

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, April 18, 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

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 Kehoe.

REGULAR CALENDAR

PRESENTATIONS

PRESENTATION: PARTNERSHIP HEALTHPLAN

Received a presentation from Partnership HealthPlan of California (PHC) Director Margaret Kisliuk. Ms. Kisliuk stated that PHC administers the Medi-Cal programs in 14 counties, with healthcare being provided to 60,207 in Shasta County. PHC Provider Networks within Shasta County includes 250 Specialty Providers, 51 Primary Care Physician Providers, and 96 Mid-Level Providers.

Ms. Kisliuk stated ongoing efforts to address the effects of opioid abuse and other substance abuse treatment issues has been a priority for PHC. PHC has provided funding to community-identified projects associated with social determinates of health, as well as participating in efforts to address the health effects of homelessness. Within PHC Network providers, opioid prescriptions have decreased from 4,982 in 2015 to 2,978 in 2017.

Furthermore, although Shasta County's performance has improved, Ms. Kisliuk expressed the importance of increasing performance of childhood immunizations, adolescent immunizations, well child visits, prenatal care, postpartum care, blood pressure control, and testing for diabetes care. In addition, increasing the utilization of mild to moderate mental health care services throughout the county is a priority to PHC.

PHC Vice-Chairman Randall Hempling expressed appreciation for PHC's ability to provide services, while remaining fiscally conservative with low overhead.

Health and Human Services Agency Director Donnel Ewert expressed gratitude for PHC's efforts to increase available services within Shasta County.

In response to questions by Supervisor Baugh, Ms. Kisliuk explained due to additional local primary care resources becoming available in Shasta County, Emergency Room visits were able to decrease. In addition, Ms. Kisliuk clarified that the figures provided are specific to PHC.

In response to questions by Supervisor Rickert, Ms. Kisliuk stated that patients are triaged and screened to determine need and to ensure appropriate care is provided in the emergency rooms.

**PRESENTATION: ADVERSE CHILDHOOD EXPERIENCES (ACE)
TOWN HALL FORUM, APRIL 19, 2017**

Received a presentation regarding the Adverse Childhood Experiences (ACE) Town Hall Forum on April 19, 2017 from Health and Human Services Agency-Public Health Branch Director Terri Fields Hosler, MPH, RD and First 5 Shasta Executive Director Wendy Dickens.

PRESENTATION: 2016 SHASTA COUNTY FIRE DEPARTMENT ANNUAL REPORT

Received a presentation of the 2016 Shasta County Fire Department Annual Report from Shasta County Fire Chief Mike Hebrard.

Chief Hebrard stated the Shasta County Fire Department is a career and volunteer department encompassing approximately 200 firefighters. Training continues to be a priority to the department, Shasta County fire fighters completed 10,000 hours of training in 2016. In 2015 a change was made in the training delivery system to new recruits and that model has been continued in 2016. In the past it could take up to a year to train a new recruit to become a responder, but with the new training program it takes 10 weeks. In addition, in partnership with Shasta College, a regional training facility is being constructed and is scheduled to have the first phase completed in 2017.

Chief Hebrard stated the Department experiences difficulties obtaining volunteers with lack of responses and recruitments in remote areas. Fortunately, auto-aid agreements and Shasta College have provided support when needed.

In response to questions by Supervisor Kehoe, Chief Hebrard stated that volunteers do not need to be active fire fighters to volunteer.

PUBLIC COMMENT PERIOD - OPEN TIME

There were no comments from members of the public.

ITEMS PULLED FROM CONSENT CALENDAR

Chairman Kehoe noted that the items regarding the Shasta County Health and Human Services Agency Office Remodel and County Service Area No. 2-Sugarloaf interim emergency funding application have been pulled for discussion.

CONSENT CALENDAR

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

Approved the minutes of the meeting held on April 11, 2017, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign a renewal agreement with the National Council on Crime and Delinquency in the amount of \$121,500 (paid in semiannual advance payments in the amount of \$20,250) to provide SafeMeasures child welfare data reporting services for the period July 1, 2017 through June 30, 2020, with one optional three-year renewal. (Health and Human Services Agency-Children's Services)

Approved and authorized the Chairman to sign a renewal agreement with the California Department of Parks and Recreation, Division of Boating and Waterways in the amount of \$584,990 to provide boating and enforcement activities on Shasta County waterways (excluding Whiskeytown Lake) for the period July 1, 2017 through June 30, 2018. (Sheriff)

Approved and authorized the Chairman to sign a retroactive amendment, effective December 31, 2016, to the agreement with Lexipol, LLC for the subscription of law enforcement policy manuals and updates increasing the compensation payable to Lexipol by \$8,818 annually with a first year prorate amount of \$5,879 to add custody policies, replacing Exhibit A with Exhibit A-1, and retaining the term through July 31, 2019. (Sheriff-Jail/Support Services-Risk Management)

Adopted Resolution No. 2017-044, which repeals Resolution No. 2016-041 and makes appointments to the Juvenile Justice Coordinating Council. (Probation)
(See Resolution Book No. 58)

For the County Service Area No. 17-Cottonwood Sewer Wastewater Collection and Treatment Improvement Project, Contract No. 610411, adopted Resolution No. 2017-045, which adopts the California Environmental Quality Act (CEQA) Mitigated Negative Declaration subject to the findings. (Public Works/County Service Area No. 17-Cottonwood)
(See Resolution Book No. 58)

Adopted Resolution No. 2017-047, which: Authorizes the Department of Resource Management's Environmental Health Division to apply for a non-competitive Solid Waste Enforcement Assistance Grant for Fiscal Year 2017-18 in an amount not to exceed \$25,000; 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 Division)
(See Resolution Book No. 58)

Took the following actions: Approved a budget amendment recognizing additional unanticipated revenue in the amount of \$19,584 in Unclaimed Gas Tax offset by increasing appropriations in Agricultural Expense by \$3,600 and adding a capital asset all-terrain vehicle with sprayer (ATV) in the amount of \$8,900 for use in the Noxious Weed Eradication program; and authorized purchase of the new capital asset ATV. (Agricultural Commissioner/Sealer of Weights and Measures)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

**SHASTA COUNTY HEALTH AND HUMAN SERVICES AGENCY OFFICE REMODEL
4222 SHASTA DAM BOULEVARD**

In response to questions by Supervisor Kehoe, Public Works Director Pat Minturn stated that the proposed costs to remodel and improve the building are important to serve public purposes. In addition, Mr. Minturn stated that Public Works was not involved in the negotiations of rent costs and is not aware of any rent reduction associated with the remodel.

In response to questions by Supervisor Baugh, Health and Human Services Agency-Business and Support Services Deputy Branch Director Megan Dorney stated the lease is for approximately 20 years. In addition, Ms. Dorney stated due to the location of the building and the need for additional office space, other available locations were limited.

In response to questions by Supervisor Rickert, Ms. Dorney stated that in the lease there is the option for the landlord to raise rent over the course of the term on an annual basis.

At the recommendation of Public Works Director Pat Minturn, and by motion made, seconded (Baugh/Moty), (Supervisor Kehoe voted no due to County funds being used to improve a privately owned building without a reduction in rent) and carried, the Board of Supervisors took the following actions regarding the "Shasta County Health and Human Services Agency Office Remodel at 4222 Shasta Dam Boulevard," Contract No. 610445: Found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA) Section 15301, Class I-Existing Facilities; approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after May 18, 2017, at 3:00 p.m. (Public Works)

**COUNTY SERVICE AREA NO. 2-SUGARLOAF
RESOLUTION NO. 2017-046
INTERIM EMERGENCY FUNDING APPLICATION**

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors for the County Service Area (CSA) No. 2-Sugarloaf, adopted Resolution No. 2017-046 which authorizes the Public Works Director to submit an interim emergency funding application to the State Water Resources Control Board to improve drinking water quality in the CSA and execute and modify any resulting funding agreement(s) in an amount not to exceed \$550,000. (Public Works/County Service Area No. 2-Sugarloaf)

(See Resolution Book No. 58)

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 Baugh recently attended a PSA 2 Area Agency on Aging, Executive Board meeting.

Supervisors reported on issues of countywide interest.

PUBLIC WORKS

AMENDING ORDINANCE NO. 462 **STATE ROUTE 273 NEAR HAPPY VALLEY ROAD**

County Counsel Rubin E. Cruse, Jr. read the title of the ordinance into the record: An ordinance of the Board of Supervisors of the County of Shasta amending Ordinance No. 462 of Shasta County entitled "An ordinance establishing 'no parking' zones on certain streets and portions thereof," by amending Sections I and III thereof and repealing Ordinance No. 462-120.

At the recommendation of Director of Public Works Pat Minturn, and by motion made, seconded (Morgan/Rickert), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance amending County of Shasta Ordinance No. 462 to: Prohibit parking for all vehicles except commercial vehicles having a manufacturer's gross vehicle weight of 11,500 pounds or more on an unnamed road (3H003) along State Route 273 near Happy Valley Road; and update its enforcement provisions.

RESOURCE MANAGEMENT

PLANNING DIVISION

SHORT TERM RENTALS

Received a report on Short Term Rentals in Shasta County from Resource Management Director Rick Simon.

In response to questions by Supervisor Rickert, Mr. Simon stated the complaints received regarding vacation rentals are not limited to one specific complaint.

Tom Twist, Gail Boehm, and Heidi Marker expressed support for vacation rentals within Shasta County.

Niki Manning and Betty Bryant spoke against allowing vacation rentals within Shasta County.

In response to questions by Supervisor Moty, County Counsel Rubin E. Cruse, Jr. stated that zoning could be specified to allow vacation rentals, but the zone would need to be consistent. In addition, Mr. Simon stated the most logical extension of the zoning code would be to develop an overlay district.

In response to questions by Supervisor Moty, Mr. Cruise stated that rezoning would apply to all existing operations.

In response to questions by Supervisor Rickert, Mr. Simon stated Resource Management is responsible for code enforcement.

In response to questions by Supervisor Moty, Mr. Simon stated Bed and Breakfast properties are not treated specifically as commercial properties, but as residential properties with specific limitations.

By motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors provided direction to staff to prepare a Resolution of Intent for the Board's consideration to amend the Zoning Plan to explicitly regulate Short Term Rentals.

SCHEDULED HEARINGS

PUBLIC WORKS

ENTERPRISE-ANDERSON GROUNDWATER SUSTAINABILITY AGENCY (EAGSA)
MEMORANDUM OF UNDERSTANDING
RESOLUTION NO. 2017-048

This was the time set to conduct a public hearing to consider actions for the Enterprise-Anderson Groundwater Sustainability Agency (EAGSA). Public Works Associate Engineer Charleen Beard presented the staff report and recommended approval. The Notice of Hearing and the Notice 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 (Moty/Morgan), and unanimously carried, the Board of Supervisors took the following actions for the EAGSA: Received the Memorandum of Understanding (MOU); and adopted Resolution No. 2017-048, which authorizes the Chairman to execute the evergreen MOU forming the EAGSA effective when the last member signs.

(See Resolution Book No. 58)

CLOSED SESSION ANNOUNCEMENT

Chairman Kehoe announced that the Board of Supervisors would recess to a Closed Session to confer with legal counsel to discuss existing litigation entitled James Coleman, et al. vs. County of Shasta, et al., pursuant to Government Code section 54956.9, subdivision (d), paragraph (1).

11:30 a.m.: The Board of Supervisors recessed to Closed Session.

11:44 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 existing litigation.

In the matter of *James Coleman, et al. v. Shasta County, et al.*, a case involving the alleged violation of constitutional rights arising out of seizure of marijuana, the Board of Supervisors, by a 5-0 vote, gave approval to legal counsel to defend this action and authorized the County Counsel's Office to assign the defense of all defendants in this case to Jeff Dunn of Best, Best & Krieger.

11:45 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy