

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, October 3, 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 - Nicole Hobbs
County Executive Officer Executive Assistant - Jenn Duval

INVOCATION

Invocation was given by Pastor Craig Puljan, Palo Cedro Community Church.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

BOARD MATTERS

**PROCLAMATION: BREAST CANCER AWARENESS MONTH
OCTOBER 2017
THINK PINK DAY
OCTOBER 19, 2017**

At the recommendation of Supervisor Rickert and by motion made, seconded (Rickert/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designated October 2017 as "Breast Cancer Awareness Month" and October 19, 2017 as "Think Pink Day" in Shasta County. President-Elect of NorCal Think Pink Renee Gunlogson was present to receive the proclamation.

**PROCLAMATION: DYSLEXIA AWARENESS MONTH
OCTOBER 2017**

At the recommendation of Supervisor Baugh and by motion made, seconded (Baugh/Morgan), and unanimously carried, the Board of Supervisors adopted a proclamation

which designated October 2017 as “Dyslexia Awareness Month” in Shasta County (Supervisor Baugh). Lisa Riggs was present to receive the proclamation.

**PROCLAMATION: DOMESTIC VIOLENCE AWARENESS MONTH
OCTOBER 2017**

At the recommendation of Supervisor Morgan and by motion made, seconded (Morgan/Moty), and unanimously carried, the Board of Supervisors adopted a proclamation which designated October 2017 as "Domestic Violence Awareness Month" in Shasta County. Senior Deputy District Attorney Sarah Murphy was present to receive the proclamation.

PRESENTATIONS

**PRESENTATION: REDDING RANCHERIA
DONATION: PROSECUTOR AND SUPPORT STAFF FUNDS**

Redding Rancheria Tribal Council Chairman Jack Potter presented a large demonstration check in the amount of \$225,000 to the Board and expressed the importance of community involvement.

Senior Deputy District Attorney Lucky Jesrani expressed appreciation for the Redding Rancheria’s generosity and support.

By motion made, seconded (Moty/Rickert), and unanimously carried, the Board of Supervisors accepted a donation in the amount of \$225,000 to hire an additional prosecutor and support staff to assist in prosecuting misdemeanor quality of life crimes.

PUBLIC COMMENT PERIOD - OPEN TIME

Monique Welin spoke in support of the Mental Health Services Act.

Kathy Jalquin and Eileen Riggs expressed appreciation to the County’s operation of County Service Area No. 6-Jones Valley Water.

Allen Bradlyn expressed disagreement with penalties associated with County Service Area No. 6-Jones Valley Water Urgency Ordinance.

CONSENT CALENDAR

By motion made, seconded (Morgan/Moty), 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 in the amount of \$6,120, as submitted. (Auditor-Controller)

Approved the minutes of the meetings held on September 12 and 19, 2017, as submitted. (Clerk of the Board)

Adopted Policy Resolution No. 2017-02, which amends various sections of Administrative Policy 6-101, *Shasta County Contracts Manual*. (Administrative Office)
(See Policy Resolution Book)

Approved and authorized the Health and Human Services Agency (HHS) Department Head, as defined in Administrative Policy 6-101, *Shasta County Contracts Manual* to

electronically accept the evergreen online license agreement, including Terms of Service, Privacy Policy, and Data Security, with Active Collab, LLC in an annual advance payment starting at \$490 to provide up to 15 logins to provide project management software, with a maximum compensation not to exceed \$3,000 per fiscal year per HHSA Branch. (Health and Human Services Agency-Business and Support Services)

Approved and authorized the Chairman to sign a retroactive renewal agreement (No. MAA1718SHASTA) with the County of Plumas, acting as the Local Government Agency Host Entity, at the rate specified in Exhibit B to the agreement for Medi-Cal administrative activities and targeted case management for the period July 1, 2017 through June 30, 2018. (Health and Human Services Agency-Business and Support Services)

Approved and authorized the Chairman to sign a retroactive amendment, effective June 16, 2017, to the agreement with PC Redding Apartments Limited Partnership with no compensation to allow communication and telecommunication alterations within the office space within The Woodlands project exclusively used by County. (Health and Human Services Agency-Office of the Director)

Adopted the Mental Health Services Act (MHSA) Three-Year Program and Expenditure Plan for MHSA programs and expenditures in Shasta County for Fiscal Year (FY) 2017-18 through FY 2019-20. (Health and Human Services Agency-Office of the Director)

Approved and authorized the Public Works Director to sign a Notice of Completion for the "Mental Health Building Roofing Project Phase II," Contract No. 111016, and record it within 15 days of actual completion of the work. (Public Works)

On behalf of County Service Area (CSA) No. 25-Keswick Water, accepted a loan in the amount of \$10,000 from the Water Agency Administration fund to the CSA No. 25-Keswick Water fund. (Public Works County Service Area No. 25-Keswick Water)

Approved and authorized the Chairman to sign a retroactive renewal Cooperative Fire Programs Fire Protection Reimbursement Agreement with the California Department of Forestry and Fire Protection (CAL FIRE) in an amount not to exceed \$4,359,702 to provide administration of the County Fire Department for the period July 1, 2017 through June 30, 2018. (County Service Area No. 1-County Fire)

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 Shasta Regional Transportation (SRTA) meeting.

Supervisor Baugh recently attended a Rural County Representatives of California (RCRC) meeting.

Supervisor Morgan recently attended Community Action Board, Youth Violence Prevention Coordinating Council, and Rural County Representatives of California (RCRC) meetings.

Chairman Kehoe presented Supervisor Baugh with a pin recognizing his 10 years of service to Shasta County.

Supervisors reported on issues of countywide interest.

HEALTH AND HUMAN SERVICES

HEALTH AND HUMAN SERVICES AGENCY

OFFICE OF THE DIRECTOR

INTRODUCTION OF ORDINANCE
AMENDING CHAPTER 8.45 OF THE SHASTA COUNTY CODE
SMOKING IN SHASTA COUNTY

At the recommendation of Health and Human Services Agency Director Donnell Ewert and by motion made, seconded (Baugh/Moty), and unanimously carried, the Board of Supervisors introduced and waived the reading of an ordinance of the Board of Supervisors of the County of Shasta amending Chapter 8.45 of the Shasta County Code regulating Smoking in Shasta County.

SCHEDULED HEARINGS

PUBLIC WORKS

ABANDONMENT OF LAND
EXCESS RIGHT-OF-WAY
OLD 44 DRIVE (COUNTY ROAD NO. 3H05)
RESOLUTION NO. 2017-092

This was the time set to conduct a public hearing to consider abandonment of an excess right-of-way along Old 44 Drive (County Road No. 3H05) (Palo Cedro area). Public Works Director Pat Minturn 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 (Rickert/Moty), and unanimously carried, the Board of Supervisors adopted Resolution No. 2017-092, which approves the abandonment of an excess right-of-way along Old 44 Drive (County Road No. 3H05) (Palo Cedro area).

(See Resolution Book No. 59)

ANDERSON LANDFILL
WASTE MANAGEMENT, INC. PROJECT
CALIFORNIA MUNICIPAL FINANCE AUTHORITY SOLID WASTE DISPOSAL
REVENUE BONDS
RESOLUTION NO. 2017-093

This was the time set to conduct a public hearing to consider the issuance of tax-exempt revenue bonds by Waste Management, Inc. to finance their refuse collection and disposal facilities at the Anderson Landfill. Public Works Director Pat Minturn 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.

In response to questions by Supervisor Moty, Mr. Minturn clarified that Shasta County is not responsible for this transaction and Waste Management, Inc. would solely be responsible to repay the funds.

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 adopted Resolution No. 2017-093, which approves the issuance of the California Municipal Finance Authority Solid Waste Disposal Revenue Bonds (Waste Management, Inc. Project).

(See Resolution Book No. 59)

COUNTY SERVICE AREA (CSA) NO. 3-CASTELLA WATER
WATER RATE INCREASE
ORDINANCE NO. 731

This was the time set to conduct a public hearing to consider increasing the bi-monthly water rates for County Service Area (CSA) No. 3-Castella Water. Public Works Director Pat Minturn 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.

In response to questions by Supervisor Moty, Mr. Minturn stated the proposed rate increase would provide a small amount of reserves.

The public hearing was opened.

Ken Carr and James Heilman expressed appreciation for the County's efforts in reaching a mutually agreed upon solution.

The public hearing was closed.

Deputy Clerk of the Board Candice Marlar reported no written protests from property owners and tenants within CSA No. 3-Castella Water were received.

By motion made, seconded (Morgan/Rickert), and unanimously carried, the Board of Supervisors in the absence of a majority protest, introduced, waived the reading of, and enacted Ordinance No. 731 of the Board of Supervisors of the County of Shasta, County Service Area No. 3-Castella Water, Repealing Ordinance No. 706 and Setting Forth the Charges, Rates, and Fees for Water and Related Services.

(See General Ordinance Book)

COUNTY SERVICE AREA (CSA) NO. 6-JONES VALLEY WATER
WATER RATE INCREASE
ORDINANCE NO. 732

This was the time set to conduct a public hearing to consider increasing the bi-monthly water rates for County Service Area (CSA) No. 6-Jones Valley Water. Public Works Director Pat Minturn 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.

In response to questions by Supervisor Rickert, Mr. Minturn clarified the rate increase and the penalties associated with the Urgency Ordinance are unrelated and penalties are not reversed or waived by approving the proposed rate increase.

In response to questions by Supervisor Moty, Mr. Minturn clarified the Urgency Ordinance restriction was intended to provide for basic health and safety needs not landscaping or agricultural needs.

In response to questions by Supervisor Baugh, Mr. Minturn stated the proposed rate increase would become effective 30 days after adoption, and if approved, the proposed increase would be reflected on the November water statement.

The public hearing was opened.

Allen Bradlyn expressed support for the proposed rate increase, and requested the imposed penalties be waived.

The public hearing was closed.

Deputy Clerk of the Board Candice Marlar tabulated written protests from property owners and tenants within CSA No. 6-Jones Valley Water and reported back to the Board with the results. Two protests were received.

In response to questions by Supervisor Kehoe, County Counsel Rubin E. Cruse, Jr. clarified absent a majority protest it is not necessary to read into record the two protest ballots received.

By motion made, seconded (Rickert/Morgan), and unanimously carried, the Board of Supervisors in the absence of a majority protest, introduced, waived the reading of, and enacted Ordinance No. 732 of the Board of Supervisors of the County of Shasta, County Service Area No. 6-Jones Valley Water, Repealing Ordinance No. 707 and Setting Forth the Charges, Rates, and Fees for Water and Related Services.

(See General Ordinance Book)

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 Michael Boydston v. County of Shasta, pursuant to Government Code section 54956.9, subdivision (d), paragraph (1).

10:57 a.m.: The Board of Supervisors recessed to Closed Session.

11:07 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.

11:08 a.m.: The Board of Supervisors adjourned.

Chairman

ATTEST:

LAWRENCE G. LEES
Clerk of the Board of Supervisors

By _____
Deputy