

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, May 24, 2016

REGULAR MEETING

9:00 a.m.: Chairman Giacomini 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.
Administrative Board Clerk - Mary Hurton
Administrative Board Clerk - Candice Marlar

INVOCATION

Invocation was given by Chaplain Jim Harkabus, Shasta County Public Safety Chaplaincy.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

BOARD MATTERS

PROCLAMATION

AIRPORT DAY, JUNE 5, 2016

At the recommendation of Sheriff Tom Bosenko, and by motion made, seconded (Moty/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation which designates June 5, 2016, as Airport Day in Shasta County.

Sheriff Bosenko and Eastern Shasta County Sheriff's Flying Posse representative Ross Jones were present to accept the proclamation. Sheriff Bosenko addressed various events being held in Shasta County related to the recognition of Airport Day, including a breakfast event, static aircraft displays, and a flying demonstration.

PRESENTATIONS

RETIREMENT RECOGNITION ACCOUNT CLERK II CAROLINA HUTSON

At the recommendation of Health and Human Services Agency-Business and Support Services Branch Director Tracy Tedder, the Board of Supervisors presented a plaque to Account Clerk II Carolina Hutson on the occasion of her retirement after more than 40 years of service to Shasta County.

WHISKEYTOWN NATIONAL RECREATION AREA UPDATE

Park Superintendent Jim Milestone presented an update on activities at Whiskeytown National Recreation Area (Whiskeytown). He addressed fees associated with visiting Whiskeytown, as well as the “Every Child in a Park” initiative, which provides every fourth grader with a free annual pass to all National Parks.

Superintendent Milestone spoke on various projects, including Boulder Creek forest restoration, Puccinelli Howelli site restoration, and Crystal Creek Water Ditch re-construction. He explained the Smoke Free Park initiative recently implemented at Whiskeytown.

Superintendent Milestone stated that Whiskeytown attracted over one million visitors in 2015 and generated approximately \$38 million in revenue for the surrounding area.

Supervisor Schappell commended Superintendent Milestone for the efforts to provide free recreational opportunities to Shasta County students.

Supervisor Moty commended Superintendent Milestone for bringing to the community’s attention the asset Whiskeytown is to Shasta County.

Supervisor Baugh applauded the initiative to ban smoking at Whiskeytown.

In response to questions from Supervisor Baugh, Superintendent Milestone stated that controlled burns take place when conditions are dry enough to be effective without causing damage. He explained the methods used by staff for controlled burns at Whiskeytown.

In response to questions from Supervisor Baugh, Superintendent Milestone explained that individuals can contact the Visitor’s Center at Whiskeytown to get information about paddleboarding opportunities.

In response to questions from Supervisor Kehoe, Superintendent Milestone stated that the ultimate capacity of Whiskeytown is usually reached on the Fourth of July when the parking lots are filled. He explained that the biggest concern related to high attendance is maintaining high water quality.

SHASTA COUNTY ECONOMIC DEVELOPMENT CORPORATION

Shasta County Economic Development Corporation (EDC) President Tony Giovaniello presented an update on the EDC. He explained the EDC’s efforts to attract businesses to Shasta County, help companies expand, and retain local businesses.

Mr. Giovaniello described the functionality of the Shasta Venture Hub, which targets startups. Additionally, Mr. Giovaniello addressed recruitment prospects and other progress being made in local economic development.

In response to comments from Supervisor Schappell, Mr. Giovaniello highlighted the assets Shasta County has to offer businesses.

In response to questions from Supervisor Kehoe, Mr. Giovaniello stated that Shasta County government can enhance local economic development by eliminating obstacles for businesses and presenting things in a solution-oriented manner.

Supervisor Kehoe requested input from the EDC on matters of economic development which come before the Board of Supervisors.

EDC Board Member Bill Kohn expressed a desire for Shasta County government to work toward a goal of being more friendly toward private businesses.

COUNTY SERVICE AREA (CSA) NO. 1-COUNTY FIRE
2015 SHASTA COUNTY FIRE DEPARTMENT ANNUAL REPORT

Shasta County Fire Chief Mike Hebrard presented the 2015 Annual Report for the Shasta County Fire Department (County Fire). He described County Fire statistics for 2015 as well as current efforts to enhance training opportunities at Shasta College.

Chief Hebrard expressed that there is an ongoing difficulty with recruiting volunteers. Anyone interested in volunteering with County Fire is encouraged to contact the department.

In response to questions from Chairman Giacomini, Chief Hebrard confirmed that additional grant opportunities exist and can be sought to fund volunteer recruitment efforts.

