

SHASTA COUNTY BOARD OF SUPERVISORS

Tuesday, August 16, 2022

REGULAR MEETING

9:00 a.m.: Chair Baugh 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 Garman
District No. 3 - Supervisor Rickert
District No. 4 - Supervisor Jones
District No. 5 - Supervisor Baugh

Acting County Executive Officer - Patrick J. Minturn
County Counsel - Rubin E. Cruse, Jr.
Chief Deputy Clerk of the Board - Stefany Blankenship

INVOCATION

Invocation was given by Pastor Robert Montoya, The Potter's House Church.

PLEDGE OF ALLEGIANCE

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

REGULAR CALENDAR

PRESENTATIONS

**PRESENTATION: 2021 SHASTA COUNTY CROP AND LIVESTOCK REPORT
AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS & MEASURES**

Rick Gurrola, Shasta County Agricultural Commissioner/Sealer of Weights and Measures, presented the 2021 Shasta County Crop and Livestock Report. Mr. Gurrola also discussed the commercial cultivation of cannabis within the Cities of Redding and Shasta Lake.

PUBLIC COMMENT PERIOD - OPEN TIME

Joe Dokes, Cathy Grindstaff, Brenda Woods, Monique Welin, Robert, Steve Mayberry, and Dolores Lucero spoke during public comment - open time.

In response to a request by Supervisor Baugh, Ms. Grindstaff stated that she would submit information to the Board concerning a potential emergency proclamation regarding illegal marijuana cultivation within the County.

Christy Coleman, Acting Director of the Department of Child Support Services, and Holly Zander, Housing Authority/Community Action Agency Program Manager, recognized and thanked all individual and business contributors who assisted with the recent annual backpack and school supply giveaway for children.

In response to questions by Supervisor Baugh following public comment, County Counsel Rubin E. Cruse, Jr., stated that the County Clerk verifies information as provided by candidates for electoral office. In order to contest an individual's qualification to be on a ballot, a challenge must be taken to the courts. Mr. Cruse stated that the Board of Supervisors has no part in the process.

Supervisor Baugh recognized Senator Maurice Johannessen for his years of service to veterans and the local community.

ITEMS PULLED FROM CONSENT CALENDAR

Chair Baugh noted that the item regarding an Emergency Solutions Grant application to the State Department of Housing and Community Development had been pulled for discussion.

CONSENT CALENDAR

There was no public comment.

By motion made, seconded (Rickert/Chimenti), and unanimously carried (except for the item concerning Shasta Women's Refuge dba One SAFE Place, noted below where Supervisor Chimenti abstained), the Board of Supervisors took the following actions, which were listed on the Consent Calendar:

Adopted Resolution No. 2022-089 which authorizes expenditures for food items during Auditor-Controller hosted trainings and meetings, not to exceed \$500 per fiscal year. (Auditor-Controller)

(See Resolution Book No. 69)

Received the annual report of shortages relieved in the amount totaling \$3,514.15 for Fiscal Year 2021-22 prepared by the Auditor-Controller in accordance with Resolution No. 2004-56. (Auditor-Controller)

Approved the minutes of the meeting held on July 26, 2022, as submitted. (Clerk of the Board)

Appointed Rick Phay to the Pine Grove Cemetery District Board of Trustees for a four-year term to January 5, 2026. (Clerk of the Board)

Took the following actions: Approved an agreement with Rock Solid Technology, Inc., in an amount not to exceed \$116,792.12 to provide a legislative management solution for the period July 1, 2022, through June 30, 2025, with two additional optional one-year terms; and approved and authorized the County Executive Officer or designee to sign amendments, modifications, budget line item shifts, and purchase orders, including retroactive, during the term of this agreement as long as the maximum compensation does not exceed \$166,792.12 and otherwise complies with Administrative Policy 6-101, *Shasta County Contracts Manual*. (Clerk of the Board)

Adopted Resolution No. 2022-090 which repeals Resolution No. 2010-017 and approves the Conflict of Interest Code for the Redding School of the Arts. (Clerk of the Board)

(See Resolution Book No. 69)

Took the following actions: Approved an agreement with Silver & Wright, LLP, with no maximum compensation to provide legal services related to code enforcement effective date of signing for the period of five years or until the completion of the matter(s) and case(s) assigned to the firm; and approved and authorized County Counsel to authorize hourly rate increases in an amount not to exceed 20% over the initial rates during the life of the agreement. (County Counsel)

Approved an agreement with BMI Imaging Systems, Inc., to provide media conversion systems in an amount not to exceed \$75,000 for the period September 1, 2022, through August 31, 2023, with two automatic one-year renewals. (Support Services-Purchasing)

Approved an agreement with Chris Cable dba Caliber Office Furniture, LLC, to provide moving services, and to assemble and disassemble office systems and furniture for various County Departments in an amount not to exceed \$200,000 over the entire term of the agreement, for the period August 22, 2022, through August 21, 2023, with two automatic one-year renewals. (Support Services-Purchasing)

Approved the Fiscal Year 2022-23 California Department of Veterans Affairs renewal Certificate of Compliance to allow the Veterans Services Officer to participate in the: County Subvention Program; and Medi-Cal Cost Avoidance Program. (Veterans Services Office)

Approved a retroactive amendment, effective May 1, 2022, to the agreement with Crestwood Behavioral Health, Inc., to provide residential mental health treatment services which increases rates and modifies the rate structure from a flat rate to a tiered system based on levels of care provided, retaining maximum compensation of \$4,800,000 and the term July 1, 2020, through June 30, 2023. (Health and Human Services Agency-Adult Services)

Adopted Resolution No. 2022-091 which: Approves and authorizes the Director of Housing and Community Action Agency, or designee, to sign: The Community Action Agency Community Services Block Grant (CSBG) revenue agreement amendment with the California Department of Community Services and Development (CSD) to increase maximum compensation by \$35,074, for a new maximum compensation of \$342,808, and update Articles 6 and 7; and agreement amendments, subcontracts, and all CSBG-required documents, including retroactive, as long as they do not result in a substantial or functional change to the original intent of the agreement, do not increase maximum compensation more than 10%, and otherwise complies with Administrative Policy 6-101, *Shasta County Contracts Manual*; and accepts the terms and conditions of the agreement and confirms the County's intent to use CSBG funds in compliance with all CSBG rules. (Housing and Community Action Agency)

(See Resolution Book No. 69)

Approved a retroactive renewal agreement with Shasta Women's Refuge dba One SAFE Place in an amount not to exceed \$150,000 to provide a domestic violence program to residents of Shasta County for the period July 1, 2022, through June 30, 2025. Supervisor Chimenti abstained from the vote due to being on the board of directors for One SAFE Place. (Housing and Community Action Agency)

Received and accepted the Fiscal Year 2021-22 Real Estate Fraud Investigations Unit and confirm the effectiveness of the Unit. (District Attorney)

Approved and authorized Support Services-Purchasing Division to: Purchase a Sheriff's Office special response vehicle (Vehicle) under an appropriate cooperative purchasing contract in an amount not to exceed \$375,000; sign the initial Purchase Order (includes terms and conditions) for the Vehicle in an estimated amount not to exceed \$350,000; and approve a Purchase Order overage not to exceed \$25,000, including retroactive, and any new terms and conditions which are approved as to form by County Counsel and approved by Risk Management. (Sheriff)

Approved a revenue agreement with Inmate Calling Solutions, LLC dba ICSolutions (ICS) in the estimated amount of \$215,000 annually to provide inmate telephone services for the period of three years effective date of signing with two automatic one-year renewals. (Sheriff-Jail)

Approved an agreement with Area West Environmental, Inc., in an amount not to exceed \$426,643.87 to provide environmental services for the "Cottonwood Active Transportation Trunk Line Express Network Project," Contract No. 704047, effective date of signing through the filing of a Notice of Completion or December 31, 2027, whichever occurs first. (Public Works)

Took the following actions regarding the “Sacramento & Court Street Parking Lot Project,” Contract No. 610521 (Contract): Awarded to the lowest responsive and responsible bidder, Co-T Construction, on a lump basis, the Contract in the amount of \$319,961.21; approved a budget amendment in the Adopted Fiscal Year (FY) 2022-23 Land Buildings & Improvements (LB&I) budget which increases appropriations by \$100,000, offset by transfers from Roads and Resource Management; approved a budget amendment in the Adopted FY 2022-23 Roads budget increasing appropriations by \$50,000, offset by available Roads fund balance; approved a budget amendment in the Adopted FY 2022-23 Resource Management, Environmental Health budget increasing appropriations by \$25,000, offset by general fund balance; and approved a budget amendment in the Adopted FY 2022-23 Resource Management Building budget increasing appropriations by \$25,000, offset by general fund balance. (Public Works, Resource Management)

Adopted Resolution No. 2022-092 which recognizes that the circumstances and factors that led to the May 31, 2022, proclamation establishing the Shasta County Grant-Funded Emergency Drought Relief Program for the purpose of implementing grant funded work on private water supply systems that supports immediate drought response and mitigates drought impacts have not been resolved and that there is a need for continuation of the emergency proclamation. (Public Works, Resource Management)

(See Resolution Book No. 69)

Took the following actions regarding the “2022 West Central Landfill Site Improvements Project,” Contract No. 207544 (Contract): Approved a budget amendment in the Adopted Fiscal Year 2022-23 Solid Waste Disposal Administration budget; and awarded to the lowest responsive and responsible bidder, SnL Group, Inc., on a unit cost basis, the Contract in the amount of \$1,478,637. (Public Works)

Approved and authorized the Acting Public Works Director to sign a Notice of Completion for the “Zogg Fire Road Resurfacing Project,” Contract No.706831, and record it within 15 days of actual completion. (Public Works)

On behalf of County Service Area (CSA) No. 6-Jones Valley Water, adopted Resolution No. 2022-093 which recognizes that the circumstances and factors that led to the April 19, 2022, and subsequent proclamations of an emergency in the area of CSA No. 6-Jones Valley Water due to necessity of an intermediate water pump station modification have not been resolved and that there is a need for continuation of the emergency proclamation. (Public Works, County Service Area No. 6-Jones Valley)

(See Resolution Book No. 69)

Took the following actions regarding the “CSA 17-Cottonwood Collection System Improvement Project,” Contract No. 610533: Approved public utility easement contracts with: Carlos Jose Furtado, Jr. for a public utility easement (10,965 sq. ft. at \$25,000), a temporary construction easement (28,235 sq. ft. at \$13,200); and J. F. Shea Construction, Inc. for a public utility easement (2,443 sq. ft. at \$900) plus a signing incentive of \$1,500; approved a temporary construction easement contract with Lions Club of Cottonwood, A Corporation for a temporary construction easement (800 sq. ft. at \$500) plus a signing incentive of \$1,500; accepted two

Easement Deeds conveying the public utility easement parcels; and approved and authorized the Acting Public Works Director to sign a Pipeline Crossing Agreement with Union Pacific Railroad Company and a one-time License Fee of \$5,000. (Public Works, County Service Area No. 17-Cottonwood)

ACTION ON ITEMS PULLED FROM CONSENT CALENDAR

CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT EMERGENCY SOLUTIONS GRANT APPLICATION FOR HOMELESS PREVENTION AND RAPID REHOUSING FUNDING RESOLUTION NO. 2022-094

Roxanne Burke, Health and Human Services Agency (HHSA) Economic Mobility Branch Director, presented the staff report and recommended approval. Ms. Burke explained that County services were offered to individuals in the Nur Pon Open Space and discussed the various funding sources. She added that the State redistributes funding if local agencies choose not to apply for funding.

In response to questions by Supervisor Jones, Ms. Burke explained actions taken by County staff to address homelessness, including the individuals in the Nur Pon Open Space. She stated that veterans and seniors made up a large part of that community and described ongoing and future efforts to assist them. Ms. Burke added that she would follow up with the City of Redding to ensure that County staff and services are available at any future situations like the City's recent cleanup at the Nur Pon Open Space.

In response to questions by Supervisor Rickert, Ms. Burke discussed the available services for unhoused individuals and the need for more affordable housing in the county.

Supervisor Baugh stated that he had received a report from an unknown staff member who stated that County staff members were at the Nur Pon Open Space a few days prior to the City locking it and that staff had relocated 18 willing individuals. Acting County Executive Officer Patrick J. Minturn stated he would reach out to Laura Burch, Acting Director of HHSA, for more information regarding the report.

By motion made, seconded (Jones/Garman), and unanimously carried, the Board of Supervisors adopted Resolution No. 2022-094 which: Approves and authorizes the: Health and Human Services Agency Director or any HHSA Branch Director to submit the Emergency Solutions Grant (ESG) application to the State Department of Housing and Community Development (HCD) to receive funding in an amount not to exceed \$400,000, to receive funding to provide Homeless Prevention and Rapid Rehousing assistance to homeless individuals and families in Shasta County, and sign related award agreements and amendments through December 31, 2023; HHSA Director, or his designated Branch Director, to sign the grant agreement and any subsequent amendments, including retroactive, as long as they otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*; and HHSA – Economic Mobility

Branch Director to sign any other documents required by HCD, including retroactive, as long as they otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*; and certifies HHSA will expend funds in a manner consistent and in compliance with all applicable, state, federal, and other statutes, rules, regulations, guidelines, and laws, including without limitation, all rules and laws regarding the ESG program.

(See Resolution Book No. 69)

REGULAR CALENDAR, CONTINUED

GENERAL GOVERNMENT

ADMINISTRATIVE OFFICE/BOARD OF SUPERVISORS

LEGISLATIVE UPDATE

Public comment was opened.

Robert spoke in favor of the letter and resolution supporting an amendment to Assembly Bill (AB) 2633 to include Shasta County and the Sacramento River within Shasta County.

Public comment was closed.

Acting CEO Minturn reported on behalf of Ms. Burch that Housing Authority/Community Action Agency staff were present at the recent Nur Pon Open Space cleanup and that HHSA staff had been in the area several days prior to encourage individuals to move into available housing.

Acting CEO Minturn presented an update on County issues and specific legislation of importance to Shasta County, including AB 443, which failed; and AB 1717, which was previously opposed by the Board and the Rural County Representatives of California, and AB 1608, which both progressed. Acting CEO Minturn stated that Senate Bill 1338, CARE Court, was approved, but because Shasta County is in Tier 2 for the bill, the earliest that it would affect the County was the end of 2024. He also stated that AB 2201, concerning permits for commercial/agricultural wells, had progressed.

In response to questions by Supervisor Rickert, Mr. Minturn confirmed that the Fall River Valley area would be exempt from the requirements of AB 2201.

LETTER OF SUPPORT: ASSEMBLY BILL 2633 **RESOLUTION NO. 2022-095**

Supervisor Jones expressed some concern with the proposed amendment to AB 2633 because it would not solve the problem but simply relocate it. The Board discussed the issue of unhoused individuals and the need for housing and services for them.

By motion made, seconded (Rickert/Chimenti), and unanimously carried, the Board of Supervisors approved a letter and Resolution No. 2022-095 supporting an amendment to Assembly Bill 2633 to include the County of Shasta and the Sacramento River within the County of Shasta.
(See Resolution Book No. 69)

SUPERVISORS' REPORTS

Supervisor Rickert reported on issues of countywide interest.

Supervisor Jones recently attended meetings of the Local Area Formation Commission (LAFCO), the Sacramento Valley Basinwide Air Pollution Control Board, and the Planning and Service Area 2 Area Agency on Aging Executive Board, and reported on issues of countywide interest.

By motion made, seconded (Jones/Garman), and unanimously carried, the Board of Supervisors directed staff to place on a future agenda a presentation regarding personal property taxes assessed by the County and the possible loss of sales taxes due to people buying large items out of County.

Supervisor Garman reported on issues of countywide interest.

Supervisor Chimenti recently attended a LAFCO meeting and reported on issues of countywide interest.

Supervisor Baugh asked the Acting CEO to bring to a future meeting information regarding County ordinances, permitting, and zoning for 3D-printed housing.

By motion made, seconded (Baugh/Rickert), and unanimously carried, the Board of Supervisors directed staff to place on a future agenda a discussion and possible action regarding an emergency proclamation concerning illegal marijuana grows.

Supervisor Baugh reported on issues of countywide interest.

ADMINISTRATIVE OFFICE

SHERIFF'S OFFICE

PUBLIC WORKS

PRESENTATION: NEW JAIL FACILITY

Acting CEO Minturn introduced Les Melberg, principal of Nichols, Melberg & Rossetto, as being in attendance, and emphasized that the presentation on a new jail facility would include conceptual information, not definitive plans.

Eric Magrini, Assistant County Executive Officer (Assistant CEO), discussed the need for a new jail and to reduce operating costs while also addressing the growing needs of inmates and staff. Mr. Magrini explained how recidivism could be addressed through rehabilitative services and evidence-based programming. He discussed the potential for expanding the jail by redeveloping the County property next to the current jail and detailed possible options for doing so: Option A would retain the current jail and build a new addition with modern design, while Options B and C would both involve a completely new jail campus. Options B and C could either be built on the property currently owned by the County at the site of the current jail or could be constructed at a remote site.

In response to questions by Supervisor Jones, Assistant CEO Magrini explained that all options would increase operating costs due to the need for additional deputies and other staff. He further explained that the Sheriff would need to address specific staffing plans, but they would have increased efficiency from the current jail operations. Mr. Magrini and Acting CEO Minturn discussed the approximate costs and potential changes to other County locations for each option, and stated that the estimated construction cost per bed was \$500,000.

Assistant CEO Magrini discussed the various difficulties with the current jail layout and how those would be addressed by the use of modern pods in the new jail.

In response to questions by Supervisor Chimenti, Mr. Magrini explained that the jail pod model shown in the presentation was based on the Santa Barbara County jail toured in December 2021, and discussed various other jail locations staff had toured.

Mr. Magrini explained the positive and negative aspects of each proposed design that would keep the development of a new jail within the current County block. He discussed potential environmental impacts and costs, including the need for additional staff. Mr. Magrini also discussed the possibility of using the same design options on a remote site on County-owned land and the potential positives and negatives of doing so.

In response to questions by Supervisor Chimenti, Mr. Magrini explained that the example site shown was a 40-acre site off Airport Road and that the proposed design would use possibly 25 acres, allowing potential future expansion.

In response to questions by Supervisor Baugh, Mr. Magrini stated that the example site was selected because it was a County-owned property 40 acres or larger in size. He clarified that the site shown was the old transfer station off Highway 44. Supervisor Baugh observed that Acting CEO Minturn had already asked for an analysis of parcels adjacent to that property.

In response to questions by Supervisor Jones, Assistant CEO Magrini discussed the cost of each option shown, as well as different aspects the design in Option A. He stated that the cost would vary from approximately \$125 million to approximately \$500 million, depending on the options chosen.

In response to questions by Supervisor Rickert, Mr. Magrini stated that staffing levels were a valid concern due to the recent closure of one floor of the current jail. He explained that building a modern, more inviting facility would increase the desirability of the job for staff, as well as providing better supervision and rehabilitation for inmates. Mr. Magrini emphasized the goal of operating with better efficiency, more services, and overall lowered costs.

In response to questions by Supervisor Garman, Acting CEO Minturn stated that the time to completion would be a minimum of 48 months for Option A, while Option C would take at least a few years longer due to the increased complexity of the design. Assistant CEO Magrini discussed the issue of inmate transportation and the difficulties the current jail presents in keeping staff due to its design. Mr. Magrini stated that Option A would be the quickest choice for speed, while the other options would involve phased moving of inmates and increased number of beds.

In response to questions by Supervisor Rickert, Mr. Magrini stated that the new design would be safer than the current jail, and that both inmate-on-inmate and inmate-on-staff violence had decreased in other, more modern facilities around the state. County Counsel Rubin E. Cruse, Jr., stated that, from a liability standpoint, most of the lawsuits regarding the current jail had involved Americans with Disabilities Act (ADA) violations, so a new ADA-compliant facility would mitigate those, and to the extent that a new facility could create new protections for inmates, would also lower that liability.

In response to questions by Supervisor Baugh, Acting CEO Minturn explained that construction of a new jail on a remote site would probably take closer to eight years due to the requirements of the California Environmental Quality Act (CEQA), including environmental review, zoning, and the potential for public controversy or the need to annex land to the City of Redding. He stated that the minimum timeline for basic construction is four years. Assistant CEO Magrini explained that part of the delay with the jail in Santa Barbara was due to the need to move through eminent domain and related legal battles.

In response to questions by Supervisor Rickert, Mr. Magrini stated that staff planned to work with local partners and the community in finding a suitable location. He also stated that in other counties, jail locations were a mix of urban and rural settings.

Sheriff Michael L. Johnson stated that he had not been involved with the proposals presented by the Assistant CEO and so was not familiar enough with them to answer any questions about staffing, etc. He stated that he still planned on an off-site campus with wraparound services every inmate, and believed in accountability being embedded in whatever facility was decided on.

Regarding the options presented by the Assistant CEO, Sheriff Johnson expressed his support for both temporary and permanent solutions to the need for jail beds. He also stated his belief in the need for rehabilitative programs and services, including plans for work release, alternative custody, educational programs, and job skill training. The Sheriff opposed building a new jail on the County-owned property in downtown Redding and stated that the options shown would be in opposition to the City of Redding's downtown revitalization plans. Sheriff Johnson expressed support for a modification of Option A, noting that it would allow a rapid addition of jail beds to the current jail on a temporary basis without displacing County or City staff. He

discussed the courtrooms currently contained in the jail and plans to turn one of them into a location for video arraignments while adapting the other to allow for prisoner transport. Sheriff Johnson discussed the need to address current staffing issues and explained that he would be bringing a staff retention proposal before the Board at an upcoming meeting.

Sheriff Johnson presented a proposal for a 40+ acre permanent remote detention and rehabilitation campus and discussed details of the plan, including various programs, an on-site inmate-worked farm to help produce food for the jail and teach agricultural skills, and the removal of the current jail in downtown Redding. He supported locating it at the County-owned property off Airport Road and highlighted the potential to acquire neighboring properties which are adjacent to Highway 44 and/or Airport Road. Sheriff Johnson spoke about the issues with locating the campus at the County's Breslauer campus and the need to connect with other local stakeholders to examine options. The Sheriff expressed his desire to host public engagement workshops and requested approval from the Board for up to \$25,000 in discretionary spending to do so.

In response to questions by Supervisor Chimenti, Sheriff Johnson stated that the Airport Road site has utility connections. Supervisor Chimenti discussed the expense of a new jail due to it being a specialized government project, the need to move forward with building one, and expressed his support for the Sheriff's proposal.

Supervisor Rickert discussed the current costs to the community due to lack of jail space, supported holding a public engagement workshop, and supported the Sheriff's proposal.

Supervisor Jones expressed a desire to make a decision and begin moving forward.

In response to questions by Supervisor Chimenti, Sheriff Johnson clarified that he wanted to hold a one-time public workshop to have public input on the project, not an open comment session, and that he did not see a need to form a committee.

Supervisor Garman also expressed a need to get the process started and supported the Sheriff's proposals.

In response to questions by Supervisor Rickert, Sheriff Johnson stated that the workshop could be held in the near future and could be done concurrently with beginning the work on the new jail project.

Supervisor Baugh supported moving forward with a modified Option A to gain jail beds in a shorter time while a new jail was designed and built at a remote site.

Acting CEO Minturn explained that the first step in the new jail project would be the CEQA process for any proposed site, after which the Board would make a final determination on the location.

Public comment was opened.

Debbie Bazan described her law enforcement experience, her work with putting new detention facilities into operation, and offered suggestions on jail design.

Mike Giacomelli described his experience in law enforcement and inmate custody, offered suggestions regarding potential programs such as inmate wildland firefighters and fuel reduction crews, and discussed the need to have various inmate housing types available.

Dolores Lucero opposed the Assistant CEO being involved in the jail project.

In response to questions by Supervisor Jones, Mr. Cruse explained that there was no conflict of interest in Assistant CEO Magrini's involvement with the jail project, as the law regarding a one-year prohibition on former local officials appearing before local government agencies only applied when an individual left County employment to work in the private sector, not when individuals changed positions within the County.

Steve Kohn, Jim Burnett, and Patty Plumb supported the short-term and long-term proposals.

Public comment was closed.

12:37 p.m.: The Board of Supervisors recessed.

1:14 p.m.: The Board of Supervisors reconvened with Deputy County Executive Officer Mary Williams in place of Chief Deputy Clerk of the Board Stefany Blankenship.

In response to questions by Supervisor Chimenti, Sheriff Johnson clarified that his request for \$25,000 in discretionary spending was in order to hold the public workshop.

In response to questions by Supervisor Baugh, Sheriff Johnson stated that, unless a better site came out of the public workshop, his proposal would designate the Airport Road site as the location of the new jail campus.

The Board of Supervisors received a presentation regarding the planning of a new jail facility, and by motion made, seconded (Jones/Garman), and unanimously carried by roll call vote, (1) provided direction to staff to move forward, in compliance with laws relating to environmental review, with the idea of potentially increasing jail bed space using Option A at the existing jail as explained by staff, with modifications to accommodate a transportation construction project as explained by the Sheriff, (2) directed staff, in compliance with laws relating to environmental review, to allocate up to \$25,000 to the Sheriff to hold a public workshop and receive public feedback concerning a new separate jail campus and its location, and (3) appointed Supervisors Jones and Rickert as Board liaisons to the Sheriff regarding the new separate jail campus.

COUNTY COUNSEL

PRESENTATION: LOCAL CAMPAIGN FINANCE REGULATIONS

Rubin E. Cruse, Jr., County Counsel, presented the staff report and discussed the various laws and regulations regarding campaign finance.

In response to questions by Supervisor Jones, Mr. Cruse discussed labor unions and their ability for unlimited expenditures on communications to their members.

In response to questions by Supervisor Baugh, Mr. Cruse stated that the Board could impose limitations on donations made by labor unions to specific candidates.

Mr. Cruse explained that limitations on campaign donations must follow strict guidelines, per various Supreme Court decisions and other case law. He discussed lawful and unlawful campaign finance limitations, as well as those of questionable legal validity. Mr. Cruse stated that the Board could lower, raise, or eliminate the \$4900 individual contribution limitation imposed by the State, and they could eliminate contributions from non-political agencies.

In response to questions by Supervisor Rickert, Mr. Cruse discussed Political Action Committees (PACs) and their status as independent committees with unlimited contribution acceptance and expenditures, which the Board cannot affect. He also discussed various court rulings regarding PACs.

Public comment was opened.

Susanne Baremore and Joe Dokes spoke about the need for trust and integrity, the influx of outside money during recent local elections, and the need for open and honest debate between candidates.

Lori Heslin supported campaign finance reform.

Public comment was closed.

In response to questions by Supervisor Chimenti, Mr. Cruse explained that a PAC could act independently of candidates without issue, including using quotes made publicly by candidates. If there is evidence of direct coordination or contribution between a PAC and a candidate, it would be considered a controlled committee and would then be subject to strict limits.

Mr. Cruse stated that the Board had control over organizations other than political parties donating to candidates or candidate-controlled committees and could limit individual contributions.

The Board discussed various options and chose to take no action.

PUBLIC WORKS

PRESENTATION: DROUGHT IMPACTS WITHIN SERVICE AREA OF ANDERSON-COTTONWOOD IRRIGATION DISTRICT

Al Cathey, Acting Public Works Director, presented the staff report and discussed the report provided by the Anderson-Cottonwood Irrigation District (ACID) regarding the effects of the drought on their water allotments from the United States Bureau of Reclamation (USBR).

Supervisor Rickert clarified that the public letter mentioned by Mr. Cathey regarding the ACID allotment was written by her son.

In response to questions by Supervisor Jones, Mr. Cathey clarified that ACID was notified they would receive only 18% of their allotted water, which would not have been enough for the water to reach its intended destination. Due to that, ACID chose to sell their allotment.

Mr. Cruse recommended that the Board discuss in Closed Session any possible steps the County could possibly take regarding the low allocation of water by the USBR to ACID and other districts.

The Board discussed various issues with the drought throughout the state, ACID, and the USBR.

There was no public comment.

RESOURCE MANAGEMENT

REVISED LAND DIVISION STANDARDS FOR PARCELS SERVED BY ONSITE WASTEWATER TREATMENT SYSTEMS **RESOLUTION NO. 2022-096**

Jim Whittle, Director of Environmental Health, and Ken Henderson, Senior Environmental Health Specialist, presented the staff report and recommended approval. Mr. Henderson discussed the process of revising the land standards and the proposed updates, which are more consistent with current standards.

In response to questions by Supervisor Baugh, Mr. Henderson explained the State standards and the positive impacts the proposed changes would have for the community.

There was no public comment.

By motion made, seconded (Jones/Garman), and unanimously carried, the Board of Supervisors took the following actions: Found that the proposed resolution is not subject to the

California Environmental Quality Act (CEQA) for the reasons stated in the resolution; and adopted Resolution No. 2022-096 which revises the Land Division Standards for Parcels Served by Onsite Wastewater Treatment Systems of Chapter 5 of the Shasta County Development Standards.

(See Resolution Book No. 69)

INTENTION TO CONSIDER AMENDMENTS TO SHASTA COUNTY ZONING PLAN
RELATIVE TO REGULATION OF LARGE WIND ENERGY SYSTEMS
RESOLUTION NO. 2022-097

Paul Hellman, Director of Resource Management, presented the staff report and recommended approval. He explained that when the Board recently enacted an ordinance prohibiting large wind energy systems, they had included a directive for staff to take the ordinance back to the Planning Commission to consider amendments due to the recent passage of Assembly Bill 205, which removed local jurisdiction for permitting large wind or solar facilities.

In response to questions by Supervisor Baugh, Mr. Hellman explained that local ordinances could not counteract state law, but could give the County additional tools for opposing proposed projects. Mr. Cruse stated that certain provisions of AB 205 direct the State Energy Commission to consider and follow local ordinances unless a determination is made that public convenience and necessity require that those ordinances not be followed.

In response to questions by Supervisor Rickert, Mr. Hellman stated that high-fire hazard areas were not specifically taken into consideration, but that all proposals had to go through the CEQA process and implement mitigation measures where feasible.

Public comment was opened.

Gary Cadd opposed allowing large wind energy systems in Shasta County.

Public comment was closed.

In response to questions by Supervisor Rickert, Mr. Hellman stated that any companies planning a large wind energy development would now go directly to the State with their proposals rather than to the County.

By motion made, seconded (Chimenti/Rickert), and unanimously carried, the Board of Supervisors adopted Resolution No. 2022-097, a resolution of intention to consider amendments to the Shasta County Zoning Plan in light of Assembly Bill 205 relative to the regulation of large wind energy systems, and to direct the Department of Resource Management to study the matter, propose amendments to the Zoning Plan, and submit proposed amendments to the Shasta County Planning Commission for their consideration and recommended action.

(See Resolution Book No. 69)

SCHEDULED HEARINGS

SUPPORT SERVICES**PERSONNEL****APPOINTMENT OF PUBLIC WORKS DIRECTOR**
RESOLUTION NO. 2022-098

This was the time set to conduct a public hearing to consider appointing Alfred Cathey to the position of Public Works Director. The Notice of Public Hearing and the Notice of Publication are on file with the Clerk of the Board.

Deputy County Executive Officer Mary Williams advised that any correspondence related to the hearing which had been received prior to the public hearing was distributed to the Board of Supervisors to review and entered into the record.

Shelley Forbes, Director of Support Services, presented the staff report and recommended approval. Ms. Forbes explained that, in Shasta County, the position of Public Works Director includes the duties of County Surveyor and Road Commissioner and stated that the position had been advertised nationally. She discussed Mr. Cathey's experience and qualifications for the position.

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

By motion made, seconded (Chimenti/Rickert), and unanimously carried, the Board of Supervisors took the following actions regarding the Public Works Director recruitment: Conducted a public hearing on the qualifications of Alfred Cathey for the position of Public Works Director, which includes the duties of County Surveyor and Road Commissioner, and on the Board's consideration of appointing Alfred Cathey to the position of Public Works Director; and adopted Resolution No. 2022-098 which: appoints Alfred Cathey as Public Works Director, effective August 28, 2022, and establishes Mr. Cathey's initial compensation at the D-step salary range (\$86.178 per hour/\$14,938 per month) for the position of Public Works Director.

(See Resolution Book No. 69)

Acting CEO Minturn and Supervisor Rickert expressed their confidence in Mr. Cathey.

CLOSED SESSION ANNOUNCEMENT

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

Confer with legal counsel to discuss one case of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (d), paragraph (4); and

Confer with legal counsel to discuss existing litigation entitled *Randall Scott Johnson, et al. v. City of Redding, et al.*, pursuant to Government Code section 54956.9, subdivision (d), paragraph (1); and

Consider a public employee appointment (Health Officer), pursuant to Government Code section 54957.

Public comment was opened.

Susanne Baremore expressed disappointment at a perceived lack of transparency in the hiring process for the position of Health Officer and discussed the importance of the position.

Public comment was closed.

Ms. Forbes explained that the Health Officer position was advertised nationally for 60 days and, out of three applicants, only one applicant was qualified for the position. She also stated that Deputy Health Officer Dr. Michael Vovakes had stepped in as Acting Health Officer upon the vacancy of the Health Officer position.

County Counsel Cruse recommended that the Board not disclose the applicants' identities without first conferring with the individual applicants.

2:50 p.m.: The Board of Supervisors recessed to Closed Session.

3:56 p.m.: The Board of Supervisors returned from Closed Session and reconvened in Open Session with all Supervisors, Acting County Executive Officer/Clerk of the Board Patrick J. Minturn, 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 anticipated litigation, existing litigation, and a public employee appointment.

In connection with R9, Initiation of Litigation: One potential case, the Board of Supervisors, by a 5-0 vote, authorized the following reportable action:

By a 5-0 vote, the Board of Supervisors directed legal counsel to explore legal options relating to the Bureau of Reclamation's water allocations.

In connection with R11, Public Employee Appointment – Health Officer, the Board of Supervisors, by a 5-0 vote, authorized the following reportable action:

The Board of Supervisors, by a 5-0 vote, and with the unanimous support of the interview panel for the position (which included three highly qualified local physicians), directed the Acting County Executive Officer to extend a preliminary offer of employment to an applicant, conditioned on the successful completion of a background check in accordance with County Personnel Rules.

There was no other reportable action.

3:57 p.m.: The Board of Supervisors adjourned.

Chair

ATTEST:

PATRICK J. MINTURN
Acting Clerk of the Board of Supervisors

By _____
Deputy

DRAFT