

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 12, 2003

REGULAR MEETING

9:01: a.m.: Chairman Clarke 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 Fust
 District No. 3 - Supervisor Hawes
 District No. 4 - Supervisor Wilson
 District No. 5 - Supervisor Clarke

County Administrative Officer - Doug Latimer
 County Counsel - Karen Jahr
 Deputy Clerk of the Board - Christie N. Jewell

INVOCATION

Invocation was given by Pastor Bryan Blank, Little Country Church.

PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENT PERIOD - OPEN TIME

Russ Wade spoke supporting Ivan Hall as a possible candidate for Governor. Celeste Draisner also spoke supporting B.E. Smith, Ed Kennedy, and Ivan Hall, all from Shasta County, as possible candidates for Governor.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Clarke announced that, at the request of the Clerk of the Board, the minutes of the meeting held on August 5, 2003 were withdrawn from the agenda.

CONSENT CALENDAR

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

Authorized the issuance of warrants totaling \$89,207.73 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$78.38 requiring special board action. (Auditor-Controller)

Approved and authorized the Chairman to sign an amendment to the agreement with Remy, Thomas, Moose & Manley to increase the billing rates from \$195 to \$275-295 per hour

for partners and from \$150 to \$225 per hour for associates for work on matters assigned to the firm by Shasta County. (County Counsel)

Approved and authorized the Chairman to sign an amendment to the agreement with the Lions Club of Fall River Mills, California, Inc., increasing the loan amount by \$35,000 (for a total of \$50,000) to provide further rehabilitation to the community center located in McArthur. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign an amendment to the agreement with the Whitmore Community Center, extending the completion date of the construction of a community center in Whitmore from September 30, 2003 to June 30, 2004. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign a renewal agreement with Digital Products Corporation in an annual amount of \$20,166 to provide inmate home electronic confinement equipment for the period September 1, 2003 through August 31, 2004. (Sheriff)

Introduced and waived the reading of an ordinance which establishes a 50-mile-per-hour speed zone on Deschutes Road from the easterly boundary of the City of Anderson to 300 feet north of Hawes Road. (Public Works)

Took the following actions regarding the Fall River Mills Airport Expansion Project: Approved and authorized the Chairman to sign right-of-way contracts with the Northern California Conference Association of the Seventh Day Adventists, the Clifford R. and Marcellaine I. Thornhill Trust, James Michael and Eva Lizbeth Poet, and Leonard L. Grove and Cynthia M. Byrne; and accepted four grant deeds conveying parcels of project right of way. (Public Works)

REGULAR CALENDAR

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

County Administrative Officer (CAO) Doug Latimer noted that Bill 1470 (Vargas) regarding in-home supportive services has passed the Senate Health and Human Services Committee and is now moving to the Senate Appropriations Committee. Senator Aanestad also opposes the Bill.

At the State budget level there are concerns regarding the possible deletion of \$52.5 million from the California Department of Forestry Fire Budget, the rural county law enforcement, the State Aeronautics Account, and the possible transfer of \$135 million from Redevelopment Accounts into the General Fund to support schools from the ERAF.

Chairman Clarke reported that County Forester Frank Stewart has requested the Board of Supervisors adopt a resolution which urges Regional Forester Blackwell to immediately analyze and select a sustainable alternative that meets the social, economic, environmental and fire protection concerns of the citizens and businesses in Shasta County. Since this is part Shasta County's Legislative Platform, Chairman Clarke has invited Forester Stewart to make a presentation regarding the resolution.

Supervisor Fust reported that he met with County Clerk-Registrar of Voters Ann Reed regarding the October 7, 2003 election and has invited her to make a presentation to the Board of Supervisors regarding the new voting machines. He further stated that he is going to the California State Fair to participate in judging in all the Counties' booths. Shasta County theme is "Lake Shasta Adventures."

Supervisor Kehoe reported that he attended the Shasta County Mental Health Board.

Supervisors reported on issues of countywide interest.