In response to questions from Supervisor Baugh, Chief Hebrard stated that difficulties with volunteer recruitment are a national trend.

Supervisor Baugh and Chief Hebrard commended the Shingletown Council's fire suppression efforts.

PUBLIC COMMENT PERIOD - OPEN TIME

John Cleckner presented concerns with veterans witnessing criminal activity at the Veterans Memorial Hall.

Vernon Price requested additional support for local homelessness issues and requested additional information regarding the California Department of Health Care Services Medi-Cal Administrative Activities revenue agreement.

Jerome Venus spoke on fiscal responsibility and encouraging economic development.

Tom Hildebrand opposed increasing taxation and fees associated with permitting.

CONSENT CALENDAR

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

As introduced on May 17, 2016, enacted Ordinance No. 713 which establishes the employment benefits for the Board of Supervisors as those identified in Chapter 39, *Elected Department Head and Board of Supervisors Benefits*, of the Shasta County Personnel Rules that pertain to the Board of Supervisors, with no change in the monthly salary for each member of the Board of Supervisors as currently established. (Clerk of the Board)

(See County Code Ordinance Book)

Adopted Policy Resolution No. 2016-02, which: Adopts the “County of Shasta Policy Regarding the Submission of Claims for Excess Proceeds,” effective May 24, 2016; authorizes the Shasta County Treasurer-Tax Collector to act on behalf of the Board of Supervisors on claims for excess tax sale proceeds made under the provisions of Revenue and Taxation Code Section 4675; authorizes the Shasta County Treasurer-Tax Collector to process payment for approved excess proceed claims; and repeals Resolution No. 2014-07, effective May 24, 2016. (Treasurer-Tax Collector-Public Administrator)

(See Policy Resolution Book)

Approved and authorized the Chairman to sign: An amendment to the California Department of Health Care Services (DHCS) Medi-Cal Administrative Activities revenue agreement #13-90005-A01 effective June 29, 2016 increasing the maximum compensation from \$1,296,000 to \$1,896,000 and extending the original term which began on July 1, 2013 for two additional years through June 30, 2018; and the Contractor Certification Clauses (CCC-307). (Health and Human Services Agency-Business and Support Services)

Took the following actions regarding Adobe Road at Anderson Creek Bridge (Anderson area): Designated the Public Works Director as the County’s agent to sign a lease renewal application with the California State Lands Commission (SLC); approved the payment of \$3,025 to the SLC for the Minimum Expense Deposit and Filing Fee; authorized the Public Works Director to sign a reimbursement agreement with the SLC in an amount not to exceed \$9,000; and authorized the Public Works Director to sign a lease agreement and related documents as required by the SLC. (Public Works)

Approved and authorized the Chairman to sign an agreement with Caltrans authorizing the exchange of \$672,168 in Federal Regional Surface Transportation Program Funds, for an equal amount of State Highway Funds in Fiscal Year 2015-16. (Public Works)

Approved the following 2015-16 Public Works budget amendments: Fiscal Year (FY) 2015-16 budget amendments increasing appropriations and/or decreasing revenue requiring use of fund balance: Roads budget-net zero transfer of \$500,000 within appropriations and decrease revenue by \$625,260; Fall River Mills Airport budget-increase appropriations by \$110,000 and decrease revenue by \$41,658; Solid Waste Disposal budget-decrease revenue by \$5,540,000; Coloma Drive Permanent Road Division (PRD) budget-increase appropriations by \$900; Intermountain Road PRD budget-increase appropriations by \$2,000; County Service Area (CSA) No. 3, Castella Water budget-increase appropriations by \$15,000; CSA No. 6, Jones Valley Water budget-decrease revenue by \$7,000; CSA No. 8, Palo Cedro Sewer budget-decrease revenue by \$50,000; CSA No. 17, Cottonwood Sewer budget-decrease revenue by \$600,000; CSA No. 11, French Gulch Water budget-decrease revenue by \$13,892; and CSA No. 23, Crag View Water budget-increase appropriations by \$13,000; and budget amendments to align Fiscal Year 2015-16 budget with projected revenue and expenditures: West Central Landfill (WCL) Replacement and Improvement Fund budget-decrease appropriations by \$540,000; WCL Closure/Post-closure Fund budget-decrease appropriations by \$5,000,000; CSA No. 8, Palo Cedro Sewer Capital Improvement budget-decrease appropriations by \$50,000; CSA No. 6, Jones Valley Water Capital Improvement budget-decrease appropriations by \$7,000 and revenue by \$4,000; and CSA No. 11, French Gulch Water Administration budget-decrease appropriations by \$13,892. (Public Works)

Adopted Resolution No. 2016-046 to dissolve the Vedder Road Permanent Road Division (Burney area). (Public Works)

(See Resolution Book No. 57)

Took the following actions: Approved and authorized the Chairman to sign an Administering Agency-State Master Agreement for Federal Aid projects; and adopted Resolution No. 2016-047 authorizing the Public Works Director, or Deputy Public Works Director, to execute all future program supplements to the agreement. (Public Works)

(See Resolution Book No. 57)

Approved a budget amendment increasing appropriations by \$40,000 in the Fiscal Year 2015-16 Shasta County Transit Fund budget, offset by fund balance to pay increased costs associated with a new third bus route from Redding to Burney. (Public Works)

Adopted Resolution No. 2016-048, which: Authorizes the Department of Resource Management-Environmental Health Division to apply for a non-competitive Solid Waste Enforcement Assistance Grant for Fiscal Year 2016-17 in the approximate amount of \$18,427; and approves and authorizes the Director of Resource Management to execute and submit all grant documents necessary to implement and complete the approved grant project. (Resource Management-Environmental Health)

(See Resolution Book No. 57)

Approved and authorized the Chairman to sign a renewal Cooperative Fire Programs Fire Protection Reimbursement Agreement with the California Department of Forestry and Fire Protection (CAL FIRE) for administration of the County Fire Department in an amount not to exceed \$4,111,408 for the period July 1, 2016 through June 30, 2017. (CSA No. 1-County Fire)

10:41 a.m.: The Board of Supervisors recessed.

10:47 a.m.: The Board of Supervisors reconvened.

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Executive Officer (CEO) Larry Lees had no legislative update.

Supervisors reported on issues of countywide interest.

Supervisor Moty recently attended a meeting with the California State Association of Counties.

Chairman Giacomini recently attended meetings with the California State Association of Counties and the Northern California Water Association.

ADMINISTRATIVE OFFICE

SHASTA COUNTY GRAND JURY REPORTS

"SHASTA COUNTY CORONER'S OFFICE, COMPASSION MATTERS"

"AGENDIZING GRAND JURY REPORTS AND RESPONSES, PUBLIC AWARENESS MATTERS"

PROPOSED RESPONSES

CEO Lees explained that the Grand Jury is now issuing individual reports throughout the year for response, rather than releasing a comprehensive annual report.

In regard to the Grand Jury's recommendation in "Agendizing Grand Jury Reports and Responses, Public Awareness Matters" for public discussion of Grand Jury reports, Supervisor Kehoe requested dialogue from the Grand Jury, but no representative was present to respond.

By motion made, seconded (Moty/Baugh), and carried, the Board of Supervisors adopted the following: The proposed response to the Fiscal Year (FY) 2015-16 Shasta County Grand Jury report entitled "Shasta County Coroner's Office, Compassion Matters;" and the proposed response to the FY 2015-16 Shasta County Grand Jury report entitled "Agendizing Grand Jury Reports and Responses, Public Awareness Matters." Supervisor Kehoe voted no on the response to Recommendation No. 1 contained in the report entitled "Agendizing Grand Jury Reports and Responses, Public Awareness Matters."

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

PLANNING DIVISION

ZONE AMENDMENT 15-009 **ORDINANCE NO. 378-2035**

This was the time set to conduct a public hearing to consider the request to rezone a parcel, generally located adjacent to Riverland Drive approximately two miles south of Knighton Road and Interstate 5 Interchange, from the Commercial Recreation zone district (C-R) to the Rural Residential zone district (R-R). Department of Resource Management Senior Planner Lisa Lozier 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 item and the public hearing was closed.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment 15-009, Hageman (south Redding area):

1. Found the project to be categorically exempt from the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15305, as set forth in Planning Commission Resolution No. 2016-009;
2. Made the rezoning findings; and
3. introduced, waived the reading of, and enacted Ordinance No. 378-2035 to amend the Zoning Plan of the County of Shasta identified in Zone Amendment 15-009, Hageman (south Redding area), as set forth in Planning Commission Resolution No. 2016-009.

(See Zoning Ordinance Book)

ZONE AMENDMENT 15-002

This was the time set to conduct a public hearing to consider the request to rezone a parcel located 250 feet east of the intersection of State Highway 44 East and Emigrant Trail, from the Rural Residential zone district combined with the Building Site Minimum (R-R-BSM) as shown on a recorded map to the Mixed Use zone district (M-U). Department of Resource Management Senior Planner Lio Salazar 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.

In response to questions from Supervisor Baugh, Mr. Salazar stated that the applicant is working with Community Service Area No. 13 to address the issue of water storage to comply with storage requirements.

In response to questions from Supervisor Baugh, Mr. Salazar explained that the volume of water from the project site would increase but it would be metered out at a rate which would not cause flooding downstream. He described the design to handle overflow of water. He stated that measures to mitigate downstream flooding were not deemed to be necessary because the increased volume of water should not result in an increase of the amount of water going downstream.

In response to questions from Supervisor Moty, Mr. Salazar said that the proposed design was intended to utilize the existing drainage pattern.

In response to questions from Supervisor Kehoe, Mr. Salazar confirmed that improvements to water storage may need to be made by the applicant prior to moving forward, and fire suppression standards are required to be met.

In response to questions from Supervisor Baugh, Director of Resource Management Rick Simon clarified that the use permit will not be issued until the fire flow problems are resolved. He explained that the portion of the document in question may need to be revisited but it would not require recirculation.

The public hearing was opened.

Marilee Strom spoke on flooding issues experienced at the Shingletown Library and presented alternatives to the proposed use of the existing drain.

Glenn Aldridge addressed fire suppression requirements.

No one else wished to speak for or against the item and the public hearing was closed.

In response to questions from Supervisors Moty, Pace Engineering Representative Fred Lucero explained that the project was designed to utilize existing drainage patterns and to avoid protected wetlands.

In response to questions from Supervisor Baugh, Mr. Lucero clarified the water detention process and said that the flow rate at any one time will be no greater than the current rate.

In response to questions from Supervisor Moty, Mr. Lucero stated that the water volume will be increased but the rate at which it flows will be no higher. He explained that there is essentially no water coming from other sources aside from minimal water from the highway.

In response to questions from Supervisor Baugh, Mr. Lucero explained that using the alternative drainage system would require additional measures including grading which would be met with difficulty due to the protected wetland area.

In response to questions from Supervisor Baugh, Mr. Lucero informed the Board that the cost estimate for construction of a water tank for a public agency was approximately \$600,000.

In response to questions from Supervisor Moty, Public Works Director Pat Minturn described a map of the area and the culverts in question.

In response to questions from Supervisor Baugh, Mr. Minturn encouraged the Shingletown Library to accommodate the water discharged from upstream. He stated that if the proposed system operates as designed, it should be superior to the existing conditions.

County Counsel Rubin Cruse recommended that the Board of Supervisors impose a continuance on the matter to allow time for staff to ensure accuracy before the Board takes any action in regard to the proposed zone amendment.

Mr. Simon concurred with County Counsel's recommendation and proposed continuing the item to the June 7, 2016 Board of Supervisors meeting. He explained that the item would not

need to be recirculated or referred back to the Planning Commission since there would be no change to the rezoning proposal or conditions of approval.

Chairman Giacomini requested staff provide the Board with copies of engineering reports associated with the matter.

By motion made, seconded (Baugh/Kehoe), and unanimously carried, the Board of Supervisors continued Zone Amendment 15-002 to the June 7, 2016 Board of Supervisors meeting.

11:50 a.m.: The Board of Supervisors recessed and convened as the In-Home Supportive Services (IHSS) Public Authority Governing Board.

CLOSED SESSION ANNOUNCEMENT

Chairman Giacomini announced that the IHSS Public Authority Governing Board would recess to a Closed Session to Confer with its Labor Negotiators, County Executive Officer Larry Lees, Personnel Director Angela Davis, Health and Human Services Agency Branch Director Tracy Tedder, IHSS Public Authority Senior Staff Services Analyst Sarah Adamec, and Labor Consultant Leibert Cassidy Whitmore to discuss the Service Employees International Union, Local 2015, pursuant to Government Code section 54957.6.

11:50 a.m.: The IHSS Public Authority Governing Board recessed to Closed Session.

12:20 p.m.: The IHSS Public Authority Governing Board 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 E. Cruse, Jr. present.

REPORT OF CLOSED SESSION ACTIONS

County Counsel Rubin E. Cruse, Jr. reported that the IHSS Public Authority Governing Board met in Closed Session to discuss labor negotiations; however, no reportable action was taken.

12:21 p.m.: The IHSS Public Authority Governing Board adjourned and reconvened as the Board of Supervisors.

12:21 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy