

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, March 14, 2017

REGULAR MEETING

9:00 a.m.: Chairman Kehoe 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 Rickert
- District No. 4 - Supervisor Morgan
- District No. 5 - Supervisor Baugh

- County Executive Officer - Larry Lees
- County Counsel - Rubin E. Cruse, Jr.
- Administrative Board Clerk - Candice Marlar
- Administrative Board Clerk - Camile Woodstrom
- County Executive Officer Assistant - Jenn Duval

INVOCATION

Invocation was given by Pastor Royal Blue.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

PRESENTATION

PRESENTATION

2016 SHASTA MOSQUITO AND VECTOR CONTROL DISTRICT ANNUAL REPORT

Shasta Mosquito and Vector Control District (District) Manager Peter Bonkrude presented the District’s annual report for 2016. He provided an overview of various programs and services provided by the District.

PUBLIC COMMENT PERIOD - OPEN TIME

Sheila Barnes requested the Board of Supervisors refrain from declaring Shasta County a non-sanctuary county.

CONSENT CALENDAR

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

Approved the minutes of the meeting held on March 7, 2017, as submitted. (Clerk of the Board)

Reappointed Betty Harrison-Smith as the District 2 representative, reappointed Thomas Doyal Watson, M.D. as the District 3 representative, and appointed Richard Kern as the District 4 representative to the Commission on Aging for two-year terms to expire January 2019. (Clerk of the Board)

Appointed Claudia Fletcher to fill an unexpired term to May 2019 and reappointed Dan Hampshire to a four-year term to expire May 2020 to the Halcumb Cemetery District Board of Trustees. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment, effective the date of signing, to the agreement with Northern Valley Catholic Social Service, Inc. to revise budget line items and give the Chief Probation Officer limited authority to sign amendments, retaining a maximum compensation of \$652,166 and the term of the agreement through June 30, 2018, with two automatic one-year renewals. (Probation)

Took the following actions: Approved and authorized the Chairman to sign a retroactive renewal 2017 Letter of Agreement (LOA) with the Drug Enforcement Administration of the United States Department of Justice (DEA) to provide funding to Shasta County in the amount of \$90,000 for the Sheriff's Office Marijuana Investigation Team (MIT) for the period October 1, 2016 through September 30, 2017; and authorized the Sheriff to sign, including retroactive, any certifications, assurances, pertinent related documents, and any subsequent amendments to the 2017 LOA including amendments to the agreement that result in a net change to the maximum compensation of no more than \$9,000, that do not result in a substantial or functional change to the original intent of this agreement, and that otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*. (Sheriff)

Approved a budget amendment increasing appropriations by \$58,309 in the Sheriff's budget to be offset by a contribution from the County Fingerprint Automation Trust Fund to align LiveScan contract expenditures with the budget. (Sheriff)

Took the following actions regarding the Mental Health Basement Abatement Project, Contract No. 610446A: Found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA) Section 15301, Class 1-Existing Facilities; approved plans and specifications and direct the Public Works Director to advertise for bids; and authorized opening of bids on or after April 4, 2017 at 11 a.m. (Public Works)

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE/SUPERVISORS' REPORTS

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

Supervisor Moty recently attended California State Association of Counties (CSAC)-Executive Board and Sierra-Sacramento Valley Emergency Medical System Board meetings

Supervisors reported on issues of countywide interest.

PUBLIC WORKS

REDDING GROUNDWATER SUSTAINABILITY AGENCY AGREEMENT

Public Works Associate Engineer Charleen Beard reported on a conceptual agreement related to the Sustainable Groundwater Management Act stating if groundwater sustainability is not managed at a local level, the State of California will step-in and begin charging local deminimis extractors (residential wells). Six local agencies are working together to form the Groundwater Sustainability Agency (GSA); Shasta County, City of Redding, City of Anderson, Bella Vista Water District, Clear Creek Community Services District, and Anderson-Cottonwood Irrigation District.

Ms. Beard explained the primary focus of the GSA is to comply with the law and maintain local control over groundwater. At present, the GSA is constructing a Memorandum of Understanding detailing the parameters for each member.

In response to questions by Supervisor Moty, Ms. Beard reiterated the County is not charging a fee to residential well owners, rather the State of California would charge this fee should a local GSA not be formed. Ms. Beard also confirmed voting rights within the GSA would consist of a simple majority of the entire GSA Board, not a majority of the quorum.

In response to questions by Supervisor Rickert, Ms. Beard clarified the Millville Basin is considered a low priority within the local basin which excludes them from the testing.

In response to questions by Supervisor Moty, Ms. Beard stated residents not represented by a Community Services District/Water District boundary, would be represented by Shasta County in this realm. The County intends to form a private pumpers' advisory group to provide options for agriculture and smaller Community Services District which will provide representation.

By motion made, seconded (Moty/Rickert), and unanimously carried, the Board of Supervisors provided direction to staff to proceed in accordance with the draft governance proposal as submitted to the Board.

RESOURCE MANAGEMENT

LOCAL AGENCY MANAGEMENT PROGRAM (LAMP) **INTRODUCTION OF AN ORDINANCE ADDING CHAPTER 8.41** **ONSITE WASTEWATER TREATMENT SYSTEMS, SEPTAGE PUMPERS, AND SEPTAGE** **DISPOSAL FACILITIES OF THE SHASTA COUNTY CODE**

Resource Management Director Rick Simon provided an overview of the LAMP initially presented to the Board April 26, 2016. The LAMP is the culmination of two years of development with state policy to protect water resources. The LAMP has been reviewed by outside engineers and the Regional Water Board in 2016.

In response to questions by Supervisor Baugh, Mr. Simon clarified the maintenance versus replacement requirements, in part, are based on the disbursal quality of the soil and the system's ability to perform adequately, stating if the overall system is working, but a certain portion is broken or not performing, most likely maintenance would be sufficient. However, if it is necessary to replace the entire system, the ongoing maintenance and monitoring requirement would be triggered and potentially move the system to a new location on the property.

In response to further questions by Supervisor Baugh, Mr. Simon stated should a system fail in an area with a high water table, and an inability to connect to a municipal sewer system Resource Management would try and work with the homeowner to develop a solution on a case by case basis. Mr. Simon opined established land parcels are handled differently than new development.

In response to questions by Supervisor Baugh, County Counsel Rubin Cruse Jr., stated the requested action today is a two-step process, the City of Anderson has requested the Board of Supervisors to postpone action on this item due to inadequate time to review.

John Sharrah spoke regarding his concerns for the individual homeowner relative to the LAMP and its' maintenance and monitoring requirements which would come at a significant expense and is not a necessary burden for our rural population.

In response to questions by Chairman Kehoe, Mr. Simon addressed the concerns of Mr. Sharrah stating Resource Management's unofficial estimate of costs to the homeowner for maintenance monitoring would be approximately \$200 every two years.

Mr. Simon opined many systems in the County were installed in the 1970's and 1980's and are nearing the end of their useful life, therefore a long term approach is necessary.

In response to questions by Supervisor Morgan, Mr. Simon stated the intent is to address monitoring of the system upon its initial installation with an agreement between the homeowner and Environmental Health to determine what the monitoring schedule would be. Mr. Simon further stated he does not anticipate requiring the homeowner to obtain a permit for each inspection but would like to have the results of the inspection provided to the County. As for existing systems, functioning correctly now, monitoring would not be required. However, a replacement system would require monitoring.

In response to questions by Supervisor Moty, Mr. Simon clarified the purpose of requiring a maintenance agreement is to ensure local standards are achieved as to the discharge levels allowed.

In response to questions by Supervisor Moty, Senior Environmental Health Specialist, Extra Help Staff Jim Smith stated there are no requirements by the state to monitor or inspect septic tanks. Mr. Smith explained the proposed ordinance would provide additional oversight and align with the manufacturers guidelines.

Supervisor Baugh requested further review and discussion of the proposed standards addressing the needs of Shasta County not necessary the entire state.

Supervisor Morgan expressed support of Supervisor Baugh's statement.

Mr. Simon indicated it may be possible to review and amend the monitoring time frame requirements within the LAMP and highlighted there is a concern regarding proprietary systems subject to the manufacturers' guidelines for monitoring as well as soil and site conditions.

In response to questions by Supervisor Moty, Mr. Simon stated he would return with a report to the Board addressing the comments and concerns and amending the language if appropriate.

In response to questions by Supervisor Baugh, Mr. Simon stated he would confirm with Counsel in an attempt to stipulate any parcel previously created and approved through the tentative map process, will not be required to comply with the new law.

In response to questions by Supervisor Baugh, Mr. Smith clarified a building site with a high water table may require a supplemental system.

In response to questions by Supervisor Rickert, Mr. Simon explained the process to obtain a permit for an accessory dwelling would include a review of the current septic systems' capacity.

By motion made, seconded (Moty/Morgan), and unanimously carried, the Board of Supervisors took the following actions: Found the resolution adopting the Local Agency Management Program and the ordinance adding Chapter 8.41 to the County Code categorically exempt in conformance with the California Environmental Quality Act Guidelines Sections 15307, Class 7-Regulatory actions for protection of natural resources, and Section 15308, Class

8-Regulatory actions for protection of the environment; continued resolution of the adoption of the Shasta County Local Agency Management Program establishing standards for the construction, operation, maintenance and abandonment of Onsite Wastewater Treatment Systems; and introduced and waived the reading of an ordinance adding Chapter 8.41, *Onsite Wastewater Treatment Systems* to Title 8 Health and Safety of the Shasta County Code, continued to a date certain, March 28, 2017.

CLOSED SESSION ANNOUNCEMENT

Chairman Kehoe announced that the Board of Supervisors would recess to a Closed Session to confer with legal counsel to discuss liability claims regarding claimant U.S. Department of Labor, pursuant to Government Code section 54956.95.

10:42 a.m.: The Board of Supervisors recessed to Closed Session.

11:10 a.m.: The Board of Supervisors 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 Board of Supervisors met in Closed Session to discuss a liability claim; however, no reportable action was taken.

11:12 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy