

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, June 25, 2019

**REGULAR MEETING**

9:01 a.m.: Chairman Moty called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Chimenti  
 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 - Kristin Gulling-Smith  
 Administrative Board Clerk - John Sitka

**INVOCATION**

Invocation was given by Pastor Erik Lineback, Oak Run Bible Church.

**PLEDGE OF ALLEGIANCE**

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

**REGULAR CALENDAR**

**BOARD MATTERS**

FISCAL YEAR (FY) 2019-20 BUDGET  
FY 2019-20 COMMITTED FUND BALANCES  
FY 2019-20 SCHEDULE OF POSITION ALLOCATIONS  
COUNTY SALARY PLAN  
RESOLUTION 2019-057  
SALARY RESOLUTION 1557

County Chief Financial Officer Terri Howat presented the staff report and recommended approval.

At the recommendation of Ms. Howat, and by motion made, seconded (Baugh/Rickert), and unanimously carried, the Board of Supervisors took the following actions: adopted Resolution No. 2019-057, effective June 25, 2019, which: adopts the budget for Fiscal Year (FY) 2019-20, approves Committed Fund Balances for FY 2019-20, adopts the FY 2019-20 Schedule of Position Allocations by budget unit, and adopts the County Salary Plan; and adopted Salary Resolution No. 1557 which reflects the position allocation amendments approved in the FY 2019-20 budget effective July 7, 2019.

(See Resolution Book No. 62)  
 (See Salary Resolution Book)

By consensus, the Board of Supervisors moved the Other County Agency meetings to immediately follow the County FY 2019-20 budget item.

### **OTHER COUNTY AGENCIES**

- 9:06 a.m.: The Shasta County Board of Supervisors recessed and reconvened as the Shasta County Housing Authority.
- 9:08 a.m.: The Shasta County Housing Authority adjourned and reconvened as the Shasta County In-Home Supportive Services (IHSS) Public Authority Governing Board.
- 9:09 a.m.: The Shasta County IHSS Public Authority Governing Board adjourned and reconvened as the Shasta County Water Agency.
- 9:11 a.m.: The Shasta County Water Agency adjourned and reconvened as the Shasta County Board of Supervisors.

Ms. Howat and Chairman Moty recognized the efforts of County staff for the work done on preparing the annual budget.

### **PRESENTATION: SHASTA PUBLIC LIBRARY SYSTEM**

Shasta Public Libraries Director Anna Tracy presented the annual 2018 update on the Shasta Public Library System, including the results of the biennial Customer Satisfaction survey.

In response to questions from Supervisor Baugh, Ms. Tracy stated that the library is indemnified from liability for any items borrowed from the library system's Library of Things, as the borrower is responsible for the items' use.

In response to questions from Supervisor Morgan, Ms. Tracy explained that items borrowed from the Library of Things may have a small fee for cleaning and maintenance if they are returned in a condition to need it.

In response to questions from Supervisor Rickert, Ms. Tracy described the ongoing efforts of the Friends of the Intermountain Library regarding the new library in Burney.

### **PRESENTATION: CARR AND DELTA FIRE RECOVERY EFFORTS NORCAL COMMUNITY RECOVERY TEAM**

Peter Griggs, Director of Marketing and Outreach for Shasta College and the Public Information Officer for the NorCal Community Recovery Team (CRT), introduced the CRT members present. Don Ajamian, owner of Don Ajamian Construction and Construction Chair of the CRT, reported on the progress of construction for rebuilding the homes lost in the Carr and Delta Fires (Fires). Kerry Caranci, Chief Executive Officer of Shasta Regional Community Foundation and CRT co-Chair, provided an update on the funding and planning process for the recovery efforts. Ms. Caranci also described upcoming events to benefit the survivors of the Fires.

In response to question from Supervisor Baugh, County Counsel Ruben Cruse, Jr. stated that he has been researching the issue of waiving or reducing permit or plan check fees for particular groups. Mr. Cruse explained that he has discussed the issue with other counties that have experienced similar issues, and stated that FEMA has been clear that they will not issue refunds for revenue loss due to lowering of permit fees. Mr. Cruse and Supervisor Moty explained that any loss of revenue would have to be addressed by drawing on the General Fund, which would affect other County services, including public safety.

### **PUBLIC COMMENT PERIOD - OPEN TIME**

Supervisor Les Baugh, on behalf of the Rural County Representatives of California and the Golden State Financial Authority, presented to the Board of Supervisors a check for \$250,000 intended to help defray some of the costs of recovering from the Carr and Delta Fires. Chairman Leonard Moty presented the check to the Shasta Regional Community Foundation and NorCal Community Recovery Team representatives to use in their recovery efforts.

Elizabeth Messick spoke regarding the moratorium request that Citizens Against the Fountain Wind Project (CAFWP) mailed to the Board of Supervisors and asked that the Board place it on a future agenda.

In response to questions from Supervisor Baugh, Ms. Messick explained that the requested moratorium is for use permits for industrial wind turbines or any similar types of electrical projects until fire risks and impacts to the area can be reviewed.

In response to questions from Supervisor Moty, Ms. Messick explained that she is the Chair of CAFWP and described the expansion of CAFWP into a County-wide group due to various projects that have been proposed across the County. Ms. Messick stated that the CAFWP membership is made up of 450 to 550 people.

### **CONSENT CALENDAR**

By motion made, seconded (Baugh/Morgan), and unanimously carried (except for the agreement with Macy's Flying Service Inc. noted below where Supervisor Rickert recused herself from the vote), the Board of Supervisors took the following actions, which were listed on the Consent Calendar:

Adopted Resolution No. 2019-058 which: Establishes the Shasta County appropriations limit at \$204,839,334 for Fiscal Year 2019-20; and sets the annual adjustment factors used to calculate the appropriations limit: the percentage change (5.62%) in local assessment roll from preceding year due to the addition of local non-residential new construction, and the percentage change (1.02%) in population within the incorporated areas in Shasta County. (Auditor-Controller)

(See Resolution Book No. 62)

Approved the minutes of the meeting held on June 18, 2019, as submitted. (Clerk of the Board)

Approved and authorized the Chairman to sign a letter designating Dignity Health Connected Living (formerly known as Shasta Senior Nutrition Program) as the official Shasta County Food Bank for Fiscal Years 2019-20 and 2020-21. (Clerk of the Board)

Approved and authorized the Chairman to sign an amendment to the agreement with JUMP Technology Services, LLC, to provide Adult Protective Services' case management software, support, and maintenance (system) which adds an enhancement to the system, increases maximum compensation by \$2,000 for a new total of \$55,920, and retains the period July 1, 2018 through June 30, 2021. (Health and Human Services Agency-Adult Services)

Approved and authorized the Chairman to sign a renewal agreement with Telecare Corporation in an amount not to exceed \$500,000 to provide residential mental health rehabilitation and skilled nursing facility services for the period July 1, 2019 through June 30, 2022. (Health and Human Services Agency-Adult Services)

Adopted Salary Resolution No. 1558, effective July 7, 2019, which amends the Shasta County Position Allocation List as follows: Delete 1.0 Full-Time Equivalent (FTE) vacant Agency Staff Services Analyst I/II and add 1.0 FTE Staff Services Analyst I/II in the Health and Human Services Agency (HHS) – Business and Support Services budget; and delete 1.0 FTE vacant

Typist Clerk I/II and add a 1.0 FTE Office Assistant I/II in the HHSA - Public Health budget. (Health and Human Services Agency-Business and Support Services)

(See Salary Resolution Book)

Reappointed Dave Jones and Dean Germano to serve four-year terms from September 1, 2019 to August 31, 2023 on the Partnership HealthPlan of California Commission. (Health and Human Services Agency-Office of the Director)

Approved and authorized the Chairman to sign a renewal agreement with Nurse-Family Partnership® (NFP) in the amount not to exceed \$143,750 for a non-exclusive limited right and license to use NFP's proprietary property, receive access to the NFP Program, and related mandatory training for the period July 1, 2019 through June 30, 2023. (Health and Human Services Agency-Regional Services)

Approved and authorized the Chairman to sign a retroactive amendment, effective July 1, 2018, to the agreement with Social Service Data Solutions, LLC DBA Decipher HMIS to provide the submission of the Continuum of Care Consolidated Application for the Redding/Shasta, Siskiyou, Lassen, Plumas, Del Norte, Modoc, Sierra Counties Continuum of Care which changes the start date of the agreement from September 18, 2018 to July 1, 2018 and retains the maximum compensation amount of \$18,000. (Housing and Community Action Programs)

Approved and authorized the Chairman to sign three agreements for Homeless Emergency Aid Program (HEAP) funding to provide homeless services for the period July 1, 2019 through June 30, 2021 with: Plumas Crisis Intervention and Resource Center (PCIRC) in Plumas County in an amount not to exceed \$196,836.29; PCIRC in Sierra County in an amount not to exceed \$39,270.84; and Hill Country Community Clinic in Shasta County in an amount not to exceed \$134,778.59 for Homeless Youth Set-Aside. (Housing and Community Action Programs)

Adopted Resolution No. 2019-059 which approves and authorizes the Shasta County District Attorney to: Serve as the grant agent for Shasta County with regard to an ongoing grant from the Victim Compensation & Government Claims Board for the purpose of fines and restitution orders administration (Program); sign the Program grant award agreement in an amount not to exceed \$202,758, for the period July 1, 2019 through June 30, 2022, subject to approval as to form by County Counsel and subject to approvals by Risk Management and the Chief Information Officer; and execute and submit future Program-related documents and payment requests, including any retroactive applications, agreements, and amendments, which may be necessary for the implementation of the Program through June 30, 2022. (District Attorney)

(See Resolution Book No. 62)

Took the following actions: Accepted the donation of a canine (K-9) purchased for the Shasta County Sheriff's Office by the "Friends of Shasta County K-9", a nonprofit organization, valued at \$11,000; and authorized the Auditor-Controller to pay invoices for usual and customary charges for a new canine which were incurred after June 20, 2019 and prior to acceptance of this donation. (Sheriff)

Approved and authorized the Chairman to sign a renewal agreement with the Anderson Union High School District in an amount not to exceed \$250,000 to provide an adult education program for inmates at the Shasta County Jail (funded with State Average Daily Attendance funds and the Sheriff's Inmate Welfare Fund) for the period July 1, 2019 through June 30, 2022, with two automatic one-year renewals. (Sheriff-Jail)

Approved and authorized the Chairman to sign a no compensation evergreen renewal agreement with the County of Los Angeles to provide reciprocal intrastate prisoner transportation services effective date of signing. (Sheriff-Jail)

Approved and authorized the Chairman to sign a renewal agreement with North State Security, Inc., with a maximum compensation of \$198,000 to provide inmate security services off-site of the Shasta County Jail for the period July 1, 2019 through June 30, 2022. (Sheriff-Jail)

Approved and authorized the Chairman to sign a renewal agreement with Law Search Associates, LLC DBA Legal Research Associates with a maximum compensation of \$500,000 to continue to provide outside legal research materials and services to inmates of the Shasta County Jail for the period October 21, 2019 through June 30, 2023, with two automatic one-year renewals. (Sheriff-Jail)

Approved and authorized the Chairman to sign a retroactive amendment to the lease agreement with Macy's Flying Service Inc., to extend the term allowed to construct improvements at the Fall River Mills Airport from May 1, 2019 through November 30, 2019. Supervisor Rickert recused herself from voting on the agreement with Macy's Flying Service Inc. due to business involvement. (Public Works)

Approved and authorized the Chairman to sign an amendment, effective date of signing, to the agreement with Stantec Consulting Services, Inc., to provide environmental services for the Riverland Drive Widening Project, to increase compensation by \$58,500, for a new total not to exceed \$170,000 and retains the term of February 7, 2018 through December 31, 2020. (Public Works)

On behalf of County Service Area (CSA) 17-Cottonwood Sewer, took the following actions: For the "Wastewater Treatment Plant Improvement Project," Contract No. 610498, approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after August 6, 2019, at 3 p.m. (Public Works, County Service Area No. 17-Cottonwood Sewer)

Adopted Resolution No. 2019-60 which: Authorizes the Department of Resource Management to apply for Used Oil Payment Program funds of approximately \$28,371 on behalf of the County of Shasta and the cities of Anderson and Shasta Lake for used oil and used oil filter collection and recycling activities, educational activities, and mitigation of used oil in storm water runoff; authorizes the County of Shasta to act as the lead agency on its own behalf and its participating jurisdictions, the cities of Anderson and Shasta Lake; appoints the Director of Resource Management as Signature Authority for Shasta County; and authorizes expenditures during Fiscal Years 2019-20 and 2020-21. (Resource Management, Environmental Health Division)

(See Resolution Book No. 62)

Approved and authorized the Chairman to sign a 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 \$4,802,762 to provide administration of the Shasta County Fire Department for the period July 1, 2019 through June 30, 2020. (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 presented an update on specific legislation of importance to Shasta County, including a letter of support for the Shingletown Fire Council and community to pursue the SR7 wildfire pilot project. CEO Lees also described the current status of the State budget.

By motion made, seconded (Baugh/Rickert), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign a letter in support of an SR7 wildfire early detection and notification pilot project.

In response to questions from Supervisor Chimenti, Undersheriff Eric Magrini gave a brief update on the status of implementing Medical-Assisted Treatment for the jail. Undersheriff Magrini also reported that the Sheriff's Office has hired a part-time grant writer and that they are already identifying possible grants to pursue.

Supervisor Rickert recently attended a meeting of the Sierra-Nevada Conservancy.

In response to questions from Supervisor Rickert, CEO Lees asked for specific information to be forwarded to the Administrative Office and the Sheriff's Office regarding reports of illegal marijuana grows.

Supervisor Baugh recently attended a meeting of the Rural County Representatives of California.

Supervisor Moty recently attended meetings of the California State Association of Counties Finance Corporation, the Sacramento River Forum, and the Sierra-Sacramento Valley Emergency Medical System Board.

In response to questions from Supervisor Moty, CEO Lees stated that he would follow up with the Sheriff's Office regarding the proposed use of jail beds for treatment and bring it back to a future meeting.

Supervisors reported on issues of countywide interest.

### **TREASURER-TAX COLLECTOR/PUBLIC ADMINISTRATOR**

#### **ORDER OF DISCHARGE OF ACCOUNTABILITY**

Treasurer-Tax Collector/Public Administrator Lori Scott presented the staff report and recommended approval.

In response to questions from Supervisor Moty, Ms. Scott explained the steps taken by her department and the Sheriff's Office to pursue delinquent tax bills.

By motion made, seconded (Morgan/Rickert), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an Order of Discharge of Accountability pursuant to Revenue and Taxation Code section 2611.1 in the amount of \$181,467.55 for unsecured property taxes made in calendar years 2005 through 2007 plus \$18,145.42 in penalties and \$300.00 on the unpaid unsecured property taxes.

### **SCHEDULED HEARINGS**

#### **HEALTH AND HUMAN SERVICES**

#### **2020-21 COMMUNITY ACTION PLAN**

#### **HOUSING AND COMMUNITY ACTION PROGRAMS**

This was the time set to conduct a public hearing to consider approving the proposed 2020-21 Community Action Plan (Plan). The Notice of Public Hearing and the Notice of Publication are on file with the Clerk of the Board.

Laura Burch, Director of Housing and Community Action Agency, presented the staff recommendation and requested that the Board also authorize the Chairman to sign the Plan. Ms. Burch introduced Lucy Hernandez, a consultant specialized in Community Action Agencies, who assisted with drafting the Plan. Ms. Hernandez described the Plan and recommended approval.

The public hearing was opened; no one spoke for or against the matter, and the public hearing was closed.

By motion made, seconded (Baugh/Rickert), and unanimously carried, the Board of Supervisors took the following actions: Conducted a public hearing; closed the public hearing; and approved and authorized the Chairman to sign the proposed 2020-21 Community Action Plan which establishes local policies for the administration of the Community Services Block Grant.

## **PUBLIC WORKS**

### **COUNTY SERVICE AREA NO. 8-PALO CEDRO WATER AND SEWER**

#### **CONNECTION AND INSPECTION FEES** **COUNTY SERVICE AREA NO. 8-PALO CEDRO** **ORDINANCE NO. 750**

This was the time set to conduct a public hearing to consider adopting an ordinance which establishes connection and inspection fees for County Service Area (CSA) No. 8-Palo Cedro Water and Sewer. The Notice of Public Hearing and the Notice of Publication are on file with the Clerk of the Board. Pat Minturn, Director of Public Works, presented the staff report and recommended approval.

In response to questions from Supervisor Baugh, Mr. Minturn described the situation of Mr. and Mrs. Matthew and Sue Russell, property developers in Palo Cedro. When they first proposed their property development in 2002, the County issued a "Will Serve" letter stating that their cost for connecting to the CSA sewer system would be \$1750 per connection. Development was then delayed and the Russells still have 21 unsold lots, which would be subject to the proposed increased connection fee. Mr. Minturn explained that the County is unable to "lock in" fees. Mr. Minturn also stated that there is no Citizens Advisory Board for the CSA in Palo Cedro, which would provide an avenue for feedback concerning the CSA.

In response to questions from Supervisor Baugh, County Counsel Cruse stated that generally, the County is free to increase fees until a permit is issued and the associated fees are paid. As Mr. Cruse interpreted it, the County did not commit itself to freeze fees in 2002, and that from a legal standpoint, the County is not obligated to maintain fees at that level. Mr. Cruse also pointed out a discrepancy between the fee proposed in the ordinance and in the staff report.

In response to questions from Supervisor Rickert, Mr. Minturn explained that there are two fees for the CSA's sewer system: a collection fee and a treatment fee. He explained that parcels within the CSA pay the collection fee, and if a parcel is annexed into the district, they have to pay collection as well as treatment fees, since the original parcels contained within the district paid through an assessment district. The Russells' parcels were partly within and partly without the district. Mr. Minturn stated that the formula used to calculate fees has changed over the years and that using a straight calculation, updated connection fees would be \$20,000 each rather than the proposed \$14,000. Mr. Minturn pointed out that current customers are actually using more than their capacity, which has cut into the buffer in the existing sewer system. Mr. Minturn stated that the only similar application in the County is the CSA in Cottonwood, where fees are lower because of the difference in the type of system, the district is much larger, and it is in a low-income area, which qualifies it for grant money. Mr. Minturn explained that there is no grant money available for CSA No. 8 because it is a mixture of commercial and high-end residential areas.

In response to questions from Supervisor Chimenti, Mr. Minturn explained that standby fees are for the collection system within the CSA and that all parcels within the CSA pay those fees. He also explained that those fees pay for ongoing maintenance to the system and that the fees paid in the past do not reflect future fees.

The public hearing was opened.

Matthew Russell and Sue Russell spoke against the proposed sewer fee increase due to the financial loss they would incur when selling their development lots.

In response to questions from Supervisor Baugh, Mr. Russell explained that the people who purchase their lots are responsible for paying the sewer connection fees, but that the increase in sewer connection fees are affecting their ability to sell their lots, resulting in greater financial loss to them because of lowered sale prices.

No one else spoke for or against the matter, and the public hearing was closed.

In response to questions from Supervisor Moty, Mr. Minturn explained that rates within the CSA were recently raised. Supervisor Moty explained that each CSA within the county is run by the County on behalf of the ratepayers in the area, but that the ratepayers are responsible to ensure that their fees pay for their own system. Mr. Minturn stated that a septic system would generally cost about \$15,000 to install at this time. Supervisor Moty noted that the cost of a septic system is roughly equivalent to the proposed increased cost of connecting to the CSA sewer system.

In response to questions from Supervisor Rickert, Mr. Minturn stated that a recent change in State law also significantly increased sewer costs due to increased requirements.

In response to questions from Supervisor Chimenti, Mr. Minturn explained that the standby fee is a monthly fee collected on each parcel on a bimonthly basis. Once the parcel is connected, the owner would pay the standard monthly fee. Mr. Minturn further explained that whoever builds a home on a parcel is responsible for paying the connection fee. Mr. Minturn stated that if the Russells continued to hold their land without selling it, they would continue to pay the standby fees, but would not incur further sewer system fees.

In response to questions from Supervisor Baugh, County Counsel Cruse stated that the proposal by Mr. and Mrs. Russell to pay their sewer connection fees in advance is not currently possible, since the connection fee is part of the building permit, which the Russells do not have for their parcels.

In response to questions from Supervisor Baugh, Mr. Minturn stated that the makeup CSA No. 8 makes it ineligible to receive grant monies and he is unaware of any other available source of money besides the County's General Fund.

In response to questions from Supervisor Moty, Mr. Minturn stated that he did not know off-hand the cost to connect water services in the CSA. Mr. Minturn also stated that the subdivision in question does not connect to the CSA's water system because it uses wells, and is only able to connect to the CSA's sewer system because of the wells.

In response to questions from Supervisor Rickert, Mr. Minturn stated that there is not a lot of new building occurring in Palo Cedro.

County Counsel Cruse clarified with Mr. Minturn that the fee in the ordinance should be \$14,922, not \$14,925, and that the ordinance will be amended to reflect that clarification.

By motion made, seconded (Baugh/Chimenti), and unanimously carried, the Board of Supervisors took the following actions on behalf of County Service Area (CSA) No. 8-Palo Cedro Water and Sewer: Conducted a public hearing to consider adopting an ordinance which establishes connection and inspection fees for CSA No. 8-Palo Cedro Sewer; closed the public hearing; and introduced and waived the reading of an Ordinance of the Board of Supervisors of the County of Shasta County Service Area No. 8-Palo Cedro Water and Sewer, Setting Forth Charges and Fees for Various Services, as amended.

**CLOSED SESSION ANNOUNCEMENT**



Chairman Moty announced that the Board of Supervisors would recess to a Closed Session to take the following actions:

Confer with its Labor Negotiators, County Executive Officer Larry Lees, Personnel Director Angela Davis, and Chief Labor Negotiator Gage Dungy, Liebert Cassidy Whitmore, to discuss the following employee organization: Professional Peace Officers Association, pursuant to Government Code section 54957.6.

11:18 a.m.: The Board of Supervisors recessed to Closed Session.

11:45 a.m.: The Board of Supervisors returned 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 labor negotiations; however, no reportable action was taken.

11:46 a.m.: The Board of Supervisors adjourned.

\_\_\_\_\_  
Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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