

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 22, 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 - Rossann Grimm
Administrative Board Clerk - Courtney Mathews

INVOCATION

A moment of silence was observed in lieu of an invocation.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

BOARD MATTERS

SHASTA COUNTY ARTS COUNCIL
REPEAL RESOLUTION NO. 2016-102
RESOLUTION NO. 2017-079

Shasta County Arts Council Executive Director Debra Lucero provided a report of Arts Council activities and a comprehensive Cultural Districts presentation, and noted current local events including a California Cultural Districts Summit planned for mid-November.

In response to questions by Supervisor Baugh, Ms. Lucero responded that economic impact on the community is expected to be generation of revenues to local businesses, i.e., occupancy tax, sales tax, etc. from visitors coming to experience the assets of the Redding Cultural District.

In response to questions by Supervisor Rickert, Ms. Lucero replied that rural areas are served by an annual High School Juried Art Competition that reached 500 students in 16 high schools last year, and was expanded to include a middle school competition with six schools in 2017.

By motion made, seconded (Morgan/Moty) and unanimously carried, the Board of Supervisors repealed Resolution No. 2016-102 and adopted Resolution No. 2017-079, which authorizes the Shasta County Arts Council to apply for and accept the Federal Fiscal Years 2017-18 and 2018-19 California Arts Council Grant State/Local Partnership Program Grant
(See Resolution Book No. 59)

PRESENTATIONS

WHISKEYTOWN NATIONAL RECREATION AREA

In lieu of a presentation by Whiskeytown National Recreation Area Superintendent Jim Milestone, Supervisor Moty raised awareness of a community event at Brandy Creek entitled "Symphony on the Beach."

PUBLIC COMMENT PERIOD - OPEN TIME

Patrick Archer and Mike Dutt expressed concern over the homeless population and the need for jail space.

Lakehead Volunteer Fire District Inc. Board of Directors Vice President Jim Harkabus expressed concerns about fire and medical protection needs in the Lakehead area.

In response to questions by Supervisor Moty, Mr. Harkabus replied that currently there are no volunteers and the Fire-District-owned equipment is not stored in the building they own.

Charlotte Michel and Anje Walfoort expressed concerns about public safety.

Marlene Batterton expressed concerns about a neighboring nuisance property.

CONSENT CALENDAR

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

Approved and authorized the Chairman to sign the County Claims List totaling \$3,288.61 as submitted. (Auditor-Controller)

Adopted Resolution No. 2017-080, which approves the Fiscal Year 2017-18 Countywide Tax Rate, Unitary Debt Service Rate, and the tax rates for bond sinking funds, voter approved debt and tax overrides. (Auditor-Controller)

(See Resolution Book No. 59)

Adopted Salary Resolution No. 1513, effective August 20, 2017, which amends the Shasta County Position Allocation List to reclassify positions within the Auditor Controller's budget as follows: From 1.0 Full-Time Equivalent (FTE) Accountant Auditor III to 1.0 FTE Supervising Accountant; and from 1.0 FTE Executive Assistant-Confidential to 1.0 FTE Agency Staff Services Analyst I/II Confidential. (Support Services-Personnel/Auditor-Controller)

(See Salary Resolution Book)

Adopted Salary Resolution No. 1514, effective September 3, 2017, which amends the Shasta County Position Allocation List within the District Attorney's budget to remove the sunset date June 30, 2018 from the following positions: 1.0 Full-Time Equivalent (FTE) District

Attorney Investigator I/II; and 1.0 FTE Deputy District Attorney I/II/III. (Support Services-Personnel/District Attorney)

(See Salary Resolution Book)

Adopted Salary Resolution No. 1515, which amends the Shasta County Salary Schedule, Classification Specifications, and the Position Allocation list as follows: Effective August 20, 2017: add the Housing and Community Programs Specialist III classification specification; delete 1.0 Full-Time Equivalent (FTE) Housing and Community Programs Specialist I/II in the Housing Rehabilitation budget; and add 1.0 FTE Housing and Community Programs Specialist I/II/III in the Community Action Agency budget; and (2) effective November 12, 2017, add 1.0 FTE Office Assistant III in the Community Action Agency budget. (Support Services-Personnel/Housing and Community Action Programs)

(See Salary Resolution Book)

Approved and authorized the Chairman to sign an evergreen agreement with National University at no compensation to provide tuition scholarships to Shasta County employees, effective September 1, 2017. (Support Services-Personnel)

Approved and authorized the Chairman to sign a retroactive amendment, effective February 1, 2017, to the agreement with VOTC, Inc., d.b.a. Visions of the Cross for residential alcohol and drug treatment services to serve more clients and increase maximum compensation for each Fiscal Year 2016-17 and 2017-18 from \$210,000 to \$325,000 (for a new maximum compensation of \$1,070,000 for the entire term of the agreement), retaining the term July 1, 2014 through June 30, 2018. (Health and Human Services Agency-Adult Services)

Approved and authorized the Chairman to sign a renewal agreement with the United Way of Northern California in an amount not to exceed \$151,634 to provide Shasta County residents with information and referral services for local service providers from date of signing through August 31, 2020. (Health and Human Services Agency-Regional Services)

Approved and authorized the Chairman to sign a retroactive Memorandum of Understanding with the Northern Rural Training Employment Consortium at no compensation for the provision of creating a unified service delivery system that best meets the needs of shared customers for the period July 1, 2017 through June 30, 2020. (Health and Human Services Agency-Regional Services)

Approved a budget amendment increasing appropriations by \$39,732 and revenue by \$42,732 in the Community Action Agency budget to carry out homeless Continuum of Care activities including the purchase of a new homeless management information browser-based software system and development of a coordinated entry system. (Housing and Community Action Programs)

Adopted Resolution No. 2017-081, which: Approves and authorizes the Director of Housing and Community Action Programs (Director) to sign and submit an application to the California Department of Housing and Community Development in the amount of \$75,000 for No Place Like Home Program Technical Assistance Grants funding for the period January 1, 2018 through September 30, 2020; and approves and authorizes the Director to sign additional application and participation documents. (Housing and Community Action Programs)

(See Resolution Book No. 59)

Approved and authorized the Chairman to sign a retroactive amendment, effective August 1, 2017, to the lease agreement with John P. Murphy Trust for office space at 1405, 1415, 1421, 1423 Court Street, Redding, to modify the recipient of the lease payments and retaining the term April 1, 2018 through March 31, 2019, with two one-year optional renewals. (Probation)

Took the following actions regarding the Federal Fiscal Year 2017 (FY 2017) Edward Byrne Memorial Justice Assistance Grant (JAG) funds from the U.S. Department of Justice, Bureau of Justice Assistance: Authorized the Sheriff to submit an application for FY 2017 JAG

funds, in the amount of \$45,162, from the U.S. Department of Justice, Bureau of Justice Assistance, to purchase Mobile Data Computers (MDCs) and accessory items such as a computer tool kit, during the grant period October 1, 2016 through September 30, 2020; authorized the County Executive Officer to sign any required documents (with County Counsel approval), including retroactive, to accept the grant award; and authorized the Sheriff, or his designee, to: sign the Certifications Regarding Lobbying; Debarment, Suspension and other Responsibility Matters; and Drug-Free Workplace Requirements; electronically submit the FY 2017 grant application and associated documents required to apply for the grant; administer the grant, which may include submitting additional documents as required; and sign amendments or modifications to the grant-required documents, including retroactive, including amendments or modifications that may decrease the award amount and that otherwise comply with Administrative Policy 6 101, *Shasta County Contracts Manual*. (Sheriff)

Approved and authorized the Chairman to sign: An amendment to the lease agreement with Marshall Grant for fixed Hangar No. 8 at Fall River Mills Airport agreeing to terminate the lease effective August 31, 2017; and a lease agreement with Mark III Construction, Inc. in the amount of \$250 per month for fixed Hangar No. 8 at Fall River Mills Airport for the period September 1, 2017 through March 31, 2019. (Public Works)

Approved and authorized the Chairman to sign an agreement with Dokken Engineering in an amount not to exceed \$68,324.56 to provide right-of-way services for the "Gas Point Road Widening Project," Contract No. 702976, for the period August 23, 2017 through May 1, 2018. (Public Works)

Took the following actions regarding Secure Rural Schools Act: Approved and authorized Title III project allocations in the amount of \$189,000 for Fiscal Year 2017-18 as follows: obligated \$25,000 to Shasta County Sheriff's Office for search and rescue services; obligated \$40,000 to Shasta County Sheriff's Office for fire response services; obligated \$65,250 to Western Shasta Resource Conservation District for Firewise Communities Program activities; obligated \$29,000 to Day Lassen Bench Fire Safe Council for Firewise Communities Program activities; and obligated \$29,750 to Shasta County Fire Department for fire response activities; and directed staff to begin the 45-day public comment period. (Public Works)

Adopted Resolution No. 2017-082, which: Accepts the high bid of \$1,000 per year from Shasta Renewables, LLC, for the lease of property at West Central Landfill for purposes of siting a gas-to-energy facility; directs staff to finalize the terms of the agreements associated with the gas-to-energy project (project agreements); sets a deadline of September 22, 2017, after which the Public Works Director may cease negotiations with the successful bidder if the terms of the project agreements have not yet been finalized; authorizes the Chairman to execute the final project agreements; and authorizes the Public Works Director to execute minor amendments to the executed project agreements. (Public Works)

(See Resolution Book No. 59)

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 a California State Association of Counties meeting.

Supervisor Kehoe recently attended an Emergency Food and Shelter Program meeting.

Supervisor Baugh recently attended Rural County Representatives of California and Area on Aging, PSA2, Executive Board meetings.

Supervisor Morgan recently attended an Area on Aging, PSA2, Executive Board meeting.

Supervisors reported on issues of countywide interest.

LAW AND JUSTICE

DISTRICT ATTORNEY

FISCAL YEAR 2016-17 REAL ESTATE FRAUD INVESTIGATIONS

District Attorney Stephanie Bridgett provided a report on operations of Real Estate Fraud Investigations unit, clarified what types of cases are handled by the unit, how its effectiveness is measured, and reviewed the outreach and education programs currently offered to the community.

In response to questions by Supervisor Rickert, Ms. Bridgett reported that advertising of available services occurs during the fraud fair, on the District Attorney's website, FaceBook, and on flyers in Meals-on-Wheels bags.

By motion made, seconded (Moty/Rickert), and unanimously carried, the Board of Supervisors accepted the Fiscal Year 2016-17 Real Estate Fraud Investigations report.

SCHEDULED HEARINGS

RESOURCE MANAGEMENT

ACCESSORY DWELLING UNITS ORDINANCE

This was the time set to conduct a public hearing to consider adopting an ordinance adding Section 17.88.132, *Accessory Dwelling Units* to the Shasta County Code, Title 17, *Zoning Plan*; and continue the public hearing to September 12, 2017. Director of Resource Management Rick Simon presented the staff report and recommended continuance of the Public Hearing to September 12, 2017. 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 continued the public hearing to consider adopting an ordinance adding Section 17.88.132, *Accessory Dwelling Units* to the Shasta County Code, Title 17, *Zoning Plan*; to September 12, 2017.

Due to a schedule conflict, Supervisor Moty requested the hearing be moved to September 19, 2017 versus September 12, 2017.

By motion made, seconded (Moty/Baugh), and unanimously carried, the Board of Supervisors amended the previous Board action and continued the public hearing to consider adopting an ordinance adding Section 17.88.132, *Accessory Dwelling Units* to the Shasta County Code, Title 17, *Zoning Plan*; to September 19, 2017.

GENERAL GOVERNMENT

ADMINISTRATIVE

**ASSEMBLY BILL 1265 AND SENATE BILL 1353: WILLIAMSON ACT
RESOLUTION NO. 2017-083**

Supervisor Rickert recused herself due to personal ownership of property affected by Williamson Act contract provisions.

10:25 a. m. Supervisor Rickert exited the Board Chambers.

This was the time set to conduct a public hearing to consider implementing, pursuant to subdivision (e) of Government Code section 16142, the provisions authorized in Assembly Bill (AB) 1265 and Senate Bill (SB) 1353 and outlined in subdivision (b) of Government Code Section 51244 and Section 51244.3 (AB 1265/SB 1353 provisions). County Administrative Office Analyst Laura Sumner 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 (Baugh/Moty), and carried, the Board of Supervisors adopted Resolution No. 2017-083, which finds that, for Fiscal Year (FY) 2016-17, the subvention payment the County received from the State of California pursuant to the Open Space Subvention Act was less than one-half of the County's actual foregone general fund property tax revenue that resulted from Williamson Act contracts; and states the Board's decision to implement Government Code Section 51244(b) and Government Code Section 51244.3 effective January 1, 2018; directed staff to notify all Williamson Act contracted landowners of the following: the final decision of the Board of Supervisors after the conclusion of the August 22, 2017 public hearing on whether to implement the AB 1265/SB 1353 provisions; and the landowner's right to prevent the reduction in the term of his or her contract due to the implementation of the AB 1265/SB 1353 provisions by serving notice of non-renewal as specified by Government Code Sections 51244, 51245 and Shasta County Resolution No. 2011-103; and directed the County Administrative Office, Assessor-Recorder, Auditor-Controller, Tax Collector and Director of Resource Management to take all necessary steps to implement AB 1265/SB 1353 including but not limited to recording a notice that states the affected parcel numbers and current owner's names, making the appropriate additions to all affected properties assessed values, and modifying the FY 2018-19 tax bills to reflect the assessment changes associated with the reduced tax benefit.

(See Resolution Book No. 59)

10:28 a.m. Supervisor Rickert returned to the Board Chambers.

10:28 a.m. The Shasta County Board of Supervisors recessed and reconvened as the Shasta County In-Home Support Services (IHSS) Public Authority Governing Board

SPECIAL DISTRICTS/OTHER AGENCIES REGULAR CALENDAR

**SHASTA COUNTY IN-HOME SUPPORT SERVICES
PUBLIC AUTHORITY GOVERNING BOARD**

**MEMORANDUM OF UNDERSTANDING (MOU)
SERVICE EMPLOYEES INTERNATIONAL UNION (SEIU) LOCAL 2015
RESOLUTION NO. IHSS 2017-01**

By motion made, seconded (Morgan/Rickert), and unanimously carried, the IHSS Public Authority Governing Board adopted IHSS Resolution No. 2017-01, which approves a comprehensive MOU with SEIU Local 2015 effective date of signing through December 31, 2021.

(See IHSS Resolution Book)

**RATE MODIFICATION APPLICATION & LETTER
CALIFORNIA DEPARTMENT OF SOCIAL SERVICES**

By motion made, seconded (Moty/Baugh), and unanimously carried, the IHSS Public Authority Governing Board approved and authorized the Chairman to sign the IHSS Public Authority Rate Modification Application and Cover Letter for submission to the California Department of Social Services as detailed above.

10:31 a.m. The Shasta County IHSS Public Authority Governing Board adjourned and reconvened as the Shasta County Board of Supervisors.

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 *Kim Van Meier v. County of Shasta*, pursuant to Government Code section 54956.9, subdivision (d), paragraph (1).

10:32 a.m. The Board of Supervisors recessed to Closed Session.

10:48 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; however, no reportable action was taken.

10:49 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy