

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, September 19, 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 - absent

County Executive Officer - Larry Lees  
County Counsel - Rubin E. Cruse, Jr.  
Administrative Board Clerk - Rossann Grimm  
Administrative Board Clerk - Candice Marlar

**INVOCATION**

Invocation was given by Father Philip Wells, Retired.

**PLEDGE OF ALLEGIANCE**

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

**REGULAR CALENDAR**

**BOARD MATTERS**

**PROCLAMATION: DAY OF REMEMBRANCE FOR MURDER VICTIMS  
SEPTEMBER 25, 2017**

At the recommendation of Supervisor Morgan, by motion made, seconded (Morgan/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation designating September 25, 2017 as a "Day of Remembrance for Murder Victims" in Shasta County. District Attorney Stephanie Bridgett was present to receive the proclamation.

**PUBLIC COMMENT PERIOD - OPEN TIME**

Eugene Franklin expressed concerns about alleged nuisance conditions on his property.

Ryan Woods, Brenda Woods, and Monique Leona Welin expressed concerns regarding available assistance for homeless and those with mental illness.

Director of Resource Management Rick Simon announced a survey regarding a short-term rental ordinance is available on the Department of Resource Management's website to gather public input.

### **ITEMS PULLED FROM CONSENT CALENDAR**

Chairman Kehoe noted that the item regarding recognizing three roadway segments as former portions of US Route 99 had been pulled for discussion.

### **CONSENT CALENDAR**

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

Approved and authorized the Chairman to sign the County claims list in the amount of \$200, as submitted. (Auditor-Controller)

Approved and authorized the Chairman to sign an amendment, effective the date of signing, to the agreement with Superior (formerly SunGard Public Sector) in the amount of \$70,783 (with annual advance maintenance fees of \$7,457 included) for Cognos Disclosure Management Reporting software licensing and professional services, retaining the original term through June 30, 2050. (Auditor-Controller)

Adopted Policy Resolution No. 2017-01, which establishes Administrative Policy 2-202, *Department Responsibility for Cost Recovery*. (Auditor-Controller)

(See Policy Resolution Book)

Adopted Resolution No. 2017-090, regarding the Fiscal Year (FY) 2017-18 Tax Rates which: Repeals Resolution No. 2017-080 and approves the FY 2017-18 Tax Rates as submitted by the Auditor-Controller. (Auditor-Controller)

(See Resolution Book No. 59)

Approved and authorized the Chairman to sign an agreement with the Shasta County Young Men's Christian Association (YMCA) in an amount not to exceed \$166,467 to provide the YMCA Diabetes Prevention Program from date of signing through September 30, 2018. (Health and Human Services Agency-Public Health)

Adopted Resolution No. 2017-091, which approves and authorizes the Shasta County District Attorney to continue to serve as the grant agent for Shasta County for the purpose of the County Victim Services (XC) Program (Program) for an additional eighteen months through December 31, 2019; sign Grant Subaward Amendment No. 1 increasing the total project cost by \$244,325 to \$580,683; execute and submit future Program-related documents including, but not limited to, applications, agreements, amendments, and payment requests, including retroactive, which may be necessary for the implementation of the Program through December 31, 2019; and continue to administer the grant Program; and approved and authorized the Chairman to sign an amendment, effective date of signing, to the agreement with Shasta Women's Refuge, Inc. d.b.a. One SAFE Place to provide legal advocacy services, which increases the maximum compensation by \$48,865 to \$116,137 during the entire term of the agreement, and extends the term of the agreement an additional eighteen months through December 31, 2019. (District Attorney)

(See Resolution Book No. 59)

Approved and authorized the Chairman to sign a renewal agreement with Shasta County Child Abuse Prevention Coordinating Council in an amount not to exceed \$176,210 to provide AmeriCorps members to enhance various youth and family activities for the period

October 1, 2017 through the final funding period of the North State Rural Assets Project grant or December 31, 2018, whichever occurs first. (Probation)

Accepted a grant award from the California Department of Waterways in an amount not to exceed \$100,000 for the replacement cost of a new boat and trailer; approved and authorized the Chairman to sign a Law Enforcement Grant Program (Contract No. C17L0614), and related certifications, with the State of California Department of Boating and Waterways in an amount not to exceed \$100,000 to provide for the replacement of a capital asset Boat (CF No. 3765XC) and trailer from date of signing through September 30, 2032; and authorized the Shasta County Purchasing Division to issue a Request for Bid and/or other appropriate competitive procurement process, for a new Boat and Trailer based on specifications provided by the Sheriff's Office, in accordance with the State of California procurement procedures and in compliance with Shasta County Code, Section 3.04.010, and return to the Board at a future date to seek award of the bid for the purchase of two capital assets (Boat and Trailer). (Sheriff)

Authorized the use of two County-owned vehicles, a 1995 Chevrolet K2500 4x4 by the Search and Rescue Volunteers (SRV), and a 2008 Mercury Grand Marquis by the Citizens Volunteer Patrol (CVP), under the following conditions: the vehicles will not be included in the County replacement program; the SRV and CVP will be responsible for fuel and maintenance costs of the vehicles and the cost of biennial smog inspections; and the Sheriff's Office will be responsible for the semi-annual safety vehicle inspection expense of \$75 per vehicle and costs related to Defensive Driving Training of the SRV and CVP. (Sheriff/Public Works)

Took the following actions regarding the "Corporation Yard Wash Rack Improvement Project," Contract No. 706787: found the project categorically exempt in conformance with the California Environmental Quality Act (CEQA) Section 15301 Guidelines, Class 1-Existing Facilities; approved plans and specifications and directed the Public Works Director to advertise for bids; authorized opening of bids on or after October 19, 2017, at 11:00 a.m.; approved a budget amendment increasing appropriations and revenue by \$150,000 in the Lands, Buildings and Improvement budget; and approved a budget amendment increasing appropriations by \$150,000 in the Roads budget to be offset by use of restricted fund balance. (Public Works)

Took the following actions for the "Jail Boiler Replacement Project," Contract No. 610460: awarded to the low bidder, Stephens Construction, Inc., on a lump basis, the contract in the amount of \$424,000; approved a budget amendment increasing appropriations and revenue by \$120,000 in the Land, Buildings and Improvement budget and the Jail budget; and approved a budget amendment increasing appropriations by \$120,000 in the Accumulated Capital Outlay budget. (Public Works/Sheriff)

Approved and authorized the Chairman to sign an amendment, effective date of signing, to the agreement with North State Resources, Inc., to increase compensation by \$26,578.44, for a new total not to exceed \$115,608.65, to provide environmental consulting services for work on the "Deschutes Road Widening Project, Phase 1 & Phase 2 Project," and retain the term April 26, 2016 through April 26, 2019. (Public Works)

Took the following actions regarding the "Olinda Road Widening Cycle 5 Project," Contract No. 702977: approved and authorized the Chairman to sign right-of-way contracts with: Joshua Murphy and Brittany Murphy for right-of-way (0.10 acres at \$600) plus a Federal Highway Administration (FHWA) signing incentive of \$1,000; and Sandra Suzuki and Annett Nielson for right-of-way (0.20 acres at \$1,000) plus an FHWA signing incentive of \$1,000; and accepted two Easement Deeds conveying the right-of-way parcels. (Public Works)

**ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**

**DESIGNATION OF ROADWAYS**

Darion Fairburn thanked the Board and Mountain Gate community members for their support of his efforts.

At the recommendation of Public Works Director Pat Minturn, and by motion made, seconded (Morgan/Moty), and unanimously carried, the Board of Supervisors recognized the following roadway segments as former portions of US Route 99: Holiday Road (County Road No. 5H200) from 2600 feet south of Old Oregon Trail to 1000 feet south of Old Oregon Trail; Holiday Road (County Road No. 5H200) from 1000 feet north of Old Oregon Trail to 3300 feet north of Old Oregon Trail; and Wonderland Boulevard (County Road No. 5H07) from Bass Drive (County Road No. 5H202) to northerly limits. (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 Rickert recently attended a Northern California Water Association Governing Board meeting.

Supervisor Moty recently attended California State Association of Counties Executive Committee, Sacramento River Forum, California State Association of Counties Board of Directors, Sierra-Sacramento Valley Emergency Medical System Board, Northern Sacramento Valley Integrated Regional Water Management Governing Board, and California State Association of Counties Finance Corp meetings.

Supervisors reported on issues of countywide interest.

**SCHEDULED HEARINGS**

**CLERK OF THE BOARD**

This was the time set to conduct a public hearing to consider an appeal of the denial of a request for variance for Assessor Parcel Number 304-130-022-000, Catherine B. McCandless. Public Works Director Pat Minturn presented the staff report and recommended denial of the appeal. The Notice of Hearing and the Notice of Publication are on file with the Clerk of the Board.

The public hearing was opened.

The proponent, Catherine McCandless, presented information related to denial of her request for a variance for Assessor Parcel Number 304-130-022-000 and concerns about activities in CSA No. 6-Jones Valley Water.

In response to questions by Supervisor Moty, Ms. McCandless responded that the necessity for a variance is related to health issues and food needs.

Mr. Minturn stated due to the lack of any evidence of Ms. McCandless' medical conditions, the request failed to meet specified variance provisions.

In response to questions by Supervisor Morgan, Mr. Minturn provided bi-monthly billing cycle information.

In response to questions by Supervisor Morgan, Ms. McCandless clarified her watering is done by hose.

In response to questions by Supervisor Morgan, County Counsel stated the Public Works Director has discretion regarding the timing of collection of payments due and advised consistency for all County Service Area customers.

In response to questions by Supervisor Moty, Mr. Minturn explained billing due dates can vary on a bi-monthly basis over the course of the year due to the date in which mailing occurs.

No one spoke for or against the variance appeal request.

Ms. McCandless expressed specific benefits of eating home-grown food related to her current health conditions.

The public hearing was closed.

By motion made, seconded (Moty/Rickert), and unanimously carried, the Board of Supervisors denied the variance appeal request for Assessor Parcel No. 304-130-022-000, Catherine B. McCandless.

10:19 a.m. The Board of Supervisors of the County of Shasta recessed.

10:30 a.m. The Board of Supervisors of the County of Shasta reconvened.

## **RESOURCE MANAGEMENT**

### **ACCESSORY DWELLING UNITS** **ORDINANCE NO. SCC 2017-05**

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*. Director of Resource Management Rick Simon presented the staff report and recommended approval with the following changes: In Section E-2, *Development Standards*, Subsection b) related to state regulations concerning a ministerial process for ADU on lots less than one acre to read: in Subsection i), change "and" to "or" and in Subsection ii), change "attached to" to "created within the existing space of." Mr. Simon relayed that the Planning Commission had reviewed the proposed ordinance and recommends Board approval and recommended actions outlined in the staff report. The Notice of Hearing and the Notice of Publication are on file with the Clerk of the Board.

The public hearing was opened.

Shasta Association of Realtors Governmental Affairs Officer Kent Dagg expressed support of the proposed ordinance.

The public hearing was closed.

In response to questions by Supervisor Moty, County Counsel Cruse reiterated state law language is clear regarding any potential conflicts with local ordinances and conflicts would not arise from the enactment of this ordinance.

In response to questions by Supervisor Moty, Mr. Simon stated the proposed ordinance would add a new section to the Shasta County Code and no overlap or conflicts exist with existing ordinances.

In response to questions by Supervisor Kehoe, Mr. Simon stated the City of Redding’s needed actions related to state regulations would be the responsibility of the City and the proposed ordinance would only apply to the unincorporated areas of Shasta County.

By motion made, seconded (Moty/Rickert), and unanimously carried, the Board of Supervisors introduced, waived the reading of, and enacted Ordinance No. SCC 2017-05 an Ordinance of the Board of Supervisors of the Count of Shasta, which adds Section 17.88.132, “Accessory Dwelling Units” to the Shasta County Code, Title 17, *Zoning Plan*, with the findings set forth in Planning Commission Resolution No. 2017-033, as amended.

10:50 a.m.: The Board of Supervisors adjourned.

\_\_\_\_\_  
Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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