

September 18, 2018

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**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, September 18, 2018

**REGULAR MEETING**

9:01 a.m.: Chairman Baugh 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 - Absent  
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 - Trisha Boss

**INVOCATION**

Invocation was given by Chairman Les Baugh.

**PLEDGE OF ALLEGIANCE**

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

**REGULAR CALENDAR**

**BOARD MATTERS**

**PROCLAMATION: CONSTITUTION WEEK**  
**SEPTEMBER 16-22, 2018**

At the recommendation of Supervisor Kehoe, with the Daughters of the American Revolution, and by motion made, seconded (Kehoe/Morgan), and unanimously carried, the Board of Supervisors adopted a proclamation which designates September 16-22, 2018, as "Constitution Week" in Shasta County. Cathy Scott of the Daughters of the American Revolution was present to receive the proclamation.

**PROCLAMATION: DAY OF REMEMBRANCE FOR MURDER VICTIMS**  
**SEPTEMBER 25, 2018**

At the recommendation of District Attorney Stephanie Bridgett, by motion made, seconded (Morgan/Kehoe), and unanimously carried, the Board of Supervisors adopted a proclamation designating September 25, 2018, as a "Day of Remembrance for Murder Victims" in Shasta County. District Attorney (DA) Stephanie Bridgett was present to receive the proclamation.

Ms. Bridgett described the work done by the DA's office on homicide cases in Shasta County. Ms. Bridgett stated that the DA's office will publish a web page on September 25, 2018, to honor and remember victims of homicide.

In response to questions from Supervisor Rickert, Ms. Bridgett stated that homicide cases within the county are related to a variety of crimes.

**PRESENTATIONS**

**TROUT UNLIMITED PUBLIC LANDS PROGRAM**

Sam Sedillo, California Public Lands Coordinator for Trout Unlimited, and Michael Caranci, Chapter President of the local Trout Unlimited Shasta-Trinity-Cascades Chapter, gave a presentation regarding Trout Unlimited's Public Lands program and presence in Shasta County.

In response to questions from Supervisor Rickert, Mr. Sedillo described the process that Trout Unlimited uses to give funding to fight illegal marijuana grows.

In response to questions from Supervisor Kehoe, Mr. Sedillo stated that anyone interested in becoming part of Trout Unlimited can visit [tu.org](http://tu.org) to become part of the program.

**PUBLIC COMMENT PERIOD - OPEN TIME**

Laura Burch, Director of Housing and Community Action Agency, stated that there is a Housing Survey on the Shasta County website for Carr Fire victims and survivors, to determine

unmet needs. It is available from the main page of the Shasta County website and is anonymous. If someone would prefer a paper copy, they can receive one at the Housing and Community Action Agency office. Ms. Burch also stated that people need to apply for FEMA assistance by October 4, 2018, either at the FEMA office in the old K-Mart building or on the fema.gov website.

Monique Welin spoke regarding societal concerns.

Vickie Wolf spoke regarding community efforts with rebuilding from the Carr Fire.

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

Chairman Baugh noted that the Probation item regarding an agreement with Gateway Unified School District had been pulled from the agenda.

### **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:

Approved and authorized the County Executive Officer to sign any documents required to apply for grant funding under the Hazard Mitigation Grant Program (HMGP). (Administrative Office)

Adopted Resolution No. 2018-086 which approves the Fiscal Year 2018/2019 Countywide Tax Rate, Unitary Debt Service Rate, and the tax rates for bond sinking funds, voter-approved debt, and tax overrides. (Auditor-Controller)

Adopted Policy Resolution No. 2018-01 which amends Administrative Policy 8-103, *Fleet Management Program*, to update procedures. (Auditor-Controller, Administrative Office)  
(See Policy Resolution Book)

Appointed Kathy Barry to the Shasta Children and Families Commission for an unexpired term to January 2019. (Clerk of the Board)

Approved the minutes of the meeting held on September 11, 2018, as submitted. (Clerk of the Board)

Took the following actions: Authorized the Chairman to sign, and the Health and Human Services Agency (HHS) to submit, a letter of interest to the California Department of Health Care Services (DHCS) accepting a one-time \$200,000 allocation for Homeless Mentally Ill

Outreach and Treatment (HMIOT) services; adopted Resolution No. 2018-087 which designates the HHSA Director as the single point of contact to DHCS for HMIOT funding and authorizes participation in the HMIOT program; and approved a budget amendment increasing appropriations and revenue by \$200,000 in the HHSA-Mental Health budget to accept the funding. (Health and Human Services Agency-Adult Services)

(See Resolution Book No. 61)

Approved and authorized the Chairman to sign a retroactive renewal agreement with Northern Valley Catholic Social Service, Inc., in an amount not to exceed \$2,169,196 to provide youth specialty mental health services for the period July 1, 2018, through June 30, 2020. (Health and Human Services Agency-Children's Services)

Adopted Resolution No. 2018-088 which: Authorizes the Housing and Community Action Programs department to submit an application to the California Department of Housing and Community Development (HCD) for California Emergency Solutions and Housing Program (CESH) funds in an amount not to exceed \$857,130 for rental assistance, homeless prevention, street outreach services, and systems support activities for the period January 1, 2019, through December 31, 2023; approves and authorizes the Director of Housing and Community Action Programs to sign and submit the application, and other application documents, including retroactive; states funds will be expended in compliance with applicable state, federal, and other relevant statutes regarding the CESH program; and approves and authorizes the Chairman or Vice Chairman to sign the grant agreement and subsequent amendments, and other documents related to the CESH award. (Housing and Community Action Programs)

(See Resolution Book No. 61)

Approved and authorized the Public Works Director to sign a Notice of Completion for the "Junction School ATP Project," Contract No. 702985, and record it within 15 days of actual completion. (Public Works)

Took the following actions on behalf of County Service Area (CSA) No. 2-Sugarloaf Water: Adopted Resolution No. 2018-089 which: accepts emergency grant funding in the amount of \$68,000 from the State Water Resources Control Board to haul water to CSA No. 2-Sugarloaf Water; and designates the Public Works Director, or his/her designee, as the "Authorized Representative" to comply with the grant provisions and complete related documents; and approved a budget amendment increasing appropriations and revenue by \$68,000 in the CSA No. 2-Sugarloaf Water Admin budget for the grant. (Public Works; County Service Area No. 2-Sugarloaf Water)

(See Resolution Book No. 61)

Took the following actions regarding the purchase of Self Contained Breathing Apparatus (SCBA) equipment: Approved a budget amendment increasing appropriations by \$170,263 offset with use of fund balance; and approved the award and authorized the purchase of new SCBA equipment to All Star Fire Equipment, Inc., under the California Department of General Services (DGS) contract in the amount of \$567,484.12. (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 stated that he sent a letter to Mark Ghilarducci, Director of the California Office of Emergency Services, requesting that victims of the Delta Fire be included with the restoration efforts for victims of the Carr Fire.

Supervisors reported on issues of countywide interest.

**HEALTH AND HUMAN SERVICES**

**EMPLOYMENT AGREEMENT: KAREN C. RAMSTROM, D.O., M.S.P.H.  
SHASTA COUNTY HEALTH OFFICER**

Terri Fields-Hosler, Director of the Public Health Branch of the Health and Human Services Agency, presented the staff report and recommended approval.

By motion made, seconded (Kehoe/Rickert), and unanimously carried, the Board of Supervisors approved and authorized the Chairman to sign an evergreen employment agreement with Karen C. Ramstrom, D.O., M.S.P.H., to appoint Dr. Ramstrom as the Shasta County Health Officer effective October 14, 2018, and to establish Dr. Ramstrom's compensation at the E-Step salary range (\$101.633 per hour/\$17,616 per month).

**LAW AND JUSTICE**

**SHERIFF**

**LOCAL EMERGENCY CONTINUATION DUE TO CARR FIRE  
RESOLUTION NO. 2018-090**

Lieutenant Anthony Bertain, Director of the Shasta County Sheriff's Office of Emergency Services, presented the staff report and recommended approval.

By motion made, seconded (Morgan/Rickert), and unanimously carried, the Board of Supervisors adopted Resolution No. 2018-090 which recognizes that the circumstances and factors that led to the July 30, 2018, ratification of a local emergency proclamation due to the wildland fire identified as the "Carr Fire" have not been resolved and that there is a need for continuation of the local emergency proclamation.

CEO Lees stated that Bryan Branson had intended to ask what actions were being taken to include victims of the Delta Fire in the provisions of the Carr Fire. CEO Lees explained that the Delta Fire is a separate incident from the Carr Fire and it has not attained the required levels to receive state aid. However, CEO Lees has made a special request to state authorities to include the Delta Fire victims within the Carr Fire recovery efforts.

### **RESOURCE MANAGEMENT**

#### **SHASTA COUNTY CODE CHAPTER 16.10** **REGULATIONS FOR LIMITED DENSITY OWNER-BUILT RURAL DWELLINGS** **ORDINANCE NO. SCC 2018-03**

Paul Hellman, Director of Resource Management, presented the staff report and recommended approval.

In response to questions from Supervisor Baugh, Mr. Hellman stated that exterior building materials must be to current building standards, not the 1997 standards. CEO Lees stated that the ordinance does not specifically address fire clearance standards, but there is an ordinance coming before the Board at a later date that addresses these concerns.

In response to further questions from Supervisor Baugh, Mr. Hellman stated that the Board of Supervisors adopted the state standards for sanitation, at the least restrictive levels. CEO Lees stated that the county does not have the legal ability to be flexible on all building standards. County Counsel Rubin Cruse, Jr. stated that when the Board adopted the state requirements for sanitation, they took steps to adopt a local program that meets the requirements but provides flexibility; however, the County cannot go below those standards, as they are the minimum. Counsel Cruse stated that County Counsel will consult with Environmental Health to review how the sanitation standards are affecting people who are rebuilding due to the fires.

In response to other questions from Supervisor Baugh, Chief Mike Hebrard, Shasta County Fire Warden, explained that, for homes with limited water supplies, owners can install a tank to meet the necessary sprinkler standards. He gave examples of theoretical costs but cautioned that specific costs vary on an individual basis.

In response to questions from Supervisor Kehoe, Mr. Hellman clarified the ordinance's reference to use of plans approved by a certified architect, stating that if the plans were approved

on or after January 1, 1998, they can be submitted for review to ensure they meet other required standards, such as sprinklers, but can otherwise be used as previously approved. He stated that he is not anticipating this review to be a lengthy process, but should have a quick turnaround time for fire victims.

In response to questions from Supervisor Baugh, Pat Minturn, Director of Public Works, stated that County Service Area No. 25-Keswick has very good water pressure and should be able to meet the required water pressure/timing requirements without necessitating additional installations, although some lateral lines or meters may need to be replaced. Mr. Minturn further stated that it difficult to estimate individual homeowners' costs, as lines vary quite a bit, but it would be in the thousands of dollars, although less than having to install a standalone independent system. CEO Lees explained that the intention is not to price people out of rebuilding and that the ordinance will be flexible, to allow any changes required in the future.

CEO Lees clarified that this ordinance applies to the areas affected specifically by the Carr Fire. Action for the areas affected by the Hirz and Delta Fires will come back to the Board as necessary.

By motion made, seconded (Kehoe/Morgan), and unanimously carried, the Board of Supervisors took the following actions: Found that adoption of the ordinance is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to the exemptions stated in the ordinance; and introduced and waived the reading of an ordinance, enacting Chapter 16.10, Regulations for Limited Density Owner-Built Rural Dwellings, of the Shasta County Code.

(See County Code Ordinance Book)

## **SCHEDULED HEARINGS**

### **PUBLIC WORKS**

#### **COUNTY SERVICE AREA NO. 8-PALO CEDRO** **ORDINANCE NO. 745**

This was the time set aside to consider increasing the bi-monthly water and sewer rates for County Service Area No. 8-Palo Cedro (CSA No. 8). Public Works Director Pat Minturn presented the staff report and requested approval of the staff recommendation. The Notice of Public Hearing and Notice of Publication are on file with the Clerk of the Board.

In response to questions from Supervisor Morgan, Mr. Minturn stated that the replacement cost for the underground fuel tank and other equipment in the CSA would probably be several million dollars, but that all equipment was currently functioning well and would not need to be

replaced. The currently proposed rate increase would restore reserve money, covering potential emergencies, although a larger emergency would probably require a public bond. Mr. Minturn explained that the CSA has one well, which is fairly large for the small number of customers served, although it has sustained some wear and tear due to necessary cycling for possible fire readiness.

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

Administrative Board Clerk Kristin Gulling-Smith announced that the Clerk of the Board received one protest ballot, which did not constitute a majority protest.

By motion made, seconded (Kehoe/Rickert), and unanimously carried, the Board of Supervisors took the following actions on behalf of County Service Area (CSA) No. 8-Palo Cedro Sewer and Water: Directed the Clerk of the Board to tabulate written protests from property owners and tenants within CSA No. 8-Palo Cedro and report back to the Board with the results; in the absence of a majority protest, introduced, waived the reading of, and enacted Ordinance No. 745 of the Board of Supervisors of the County of Shasta, County Service Area No. 8-Palo Cedro Sewer and Water, Repealing Ordinance No. 633 and Setting Forth the Charges, Rates, and Fees for Sewer, Water, and Related Services; and repealed Ordinance No. 633.

(See General Ordinance Book)

### **RESOURCE MANAGEMENT**

David Schlegel, Associate Planner, and Paul Hellman, Director of Resource Management, gave an overall presentation of the rezoning items.

10:29 a.m.: The Board of Supervisors recessed.

10:39 a.m.: The Board of Supervisors reconvened.

Mr. Hellman explained the time and resources necessary to find new areas to fulfill the state-mandated zoning requirements due to changes in the areas originally identified for rezoning. He also stated the intent of the Department of Resource Management to work with all affected property owners for proposed zoning amendments in the future.

Supervisor Baugh announced that the Board of Supervisors had just received paperwork containing recommendations for approval of the proposed rezoning items from Legal Services of Northern California.

### **STATE ROUTE 299/OLD OREGON TRAIL**



GENERAL PLAN AMENDMENT GPA18-0001  
ZONING AMENDMENT 18-0002

This was the time set aside to consider General Plan and Zoning amendments regarding property in the unincorporated area of Shasta County east of and adjoining the City of Redding in the northwest quadrant of the State Route 299/Old Oregon Trail interchanges area (Assessor Parcel Numbers 076-070-012, 076-070-016, 076-100-018, 076-060-018 (portion), and 076-100-011). Kim Hunter, Planning Division Director, presented the staff report and requested approval of the staff recommendation. The Notice of Public Hearing and Notice of Publication are on file with the Clerk of the Board.

In response to questions from Supervisor Kehoe, Counsel Cruse stated that the court has issued an order that the County must have its Housing Element brought into compliance within a particular statutory time period; if that does not happen, the court could potentially issue orders that would essentially preclude all further development within Shasta County until the Housing Element is adopted, which could include building and/or use permits. If the order is not met, Legal Services of Northern California, which brought the lawsuit against the County regarding its Housing Element, could seek such relief as it sees fit and the court could then issue that type of order.

In response to further questions from Supervisor Kehoe, Counsel Cruse confirmed that building in the unincorporated areas of Shasta County could come to a standstill.

In response to questions from Supervisor Kehoe, Dan Cucchi, outside counsel from Abbott & Kindermann, stated that it would be possible to purchase housing credits from incorporated areas within the County, but it would require full negotiation with other local agencies such as the City of Redding. Given the timelines with which the County is operating, that is not a viable option at this time, but may be something to look into in the future. CEO Lees added that the County has been working with the City of Redding, as they are under the same state mandates, to be able to receive or share credit for zoning areas that are likely to be incorporated into the city in the future.

In response to questions from Supervisor Rickert, CEO Lees stated that the area in question for the current item is across the street from Shasta College, beside the LDS Institute of Religion, a privately-owned building.

In response to questions from Supervisor Morgan, CEO Lees stated that the timeline as to when land must be available for low-cost housing was 2014; the County missed the original deadline, which led to the current legal issues. Counsel Cruse stated that it would be very difficult to obtain any additional extensions and explained the timelines and requirements for adopting the Housing Element, as set by the court. He stated that any consequences for not meeting the deadline are up to the court and if it got to that point, those consequences could impact those people who are rebuilding after the local fires. Counsel Cruse also reminded the Board that there is no requirement in the Housing Element that any building happen, just that the property be zoned so that it is available for future development, which would be market-driven.

The public hearing was opened.

Clay Ross, Superintendent of Columbia Elementary School, clarified with the Board that these rezoning amendments are only for the unincorporated areas of the county, and stated that he has concerns with the capacity of the school district in which this area lies. He also suggested another area of land within his district that may be available for rezoning.

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

CEO Lees clarified that the county does not have authority to waive impact fees designed for school districts or Community Service Districts. Supervisor Baugh also clarified that the County is not considering an actual construction project at this time.

By motion made, seconded (Kehoe/Rickert), and unanimously carried, the Board of Supervisors took the following actions regarding property in the unincorporated area of Shasta County east of and adjoining the City of Redding in the northwest quadrant of the State Route 299/Old Oregon Trail interchanges area (Assessor Parcel Numbers 076-070-012, 076-070-016, 076-100-018, 076-060-018 (portion), and 076-100-011): Adopted Resolution No. 2018-091: finding that GPA18-0001 is not subject to the California Environmental Quality Act (CEQA) in accordance with the provisions of Government Code section 65759, approving GPA18-0001 to amend the land use designations on 47.9 acres of property from Commercial (C) and Suburban Residential (SR) to Urban Residential-25 dwelling units per acre (UR(25)); found that Zoning Amendment (ZA) 18-0002 is not subject to CEQA in accordance with the provisions of Government Code section 65759; and introduced, waived the reading of, and enacted Ordinance No. 378-2047 ZA18-0002 rezoning 33.3 acres of property from Interim Rural Residential (IR), Commercial Light Industrial (C-M), and Community Commercial (C-2) to Multiple-Family Residential-25 dwelling units per acre (R-3-25) and Open Space (OS).

(See Resolution Book No. 61)

(See Zoning Ordinance Book)

OLD OASIS ROAD  
GENERAL PLAN AMENDMENT GPA18-0002  
ZONING AMENDMENT 18-0003

This was the time set aside to consider General Plan and Zoning amendments regarding property in the unincorporated area of Shasta County north of and adjoining the City of Redding in the area of Old Oasis Road (portion of Assessor Parcel Number 073-010-006). Kim Hunter, Director of the Planning Division, presented the staff report and requested approval of the staff recommendation. The Notice of Public Hearing and Notice of Publication are on file with the Clerk of the Board.

The public hearing was opened.

Meredith Parks and Mose Parazelo spoke regarding concerns with possible flooding in and around the proposed area.

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

Ms. Hunter explained that the proposed sites were chosen carefully due to the topography, and that any development will have to meet environmental standards. A storm water drainage project is already in the works for part of the area, and proper drainage was a major concern when choosing the sites.

In response to questions from Supervisor Kehoe, Ms. Hunter gave a strong assurance that current property owners will be protected from future flooding potentially caused by development by making sure that there is a strong and well-designed system for storm water drainage, which is already in the works. She stated that there have been many discussions about this with the current property owner, and that an Environmental Assessment Report prepared for the site includes this information.

In response to questions from Supervisor Morgan, Ms. Hunter stated that Buckeye Creek is the only formally recognized, named creek in the area, although there are many unnamed drainages. The Planning Division has identified designated avoidance areas due to topography and drainage concerns, and any developer who builds at this site will be responsible for ensuring correct drainage. She also stated that the current property owner would like to develop the site in the future and has worked with Resource Management on the rezoning proposal on a voluntary basis.

In response to questions from Supervisor Rickert, Ms. Hunter stated that she is unsure where Buckeye Creek empties into, although it may be Churn Creek. Ms. Hunter also stated that there is no current timeline for development of this site by a developer. CEO Lees stated that no developer has submitted plans for development at this time, so no consideration of theoretical plans is necessary.

By motion made, seconded (Morgan/Rickert), and unanimously carried, the Board of Supervisors took the following actions regarding property in the unincorporated area of Shasta County north of and adjoining the City of Redding in the area of Old Oasis Road (portion of Assessor Parcel Number 073-010-006): Adopted Resolution No. 2018-092: finding that GPA18-0002 is not subject to the California Environmental Quality Act (CEQA) in accordance with the provisions of Government Code section 65759; approving GPA18-0002 to amend the land use designation on 51.9 acres of property from Suburban Residential (SR) to Urban Residential-25 dwelling units per acre (UR(25)) and Urban Residential (UR); found that Zoning Amendment (ZA) 18-0003 is not subject to CEQA in accordance with the provisions of Government Code section 65759; and introduced, waived the reading of, and enacted Ordinance No. 378-2048 ZA18-0003 rezoning 51.9 acres of property from Interim Rural Residential (IR) and Designated Floodway (F-1) to Multiple-Family Residential-25 dwelling units per acre (R-3-25),

Multiple-Family Residential–10 dwelling units per acre (R-3-10), Open Space (OS), and Designated Floodway (F-1).

(See Resolution Book No. 61)  
(See Zoning Ordinance Book)

PALO CEDRO  
GENERAL PLAN AMENDMENT GPA18-0003  
ZONING AMENDMENT 18-0004

This was the time set aside to consider General Plan and Zoning regarding property in the unincorporated area of Shasta County in the Palo Cedro Town Center south of State Route 44 and west of Deschutes Road (Assessor Parcel Number 059-360-019). Kim Hunter, Director of the Planning Division, presented the staff report and noted that the Department of Resource Management had withdrawn its recommendation to approve the amendments, following comments and input received from numerous sources after the Planning Commission meeting on August 23, 2018. The Notice of Public Hearing and Notice of Publication are on file with the Clerk of the Board.

The public hearing was opened.

Dan Roberts, Dan Nordstrom, Susan McGrath, Jackie Park Burris, Kelly Bartaldo, David Coxey, Jennifer Coxey, Barbara Crain, Larry Winton, Glenn Hastings, Eleanor Townsend, Kimberly Hess, Liz Machado, Josh Hage, Kelly Lindblom, Hope Bjerke, Jason Salter, Melissa Campbell, Vickie Wolf, Corkey Harmon, James Griffith, Pam Power, Mary McIntyre, Phil Norton, David Ford, Henry “Hank” Slowik, Laura Porzio, Sue Horkey, Tiffany Martinez, Diane Franzoia, and Rachel Meier spoke against the project.

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

By motion made, seconded (Rickert/Kehoe), and unanimously carried, the Board of Supervisors denied the proposed General Plan Amendment and Zoning Amendment regarding 51.9 acres of property in the unincorporated area of Shasta County in the Palo Cedro Town Center south of State Route 44 and west of Deschutes Road (Assessor Parcel Number 059-360-019).

12:45 p.m.: The Board of Supervisors recessed.

12:52 p.m.: The Board of Supervisors reconvened.

GENERAL PLAN AMENDMENT GPA13-003  
DRAFT 2014-2019 SHASTA COUNTY HOUSING ELEMENT UPDATE

This was the time set aside to consider General Plan Amendment GPA13-003, to submit the Draft 2014-2019 Shasta County Housing Element Update to the California Department of Housing and Community Development (HCD). David Schlegel, Associate Planner, presented the

staff report and requested approval of the staff recommendation. The Notice of Public Hearing and Notice of Publication are on file with the Clerk of the Board.

In response to questions from Counsel Cruse, Mr. Cucchi, outside counsel, stated that the Housing Element is ready to be submitted to the California Department of Housing and Community Development (HCD), and will return to the Board when ready for final adoption.

In response to questions from Supervisor Kehoe, Mr. Cucchi stated that it is legally permissible to move forward with the Housing Element Update.

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

In response to questions from Supervisor Baugh, Counsel Cruse clarified that the proposed action was to find that the General Plan Amendment is not subject to CEQA and to direct the Resource Management Department to submit the Draft Housing Element Update to HCD for their review and comment.

By motion made, seconded (Kehoe/Morgan), and unanimously carried, the Board of Supervisors took the following actions regarding General Plan Amendment GPA13-003, to submit the Draft 2014-2019 Shasta County Housing Element Update to the California Department of Housing and Community Development (HCD): (1) Conduct a public hearing; (2) close the public hearing; and adopt a resolution: (a) finding that GPA13-003 is not subject to the California Environmental Quality Act (CEQA) in accordance with the provisions of Government Code section 65759 (CEQA does not apply to any action necessary to bring an agency's general plan or relevant mandatory elements of the plan into compliance with any court order or judgment); and (b) directing the Resource Management Department to submit the Draft 2014-2019 Shasta County Housing Element to HCD for review and comment pursuant to Government Code section 65754(a).

(See Resolution Book No. 61)  
(See Zoning Ordinance Book)

### **CLOSED SESSION ANNOUNCEMENT**

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

Confer with legal counsel to discuss existing litigation entitled *Raymond Hughes v. County of Shasta* and *Yvonne Kreger v. County of Shasta* pursuant to Government Code section 54956.9, subdivision (d), paragraph (1).

12:59 p.m.: The Board of Supervisors recessed to Closed Session.

1:12: p.m.: The Board of Supervisors returned from Closed Session and reconvened in Open Session with Supervisors Kehoe, Rickert, Morgan, and Baugh, 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.

1:13 p.m.: The Board of Supervisors adjourned.

\_\_\_\_\_  
Chairman

ATTEST:

LAWRENCE G. LEES  
Clerk of the Board of Supervisors

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