CLERK OF THE BOARD

ZONE AMENDMENT NO.02-019
LORRAINE LONG, ANDERSON AREA
ORDINANCE NO. 378-1867

By motion made, seconded (Hawes/Wilson), and carried, the Board of Supervisors enacted Ordinance No. 378-1867, which approves Zone Amendment No. 02-019, Lorraine Long (Anderson area), as introduced on July 15, 2003.

(See Zoning Ordinance Book)

ZONE AMENDMENT NO.02-015
STERLING PACIFIC FINANCIAL, INC., COTTONWOOD AREA
ORDINANCE NO. 378-1868

By motion made, seconded (Kehoe/Fust), and carried, the Board of Supervisors enacted Ordinance No. 378-1868, which approves Zone Amendment No. 02-015, Sterling Pacific Financial, Inc. (Cottonwood area), as introduced on July 15, 2003.

(See Zoning Ordinance Book)

3% @50 SAFETY RETIREMENT
ORDINANCE NO. 626

By motion made, seconded (Wilson/Kehoe), and carried, the Board of Supervisors enacted Ordinance No. 626, which approves implementation of 3% @50 Safety Retirement based on the highest 36 months of salary earnings for employees who become qualified for 3% @50 on or after August 26, 2003, as introduced on July 15, 2003.

(See General Ordinances Book)

SCHEDULED HEARINGS

9:20 a.m.: Supervisor Fust noted he owned property within one of the permanent road divisions and within one of the county service areas included in the next two agenda items, recused himself, and left the hearing room.

PUBLIC WORKS

ANNUAL PARCEL CHARGE REPORTS
PERMANENT ROAD DIVISIONS
RESOLUTION NOS. 2003-134 THROUGH 2003-163

This was the time set to conduct a public hearing to confirm the Annual Parcel Charge Reports for 30 Permanent Road Divisions in Shasta County and to direct the parcel charges be placed on the property tax bills for Fiscal Year 2003-2004. Deputy Public Works Director Scott Wahl presented the staff report and recommended approval. Notice of Hearing and Affidavit of Posting are on file with the Clerk of the Board.

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 (Kehoe/Wilson), and carried, the Board of Supervisors adopted Resolution Nos. 2003-134 through 2003-163, which confirm the Annual Parcel Charge Reports for the following Permanent Road Divisions in Shasta County, and directed that the parcel charges be placed on the property tax bills for Fiscal Year 2003-2004:

- | | |
|---|---|
| No. 2003-134 - Old Stagecoach Road | No. 2003-150 - Deer Flat Road |
| No. 2003-135 - Sonora Trail | No. 2003-151 – Vedder Road |
| No. 2003-136 - Shasta Meadows Drive | No. 2003-152 – Craig Lane |
| No. 2003-137 - Ponder Way/Carriage Lane | No. 2002-153 – River Hills Estates |
| No. 2003-138 - Intermountain Road | No. 2002-154 – Amber Ridge |
| No. 2003-139 - Alpine Way | No. 2002-155 – Coloma Drive |
| No. 2003-140 - Dusty Oaks Trail | No. 2002-156 – Marianas Way |
| No. 2003-141 - Holiday Acres Community | No. 2003-157– Varparaiso Way |
| No. 2003-142 - Shasta Lake Ranchos | No. 2003-158 – Lark Court |
| No. 2003-143 - Fore Way Lane | No. 2003-159 – Manor Crest |
| No. 2003-144 - Blackstone Estates | No. 2003-160 – Santa Barbara Estates |
| No. 2003-145 - Logan Road | No. 2003-161 – Victoria Highlands Estates |
| No. 2003-146 - Mule Mountain Parkway | No. 2003-162 – Country Fields Estates |
| No. 2003-147 - Ski Way | No. 2003-163 – Amber Lane |
| No. 2003-148 - Fullerton Way | |
| No. 2003-149 - East Stillwater Way | |

(See Resolution Book No. 44)

COUNTY SERVICE AREAS
ANNUAL PARCEL CHARGE REPORTS
RESOLUTION NOS. 2003-164 THROUGH 2003-169

This was the time set to conduct a public hearing to confirm the Annual Parcel Charge Reports for various CSAs and to direct the parcel charges be placed on the property tax bills for Fiscal Year 2003-2004. Deputy Public Works Director Scott Wahl presented the staff report and recommended approval. Notice of Hearing and Affidavit of Posting are on file with the Clerk of the Board.

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

By motion made, seconded (Hawes/Wilson), and carried, the Board of Supervisors adopted Resolution Nos. 2003-164 through 2002-169, which confirm the Annual Parcel Charge Reports for the following CSAs and directed that the parcel charges be placed on the property tax bills for Fiscal Year 2003-2004:

- | | |
|-------------------------------------|---|
| No. 2003-164 - CSA 2 – Sugarloaf | No. 2003-167 - CSA 11 – French Gulch |
| No. 2003-165 - CSA 6 – Jones Valley | No. 2003-168 - CSA 14 – Belmont |
| No. 2003-166 - CSA 7 – Burney | No. 2003-169 - CSA 15 – Street Lighting |
- (See Resolution Book No. 44)

9:27 a.m.: Supervisor Fust returned to the hearing room.

COUNTY SERVICE AREAS
REPORTS OF DELINQUENT FEES
RESOLUTION NOS. 2003-170 THROUGH 2003-177

This was the time set to conduct a public hearing to confirm the Reports of Delinquent Fees for eight County Service Areas (CSAs), to direct liens to be placed on the property tax bills, and to approve a discharge of accountability for unpaid water and sewer service accounts. Deputy Public Works Director Scott Wahl presented the staff report and recommended approval. Notice of Hearing and Affidavit of Posting are on file with the Clerk of the Board.

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

Upon questioning by Members of the Board regarding the collection procedure used in collecting fees, Mr. Wahl explained that letters are written and if no response, they are turned over to the Court Collections, and then the uncollected ones are returned to his department. Chairman Clarke requested that he return to the Board with an update on the collection process through the Courts.

By motion made, seconded (Wilson/Hawes), and unanimously carried, the Board of Supervisors adopted Resolution Nos. 2003-170 through 2003-177, which confirm the Reports of Delinquent Fees for the following CSAs, direct that annual liens be placed on the property tax bills for Fiscal Year 2003-04, and approve a discharge of accountability for collection of unpaid water and sewer service accounts that have been deemed uncollectible in CSAs under the administration of the Public Works Department:

No. 2003-170 - CSA 2 – Sugarloaf	No. 2003-174 - CSA 11 – French Gulch
No. 2003-171 - CSA 3 – Castella	No. 2003-175 - CSA 13 – Alpine Meadows
No. 2003-172 - CSA 6 – Jones Valley	No. 2003-176 - CSA 17 – Cottonwood
No. 2003-173 - CSA 8 – Palo Cedro	No. 2003-177 - CSA 25 – Keswick

(See Resolution Book No. 44)

RESOURCE MANAGEMENT

ZONE AMENDMENT NO. 03-003

ALVA GRAVES

CENTERVILLE AREA

This was the time set for a public hearing to consider taking the following actions regarding Zone Amendment No. 03-003, Alva Graves (Centerville area), which would rezone approximately 38 acres to a Rural Residential (R-R), combined with a mining designation of either a Mineral Resource Buffer district (MRB) or Interim Mineral Resource district (IMR) with a Building Area Minimum 5 Acres (BA-5) district and a Building Site Minimum (BSM) district and/or other appropriate district. Resource Management Planner John Stokes presented the staff report and recommended approval of the project. 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 request, and the public hearing was closed.

By motion made, seconded (Fust/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 03-003, Alva Graves (Centerville area):

1. Adopted the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with a de minimis finding significance, with the findings as specifically set forth in Planning Commission Resolution No. 03-067;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 03-067; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 03-003 as requested.

ZONE AMENDMENT NO. 03-007

GEORGE BARNES

ANDERSON AREA

This was the time set for a public hearing to consider taking the following actions regarding Zone Amendment No. 03-007, George Barnes (Anderson area), which would rezone approximately 209 acres to a Limited Agricultural (A-1) district, a Limited Agricultural district combined with a Restrictive Flood (A-1-F-2) district, a Mixed Use (MU) district, and a Mixed Use district combined with a Restrictive Flood (MU-F-S) district and/or other appropriate district. Resource Management Planner John Stokes presented the staff report and recommended approval of the project. 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 request, and the public hearing was closed.

By motion made, seconded (Kehoe/Hawes), and unanimously carried, the Board of Supervisors took the following actions regarding Zone Amendment No. 03-007, George Barnes (Anderson area):

1. Adopted the California Environmental Quality Act (CEQA) determination of a mitigated negative declaration with a de minimis finding significance, with the findings as specifically set forth in Planning Commission Resolution No. 03-067;
2. Adopted the rezoning findings as specifically set forth in Planning Commission Resolution No. 03-075; and
3. Introduced and waived the reading of an ordinance approving Zone Amendment No. 03-007 as requested.

SCHEDULED WORKSHOP

HEALTH AND WELFARE

FOOD STAMP ISSUANCE AND CalWORKs CASH AID PAYMENT SYSTEMS ELECTRONIC BENEFIT TRANSFER

This was the time set to conduct a workshop regarding the conversion of the Food Stamp Issuance and CalWORKs cash aid payment systems to an Electronic Benefit Transfer (EBT) debit card program by February 2004.

Deputy Director of Social Services Phil Paulsen presented the staff report, noting that the conversion is in compliance with the Federal Welfare Reform legislature passed in 1996 and is a major system change in administering the food stamp program.

Mr. Paulsen introduced Regional Implementation Manager for the Health and Human Services Data Center Electronic Benefit Transfer Project John Soltesz, who gave an overview of EBT which is a delivery system to replace paper warrants and food stamp coupons in the form of a debit card. The debit card will require a personal identification number (PIN) and is for debt access only; no deposits will be made to accounts. Benefits do not expire and roll over from month to month as long as accounts are active. Benefits are available to the clients on the same day each month. There will be transaction fees depending on where the card is used: if at clients' own bank, they will not pay a fee but if they go to another bank, there may be a fee charged by that bank, and also at their bank. There are no fees on food stamp benefits. The card may be used anywhere in California and in some other states. Information will be provided to clients in the form of a brochure and wallet card to explain how to use the card. Videos will also be provided in 11 languages.

Eligibility Worker for Social Services Sharon Russell then explained regarding the training process for the eligibility staff and for clients. Prior to January 2004, training sessions will have been conducted for clients on how to use the EBT card. The Department will send out letters explaining the card and the PIN.

Members of the Board discussed charges by banks at the ATMs, efficiency in using the EBT as opposed to food stamp coupons, and clients with learning disabilities.

By consensus, the Board of Supervisors requested the Department of Social Services to return on August 26, 2003 for further direction.

CLOSED SESSION ANNOUNCEMENT

Chairman Clarke announced that the Board of Supervisors would recess to a Closed Session at Lulu's, 2230 Pine Street, Redding, to take the following actions:

1. Confer with its counsel to discuss existing litigation entitled Neathamer v. County of Shasta, pursuant to Government Code Section 54956.9, subdivision (a).
2. Confer with its Labor Negotiators, County Administrative Officer Doug Latimer and Director of Support Services Joann Davis, to discuss the following employee organizations: Shasta County Employees Association, Shasta County Mid-management Association, Deputy Sheriffs Association, Sheriffs Administrative Association, Professional Peace Officers Association, Unrepresented Employees, United Public Employees of California, and Trades and Crafts, pursuant to Government Code Section 54957.6.

10:25 a.m.: The Board of Supervisors recessed to Closed Session.

2:25 p.m.: The Board of Supervisors recessed from Closed Session.

2:35 p.m.: The Board of Supervisors reconvened in Open Session with Supervisors Clarke, Kehoe, and Fust, and Deputy Clerk of the Board Linda Mekelburg present.

REPORT OF CLOSED SESSION ACTIONS

Chairman Clarke reported that the Board of Supervisors met in Closed Session to discuss existing litigation, as well as labor negotiations. Director of Support Services Joann Davis reported that on an unanimous vote, the Board of Supervisors approved a Compromise and Release Agreement for Dal Neathamer for \$285,000, less credit for previously paid permanent disability advances; no other reportable action was taken.

2:36 p.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

H. DOUGLAS LATIMER
Clerk of the Board of Supervisors

By _____
Deputy