

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, January 6, 2004

**REGULAR MEETING**

9:00 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 - Linda Mekelburg

**INVOCATION**

Invocation was given by Pastor Mike Kerns, Vineyard City Church.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance to the Flag was led by Chairman Clarke.

**2003 CHAIRMAN'S YEAR IN REVIEW**

Chairman Clarke presented the Chairman's Year-In-Review report, which listed some of the significant accomplishments made in Shasta County during the year 2003.

**ELECTION OF 2004 CHAIRMAN**

Deputy Clerk of the Board Linda Mekelburg called for nominations for the position of Chairman of the Board for the year 2004. Supervisor Fust nominated Supervisor Hawes, and Supervisor Kehoe seconded the nomination. No other nominations were made, and Ms. Mekelburg declared Supervisor Hawes elected to the position of 2004 Chairman.

**ELECTION OF 2004 VICE CHAIRMAN**

Deputy Clerk of the Board Linda Mekelburg called for nominations for the position of Vice Chairman of the Board for the year 2004. Supervisor Fust nominated Supervisor Kehoe, and Supervisor Wilson seconded the nomination. No other nominations were made, and Ms. Mekelburg declared Supervisor Kehoe elected to the position of Vice Chairman for the year 2004.

**PRESENTATION OF PLAQUE TO 2003 CHAIRMAN**

Chairman Hawes presented a plaque to Supervisor Clarke in recognition of her dedicated service to Shasta County as Chairman of the Board of Supervisors during 2003.

9:13 a.m.: The Board of Supervisors recessed.

9:16 a.m.: The Board of Supervisors reconvened. Chairman Hawes presided.

**PUBLIC COMMENT PERIOD - OPEN TIME**

Celeste Draisner spoke regarding George Washington and his accomplishments.

**CONSENT CALENDAR**

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

Approved and authorized the Chairman or his/her designee to sign the County claims list when Board of Supervisors' meetings are canceled during the year 2004. (Board of Supervisors)

Gave the annual authorization to the Registrar of Voters to conduct election duties during the year 2004. (Board of Supervisors)

Adopted Resolution No. 2004-1, which authorizes the execution of the Fiscal Year 2004-05 California Arts Council Grant State/Local Partnership Programs. (Board of Supervisors)

(See Resolution Book No. 45)

Authorized the issuance of warrants totaling \$351,697.40 for County operating funds and special districts, as submitted; and authorized the issuance of checks totaling \$6,091.00 requiring special board action. (Auditor-Controller)

Enacted Ordinance No. 378-1875, which approves Zone Amendment No. 02-025, Meyer (Bella Vista area), as introduced on July 15, 2003. (Clerk of the Board)

(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1876, which approves Zone Amendment No. 03-017, Tiffany Family Trust (Oak Run area), as introduced on December 16, 2003. (Clerk of the Board)

(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1877, which approves Zone Amendment No. 03-005, Akens (Hat Creek area), as introduced on December 16, 2003. (Clerk of the Board)

(See Zoning Ordinance Book)

Enacted Ordinance No. 378-1878, which approves Zone Amendment No. 02-022, DeGooyer/Presidio (Shingletown area), as introduced on December 16, 2003. (Clerk of the Board)

(See Zoning Ordinance Book)

Approved and authorized the Chairman to sign an agreement with Victor Treatment Centers, Inc. located in San Bernardino, in an amount not to exceed \$70,000 annually to provide residential and day rehabilitative mental health services for the period April 11, 2003 through June 30 2004, with an automatic renewal for one additional year. (Mental Health)

Approved and authorized the Chairman to sign a renewal agreement with Edgewood Center for Children and Families, Inc. in an amount not to exceed \$102,000 to provide specialized mental health treatment services to seriously emotionally disturbed adolescents from the date of signing through June 30, 2004, with an automatic renewal for one additional year. (Mental Health)

Approved and authorized the Chairman to sign a contract with University of California, Davis in the amount of \$76,800 to provide a Management Development Program for Supervisors for the period January 1, 2004 through December 31, 2004. (Social Services)

Approved and authorized the Chairman to sign a lease agreement with Thomas and Leona Hanlon in the amount of \$2,702 per month to continue renting 6,600 square feet of office space (\$.409/square foot) at 2110 North Street, Anderson for the South County Station patrol operations for the period January 1, 2004 through December 31, 2006, with options to renew for two additional one-year periods with a maximum 3 percent annual increase. (Sheriff)

## **REGULAR CALENDAR**

### **BOARD MATTERS**

#### **COUNTY FOOD BANK**

#### **SHASTA SENIOR NUTRITION PROGRAMS, INC.**

By motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors authorized the Chairman to sign a letter designating the Shasta Senior Nutrition Programs, Inc. as the official County Food Bank for calendar years 2003, 2004, and 2005.

#### **2003 EMPLOYEE OF THE YEAR**

#### **SENIOR PUBLIC HEALTH ASSISTANT LINDA ALLEN**

#### **RESOLUTION NO. 2004-2**

At the recommendation of Public Health Director Marta McKenzie and Deputy Public Health Director Donnell Ewert and by motion made, seconded (Clarke/Fust), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-2, which recognizes Senior Public Health Assistant Linda Allen as Shasta County's 2003 Employee of the Year.

(See Resolution Book No. 45)

**GENERAL GOVERNMENT**

**ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS**

**LEGISLATIVE UPDATE/SUPERVISORS' REPORTS**

County Administrative Officer (CAO) Doug Latimer presented an update on the budget situation at the State level, noting that more information will be available after the Governor's State of the State address.

Supervisors reported on issues of countywide interest.

**CLERK OF THE BOARD**

**APPROVAL OF MINUTES: DECEMBER 16, 2003**

By motion made, seconded (Clarke/Wilson), and unanimously carried, the Board of Supervisors approved the minutes of the meeting held on December 16, 2003, as submitted. Supervisor Fust abstained as he was absent from that meeting.

**SUPPORT SERVICES**

**HUMAN RESOURCES DIVISION**

**COMPREHENSIVE MEMORANDUM OF UNDERSTANDING  
UNITED PUBLIC EMPLOYEES OF CALIFORNIA GENERAL UNIT  
SALARY RESOLUTION NO. 1243  
RESOLUTION NOS. 2004-3 AND 2004-4**

Support Services Director Joann Davis presented the report and recommended approval. In response to a question from Supervisor Kehoe regarding alternatives, Ms. Davis explained that the memorandum of understanding was bargained in good faith and in response to direction given by the Board of Supervisors. By motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-3, which approves a comprehensive memorandum of understanding (MOU) with the United Public Employees of California (UPEC) for the General Unit for the period January 1, 2004 through April 30, 2006; adopted Salary Resolution No. 1243, which implements salary adjustments for all UPEC/General Unit-represented employees in the amount of 3 percent effective December 28, 2003, and 3 percent effective December 26, 2004; and adopted Resolution No. 2004-4, which notifies the Public Employees' Retirement System of the changes in the monthly group health contributions for UPEC.

(See Resolution Book No. 45)

(See Salary Resolution Book)

**COMPREHENSIVE MEMORANDUM OF UNDERSTANDING  
UNITED PUBLIC EMPLOYEES OF CALIFORNIA PROFESSIONAL UNIT  
SALARY RESOLUTION NO. 1244  
RESOLUTION NOS. 2004-5 AND 2004-6**

At the recommendation of Support Services Director Joann Davis and by motion made, seconded (Fust/Wilson), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-5, which approves a comprehensive memorandum of understanding (MOU) with the United Public Employees of California (UPEC) for the Professional Unit for the period

January 1, 2004 through April 30, 2006; adopted Salary Resolution No. 1244, which implements salary adjustments for all UPEC/Professional Unit-represented employees in the amount of 3 percent on December 28, 2003 and 3 percent on December 26, 2004; and adopted Resolution No. 2004-6, which notifies the Public Employees' Retirement System of the changes in the monthly group health contributions for UPEC.

(See Resolution Book No. 45)

(See Salary Resolution Book)

ASSISTANT/DEPUTY DEPARTMENT HEADS/UNREPRESENTED MANAGERS,  
APPOINTED DEPARTMENT HEADS, ELECTED DEPARTMENT HEADS  
SALARY ADJUSTMENTS  
PERSONNEL RULES AMENDMENT  
SALARY RESOLUTION NOS. 1245, 1246, AND 1247  
RESOLUTION NO. 2004-7

Support Services Director Joann Davis presented the staff report and recommended approval. In response to a question from Supervisor Fust, Ms. Davis noted that these employees supervise the management and general units, which have had salary increases approved. In response to a question from Supervisor Kehoe, Ms. Davis explained that the requested action is a discretionary action in that the employees have not formed a bargaining unit and have not gone through the meet-and-confer process. Supervisor Kehoe suggested possible future creation of a Citizens' Pay and Compensation Panel to provide recommendations to the Board of Supervisors regarding salaries and benefits for this group of employees. Supervisor Hawes noted that he would like to see elected officials appear before the Board and let the public know how they perform their job. Supervisor Clarke explained that she is not in favor of delegating raises to a citizens' panel or tying salary ranges of elected officials to a vote. Following further discussion and by motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors adopted Salary Resolution No. 1245, which implements salary adjustments for assistant/deputy department heads and other unrepresented managers in the amount of 3 percent effective January 11, 2004, 3 percent effective January 9, 2005, and 3 percent effective January 8, 2006; adopted Salary Resolution No. 1246, which implements salary adjustments for appointed department heads in the amount of 3 percent effective January 11, 2004, 3 percent effective January 9, 2005, and 3 percent effective January 8, 2006; adopted Salary Resolution No. 1247, which implements salary adjustments for elected department heads in the amount of 3 percent effective January 11, 2004, 3 percent effective January 9, 2005, and 3 percent effective January 8, 2006; and adopted Resolution No. 2004-7, which modifies Chapter 16 of the Personnel Rules--Management Benefits. Supervisor Kehoe voted no, noting that the raises were premature and untimely in light of the current budget situation.

(See Salary Resolution Book)

(See Resolution Book No. 45)

HEALTH AND WELFARE

HOUSING AND COMMUNITY ACTION PROGRAMS

BUDGET AMENDMENT

At the recommendation of Housing and Community Action Programs Director Larry Lees and by motion made, seconded (Fust/Kehoe), and unanimously carried, the Board of Supervisors approved a budget amendment in the total amount of \$111,247 which increases state revenue and appropriations for the Jobs Housing Balance Incentive Grant Program by \$57,544, increases federal revenue and appropriations for the Community Development Block Grant Business Development (CDBG) and Economic Resource Alignment Plan by \$35,000, increases federal revenue and appropriations by \$18,703 for the CDBG multi-target area housing rehabilitation grant.

AMENDED AGREEMENT: LIONS CLUB OF FALL RIVER MILLS, CALIFORNIA, INC.  
AGREEMENT: LIONS CLUB OF FALL RIVER MILLS, CALIFORNIA, INC.  
McARTHUR COMMUNITY CENTER REHABILITATION

At the recommendation of Housing and Community Action Programs Director Larry Lees and by motion made, seconded (Wilson/Clarke), and unanimously carried, the Board of Supervisors took the following actions regarding the Lions Club of Fall River Mills, California, Inc.: approved and authorized the Chairman to sign an amendment to the agreement increasing the Community Development Block Grant loan amount by \$40,000 (for a total of \$90,000) to provide rehabilitation to the community center in McArthur to be completed no later than December 31, 2004; and approved and authorized the Chairman to sign an agreement in the amount of \$10,000 to utilize Jobs Housing Balance Incentive Grant Program funds to provide rehabilitation to the community center in McArthur to be completed no later than December 31, 2004.

**LAW AND JUSTICE**

**SHERIFF**

**OFFICE OF EMERGENCY SERVICES**

**DECLARATION OF LOCAL EMERGENCY**  
**RESOLUTION NO. 2004-8**

At the recommendation of Undersheriff Larry Schaller and by motion made, seconded (Fust/Clarke), and unanimously carried, the Board of Supervisors adopted Resolution No. 2004-8, which declares a local emergency due to snow and other conditions caused by the December 2003 storms.

(See Resolution Book No. 45)

**SCHEDULED HEARING**

**HEALTH AND WELFARE**

**HOUSING AND COMMUNITY ACTION PROGRAMS**

**COMMUNITY DEVELOPMENT BLOCK GRANT**

This was the time set to conduct a public hearing regarding the Community Development Block Grant. Housing and Community Action Programs Director Larry Lees discussed the Community Development Block Grant, explaining that Housing and Urban Development regulations require a public hearing before an application can be submitted. Notice of Hearing and Affidavit of Publication are on file.

The public hearing was opened, at which time no one spoke regarding this item, and the public hearing was closed.

No action by the Board of Supervisors was required.

10:30 a.m.: The Board of Supervisors recessed and convened as the Shasta County Housing Authority.

**SPECIAL DISTRICT/OTHER AGENCIES REGULAR CALENDAR**

**SHASTA COUNTY HOUSING AUTHORITY**

**HOUSING AUTHORITY ADMINISTRATIVE PLAN**  
**HOUSING AUTHORITY RESOLUTION NO. 2004-1**

At the recommendation of Housing Director Larry Lees and by motion made, seconded (Clarke/Kehoe), and unanimously carried, the Board of Supervisors adopted Housing Authority Resolution No. 2004-1, which authorizes revisions to the Public Housing Authority's Administrative Plan for the purpose of updating procedures to align with the requirements from the U.S. Department of Housing and Urban Development.

(See Housing Authority Resolution Book)

10:36 a.m.: The Shasta County Housing Authority adjourned, and the Board of Supervisors reconvened.

**CLOSED SESSION ANNOUNCEMENT**

Chairman Hawes announced that the Board of Supervisors would recess to a Closed Session 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. Conduct employee performance evaluations pursuant to Government Code Section 54957 for the County Administrative Officer and County Counsel.

10:38 a.m.: The Board of Supervisors recessed to Closed Session.

11:00 a.m.: The Board of Supervisors recessed from Closed Session.

1:30 p.m.: The Board of Supervisors reconvened in Open Session with all Supervisors, Assistant County Counsel Michael Ralston, and Deputy Clerk of the Board Linda Mekelburg present.

**AFTERNOON CALENDAR**

**REPORT OF CLOSED SESSION ACTIONS**

Assistant County Counsel Michael Ralston reported that the Board of Supervisors met in Closed Session to discuss existing litigation and public employee performance evaluations. In the matter of Neathamer v. County of Shasta, on a unanimous vote, the Board of Supervisors approved a Compromise and Release in the amount of \$94,000 less previously paid permanent disability advances. No other reportable action was taken.

**SCHEDULED HEARINGS****RESOURCE MANAGEMENT****PLANNING DIVISION**

1:31 p.m.: Chairman Hawes recused himself and left the meeting, stating that he had a financial conflict as he is the owner of the wetlands bank K.O.H. Atlas Corporation would need to access. Vice Chairman Kehoe presided.

**APPEAL OF TRACT MAP 1871****K.O.H. ATLAS CORPORATION/JAMES C. HOFFMAN****REDDING MUNICIPAL AIRPORT AREA**

This was the time set to reconvene the public hearing (continued from December 16, 2003) and consider the appeal of the Planning Commission's approval of Tract Map 1871, K.O.H. Atlas Corporation/James C. Hoffman in the Redding Municipal Airport area.

Supervisor Fust explained that he did not attend the December 16, 2003 hearing; however, he has read all the written material received by the Board of Supervisors on the appeal, listened to the audiotape of the public hearing, and visited the site. He stated he is prepared to listen to further discussion and vote on the matter.

Supervisor Kehoe noted that the Board of Supervisors has received three further pieces of information:

1. A letter from James C. Hoffman of K.O.H. Atlas Corporation requesting a postponement of the appeal to April 20, 2004;
2. A letter from appellant Frank Wilson concurring with Mr. Hoffman's request for a postponement; and
3. Information from appellant Jim McCall outlining his concerns: wetlands and riparian features, water quality and quantity, traffic, and recreation concerns.

The public hearing was reconvened, at which time the following people spoke:

1. Jim McCall explained that he is willing to concur with a postponement to April 20 as long as the issues in his appeal (the need for an Environmental Impact Report and the issue of only one entrance into the proposed subdivision) are addressed;
2. Fred Lucero of Pace Engineering and Don Burke of EnPlan indicated their willingness to answer any questions the Board of Supervisors may have;
3. Jerry Anderson and Phil Reedy expressed their concerns regarding the increase of traffic;
4. Stephanie Dickie requested that a second entrance to the subdivision be made a part of the project; and
5. Bob Whitman noted that Meadowview Road could be used as an access to the subdivision.

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

At the recommendation of Resource Management Director Russ Mull and by motion made, seconded (Clarke/Fust), and carried, the Board of Supervisors stayed the decision of the Planning Commission to approve the tentative Tract Map 1871, K.O.H. Atlas Corporation/James C. Hoffman (Redding Municipal Airport area), and continued the matter to a future Board

of Supervisors meeting with the direction to staff that legal notice as required be given of the meeting. Supervisor Hawes was absent.

1:51 p.m.: The Board of Supervisors recessed to reconvene at 6:00 p.m. in Joint Session with the Anderson City Council in the Anderson Council Chambers, Anderson City Hall, 1887 Howard Street, Anderson.

### **JOINT WORKSHOP WITH THE ANDERSON CITY COUNCIL**

6:00 p.m.: The Board of Supervisors reconvened in Open, Joint Session with the Anderson City Council in the Anderson City Council Chambers with all Supervisors, County Administrative Officer Doug Latimer, Assistant County Counsel Mike Ralston, and Deputy Clerk of the Board Linda Mekelburg present. Chairman Hawes presided for the Board of Supervisors. Present for the City of Anderson were: City Council Members Norma Connick, Keith Webster, Butch Schaeffer, and Les Baugh, City Manager Scott Morgan, City Attorney Mike Fitzpatrick, and City Clerk Juanita Barnett. Council Member Phill Burnett entered at 6:04 p.m.

### **FEASIBILITY STUDY** **ECONOMIC DEVELOPMENT OPPORTUNITIES** **SOUTHEAST ANDERSON AREA**

The Board of Supervisors reconvened in joint session with the City Council of Anderson to conduct a workshop and receive a presentation from Pacific Municipal Consultants. Mark Teague of Pacific Municipal Consultants and Paul Miller of OmniMeans discussed the purpose of and the preliminary findings of their feasibility study regarding economic development opportunities in the Southeast Anderson area. The purpose of the study was to identify opportunities and constraints for development, identify infrastructure and establish needs, provide development scenarios with emphasis on employment uses, and provide marketing strategies for potential development.

They focused on biology, infrastructure, general plan and zoning issues, and transportation. Transportation appeared to be the main area of concern. They researched the existing transportation system, capacity constraints, traffic models, development scenarios, and transportation improvement needs. After studying the interchange at Deschutes Road and Interstate 5, they concluded that the best solution would be to create two roundabouts, one each east and west of the freeway, to ease potential congestion and increase capacity. They also identified a potential site where the City and County may also want to construct a new interchange south of Anderson involving High Country Lane.

One roundabout on the east side of Interstate 5 is scheduled as part of the Wal-Mart project. A roundabout on the west side could be added to handle increased traffic. Total cost is estimated at \$6 million. The cost of an interchange south of Anderson would cost \$20-60 million. Financing of the roundabouts could be accomplished through a development fee in the project area.

The next step will be to finish the study and develop a fee structure. A final report will then be submitted to the City Council and Board of Supervisors with a recommendation on a fee structure.

7:05 p.m.: The Board of Supervisors adjourned.

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Chairman

ATTEST:

H. DOUGLAS LATIMER  
Clerk of the Board of Supervisors

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