executive Officer Larry Lees.

CONSENT CALENDAR

By motion made, seconded (Kehoe/Schappell), and unanimously carried, the Board of Supervisors took the following actions, which were listed on the Consent Calendar:

Approved and authorized Chairman to sign a renewal agreement with Shasta Community Health Center (SCHC) for the period of July 1, 2015 through June 30, 2016 with nine automatic one-year renewals to allow for continued payment of 10 percent of Tobacco Settlement revenue to SCHC to provide outpatient health care services to residents of Shasta County. (Administrative Office)

Approved the minutes of the meeting held on March 17 and 24, 2015, as submitted. (Clerk of the Board)

Enacted Ordinance No. 378-2031, which approves Zone Amendment No. 14-001, Community Housing Improvement Program, (Cottonwood area), as introduced March 17, 2015. (Clerk of the Board)

(See Zoning Ordinance Book)

Approved and authorized the Chairman to sign a retroactive agreement with Underwood & Wetzel Law Offices, P.C. in an amount not to exceed \$10,000, except upon written request of the Assessment Appeals Board (AAB), to provide legal services to the Shasta County AAB for the period April 1, 2015 through March 31, 2016, with two automatic one-year renewals. (Clerk of the Board)

Approved and authorized the Chairman to sign a renewal month-to-month service agreement and associated documents with Accelero Communications, Inc. in the amount of \$0.029 per page from the date of signing until termination; and approved and authorized the Health and Human Services Agency (HHS) Director or Branch Director, as designated by the HHS Director, to sign amendments to the agreement (including retroactive) and other documents resulting in a change in compensation not to exceed \$0.10 per page and do not result in a substantial or functional change to the original intent of the agreement, in accordance with Administrative Policy 6-101, *Shasta County Contracts Manual*. (Health and Human Services Agency (HHS)-Administration)

Approved and authorized the Chairman to sign an amendment to the agreement with Mid Valley Providers, Inc. which expands the scope of services provided to include residential care home services; extends the term of the agreement through June 30, 2016; and includes compensation for Fiscal Year 2015-16 in an amount not to exceed \$265,428. (HHS-Adult Services)

Approved and authorized the Chairman to sign a renewal agreement with The Sail House, Inc. in an amount not to exceed \$225,000 to provide enhanced residential care home services for the period July 1, 2015 through June 30, 2016, with two automatic one-year renewals; and approved and authorized the Health and Human Services Agency (HHS) Director or Branch Director, as designated by the HHS Director, to sign amendments to the agreement and other documents resulting in a change in compensation not to exceed 10 percent of the original rate and do not result in a substantial or functional change to the original intent of the agreement, in accordance with Administrative Policy 6-101, *Shasta County Contracts Manual*. (HHS-Adult Services)

Adopted Salary Resolution No. 1464, which, effective April 19, 2015, amends the County Position Allocation List for a reorganization of the Health and Human Services Agency (HHS) as follows: (a) in the Public Health budget deletes one FTE Public Health Assistant; and deletes one FTE Supervising Public Health Nutritionist/Supervising Community Education Specialist; and; (b) adds two FTE Occupational Therapist I/II/Physical Therapist I/II/Licensed Physical Therapist Assistant/Certified Occupational Therapy Assistant in the HHS California Children's Services Medical Therapy Program. (HHS-Public Health)

(See Salary Resolution Book)

Adopted Resolution No. 2015-039, which approves and authorizes the Chairman to sign an agreement with the State of California Department of Transportation (Caltrans) in an amount not to exceed \$289,956.29 for the Opportunity Center to provide maintenance services at Roadside Rest Areas for the period June 1, 2015 through May 31, 2018; and approved and authorized the HHS Director, Branch Director, or Deputy Branch Director, as designated by the HHS Director, to sign amendments (including retroactive) to the agreement and other documents resulting in a change in compensation not to exceed \$28,000 that do not result in a substantial or functional change to the original intent of the agreement, in accordance with Administrative Policy 6-101, *Shasta County Contracts Manual*. (HHS-Regional Services)

(See Resolution Book No. 56)

Adopted Resolution No. 2015-040, which approves and authorizes the Director of Housing and Community Action Programs to sign and submit a Community Services Block Grant (CSBG) Targeted Initiatives Discretionary Funding application to the California Department of Community Services and Development in the amount up to \$45,000 to provide services to homeless military veterans for the period July 1, 2015 through May 31, 2016; approved and authorized the County Executive Officer to sign any grant agreement and subsequent amendments awarded for the program; and (3) approves and authorizes the Director of Housing and Community Action Programs to sign any additional documents required for participation in the program. (Housing and Community Action Programs)

(See Resolution Book No. 56)

Approved and authorized the Chairman to sign a retroactive renewal 2015 Letter of Agreement with the Drug Enforcement Administration (DEA) of the United States Department of Justice to provide funding in the amount of \$140,000 for the Sheriff's Office Marijuana Investigation Team to assist the DEA to locate and eradicate marijuana plants located on federal lands for the period of January 1, 2015 through December 31, 2015; and approved a budget amendment increasing appropriations and revenues by \$40,545 in the Sheriff's Marijuana Eradication budget. (Sheriff)

Approved and authorized Sheriff's Office to purchase one boat and trailer for the Sheriff's Office-Boating Safety; and awarded the bid to Rogue Jet Boatworks for a total purchase price of \$79,980 (including tax and delivery). (Sheriff-Boating Safety)

Approved and authorized the Chairman to sign an evergreen agreement with Rapid Financial Solutions for the provision of Jail inmate debit card release services effective the date of signing at no cost to the County. (Sheriff-Jail)

Approved and authorized the service with the Redding Area Bus Authority (RABA) to increase the round trips for Burney Express bus service to three round trips each weekday. (Public Works)

For Butterfield Lane Emergency Fire Escape Road (EFER) Permanent Road Division (PRD) (Happy Valley area), adopted Resolution No. 2015-041, which consolidated the Butterfield Lane EFER PRD, Butterfield Lane EFER PRD No. 2, and Butterfield Lane EFER PRD No. 3 into the Butterfield Lane EFER PRD; and received the maintenance cost estimate and the County Surveyor's report on the boundary description (in the form of a map). (Public Works)

(See Resolution Book No. 56)

Approved and authorized the Chairman to sign an amendment to the agreement with Cascade Software Systems, Inc. to provide software support for Cost Accounting Management System software increasing maximum compensation by \$30,000 (for a new total not to exceed \$110,000) maintaining the original term of the agreement. (Public Works)

Adopted Resolution No. 2015-042, which approves and authorizes the Public Works Director to sign: (1) Applications for Federal Transit Administration (FTA) Section 5311 funds for Fiscal Years 2014-15, 2015-16, and 2016-17; and agreements, annual FTA certifications, assurances, and other documents for Fiscal Years 2014-15, 2015-16, and 2016-17. (Public Works)

(See Resolution Book No. 56)

For an undeveloped Emergency Fire Escape Road (EFER) alignment between Shingle Glen Subdivision Tract No. 1946 and Parcel Map No. 04-011 (Shingletown area), adopted Resolution No. 2015-043, which summarily abandons the undeveloped EFER alignment; and approved and authorized the Chairman to accept a new offer of dedication for a revised EFER alignment. (Public Works)

(See Resolution Book No. 56)

Approved and authorized the Public Works Director to sign a Notice of Completion for the Phase 1 Underdrain Pump Station Project and record it within 15 days of actual completion of the work. (Public Works)

For the Secure Rural Schools Title III projects, approved a budget amendment increasing appropriations by \$29,142 in the Title III budget to fund Title III projects, to be offset by fund balance to reimburse departments for emergency response activities on the Eiler and Bald Fires; approved a budget amendment increasing revenue by \$23,952 in the Sheriff-Office of Emergency Services budget to offset public safety costs; and approved a budget amendment increasing revenue by \$5,190 in the Roads budget to offset traffic control costs. (Public Works/Sheriff)

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

At the recommendation of County Executive Officer (CEO) Larry Lees and by motion made, seconded (Giacomini/Schappell), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter which supports AB 203, (Olberholte) *Fire Prevention Fee Due Dates*.

At the recommendation of CEO Lees and by motion made, seconded (Kehoe/Schappell), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter which supports SB 171 (Gaines) *Involuntary Transfer of Inmates*.

At the recommendation of CEO Lees and by motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter which opposes AB 45 (Mullin) *Household Hazardous Waste*.

Supervisor Schappell recently attended a Youth Violence Prevention Council meeting.

Supervisors Schappell, Moty, and Giacomini recently attended a Shasta Regional Transportation Agency (SRTA) meeting.

Supervisors Moty and Giacomini recently attended a California State Association of Counties (CSAC) meeting.

Supervisors reported on issues of countywide interest.

PERSONNEL

EXCEPTION TO WAITING PERIOD

INTERIM APPOINTMENT

INTERIM VETERANS SERVICE OFFICER ROBERT DUNLAP

RESOLUTION NO. 2015-044

Support Services Director Angela Davis advised that because of the vacancy in the Veterans Service Officer (VSO) position, there is a critical need to waive the 180-day waiting period for the interim appointment of retired VSO Robert Dunlap.

John Cleckner suggested careful consideration should be made in appointing the new VSO. Supervisor Kehoe agreed to sponsor a presentation by Mr. Cleckner at the Board of Supervisors meeting on April 21, 2015.

Oscar Johanson, Howard Covington, Edward Defillipps, Mary Slutts, James Gibson, Jeff Nelson, Kim Chamberlain, Erin Ryan, Richard Wilkinson, Sally Rapoza, Doyle Whittaker, Norman Brewer, Bill Filen, Donald (last name unknown), Janelle Word, Larkin David Cockerill, and Sandy Benjamin supported the hiring of an individual that possesses care and compassion for the veterans that need assistance in their claims.

County Executive Officer (CEO) Larry Lees stated that all telephone calls and emails are being handled in the Veterans Service Office.

In response to a question by Supervisor Kehoe, County Counsel Rubin E. Cruse, Jr. advised that because employees have a right to privacy, all personnel matters are not discussed in a public forum.

By motion made, seconded (Kehoe/Giacomini), and unanimously carried, the Board of Supervisors adopted Resolution No. 2015-044, which adopts an exception to the 180-day waiting period, Government Code sections 7522.56 and 21221(h), for the interim appointment of Robert Dunlap to the position of Veterans Service Officer, effective April 15, 2015 through December 12, 2015.

(See Resolution Book No. 56)

10:45 a.m. The Board of Supervisors recessed.

10:55 a.m. The Board of Supervisors reconvened.

PUBLIC WORKS

SHASTA COUNTY DROUGHT CONDITIONS PROCLAMATION OF LOCAL EMERGENCY RESOLUTION NO. 2015-045

Public Works Director and Water Agency Chief Engineer Pat Minturn stated high temperatures, lack of snow, and minimal rainfall contribute to a continued drought. The Water Agencies will be unable to provide sufficient water and transfers are very expensive. County Service Areas are affected and fiscal challenges have arisen due to drought management efforts, water purchases, utilities and labor expenses. Rate adjustments will be proposed to reconcile revenues and expenses, and conservation will be promoted.

Steve Boyd, Bert Stead, and Chris Hunter opposed future increase of water rates.

By motion made, seconded (Kehoe/Baugh), and unanimously carried, the Board of Supervisors adopted Resolution No. 2015-045, which recognizes that the circumstances and factors that led to the May 6, 2014 proclamation of a local emergency due to drought conditions have not been resolved and that there is a need to continue the proclamation; and directed staff to initiate rate adjustments to recover expenses in drought-impacted County Service Areas.

(See Resolution Book No. 56)

SCHEDULED HEARINGS**PUBLIC WORKS****COUNTY SERVICE AREAS**

WATER SHORTAGE EMERGENCY CUTBACKS
COUNTY SERVICE AREA NO. 2 (SUGARLOAF)
COUNTY SERVICE AREA NO. 3 (CASTELLA)
COUNTY SERVICE AREA NO. 6 (JONES VALLEY)
COUNTY SERVICE AREA NO. 8 (PALO CEDRO),
COUNTY SERVICE AREA NO. 11 (FRENCH GULCH)
COUNTY SERVICE AREA NO. 13 (ALPINE MEADOWS)
COUNTY SERVICE AREA NO. 23 (CRAG VIEW)
COUNTY SERVICE AREA NO. 25 (KESWICK)
RESOLUTION NO. 2015-046
ORDINANCE NO. 702

This was the time set to conduct a public hearing to consider the request the adoption of a resolution 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); and introduce, waive the reading of, and enact an ordinance which restricts landscape irrigation within those CSAs to a maximum of two days per week, and establishes penalties for watering in excess of the established maximum. Public Works Director Pat Minturn presented the staff report and recommended approval of the project. The Notice of Hearing and the 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 (Baugh/Giacomini), and unanimously carried, the Board of Supervisors took the following actions:

1. Adopted Resolution No. 2015-046, 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); and
2. Introduced, waived the reading of, and enacted Ordinance No. 702, which restricts landscape irrigation within those CSAs to a maximum of two days per week, and establishes penalties for watering in excess of the established maximum.

(See Resolution Book No. 56)

(See General Ordinance Book)

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT NO. 15-001
WINERY DEVELOPMENT STANDARDS
SHASTA COUNTY CODE SECTION 17.88.300
ORDINANCE NO. SCC 2015-01

This was the time set to conduct a public hearing to consider the request to approve Zone Amendment No. 15-001, an ordinance amending section 17.88.300 *Winery Development Standards* (Countywide area), which amends Shasta County Code Sections 17.88.300 *Winery Development Standards*, and adds or amends related sections in Chapters 17.04 *Limited Agriculture District*, 17.06 *Exclusive Agricultural District*, 17.10 *Timberland District*, 17.14 *Habitat Protection District*, 17.24 *Limited Residential District*, 17.26 *Rural Residential District*, 17.52 *Commercial-Light Industrial District*, 17.54 *Mixed Use District*, 17.56 *Light Industrial District*, and 17.58 *General Industrial District* of Shasta County Code Title 17, Zoning Plan. Director of Resource Management Rick Simon presented the staff report and recommended approval of the project. The Notice of Hearing and the Affidavit of Publication are on file with the Clerk of the Board.

The public hearing was opened, at which time Lane McClain and Agriculture Commissioner/Sealer of Weights and Measures Paul Kjos supported the amendment.

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

By motion made, seconded (Giacomini/Baugh), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 15-001, an ordinance amending section 17.88.300 *Winery Development Standards* (Countywide area):

1. Adopted the Planning Commission’s findings 2 (A, B, C) as set forth in Planning Resolution No. 2015-005;
2. Made the rezoning findings; and
3. Introduced, waived the reading of, and enacted Ordinance No. 2015-01, which amends Shasta County Code Sections 17.88.300 *Winery Development Standards*, and adds or amends related sections in Chapters 17.04 *Limited Agriculture District*, 17.06 *Exclusive Agricultural District*, 17.10 *Timberland District*, 17.14 *Habitat Protection District*, 17.24 *Limited Residential District*, 17.26 *Rural Residential District*, 17.52 *Commercial-Light Industrial District*, 17.54 *Mixed Use District*, 17.56 *Light Industrial District*, and 17.58 *General Industrial District* of Shasta County Code Title 17, Zoning Plan.
(See County Code Ordinance Book)

12:09 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy