

**SHASTA COUNTY BOARD OF SUPERVISORS**

Tuesday, December 5, 2023

**REGULAR MEETING**

9:00 a.m.: Chair Jones called the Regular Session of the Board of Supervisors to order on the above date with the following present:

District No. 1 - Supervisor Crye  
District No. 2 - Supervisor Garman  
District No. 3 - Supervisor Rickert  
District No. 4 - Supervisor Jones  
District No. 5 - Supervisor Kelstrom

County Executive Officer/Clerk of the Board - David J. Rickert  
Interim County Counsel - Gretchen Stuhr  
Chief Deputy Clerk of the Board - Stefany Blankenship

**INVOCATION**

Invocation was given by Pastor Colin Duffy, Redding Nazarene Church.

**PLEDGE OF ALLEGIANCE**

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

**REGULAR CALENDAR****BOARD MATTERS****PROCLAMATION: BILL OF RIGHTS DAY**  
**DECEMBER 15, 2023**

Steve Woodrum, Joshua Brown, Margaret Hansen, Christian Gardinier, Brad G., Dolores Lucero, Max Walter, George, K.C., Nick Gardner, Bruce Russell, Rick, Bev Gray, and Mark Kent spoke during public comment.

By motion made, seconded (Rickert/Garman), and unanimously carried, the Board of Supervisors adopted a proclamation which designates December 15, 2023, as “Bill of Rights Day” in Shasta County. Kathryn Tully, Regent of the Major Pierson B. Reading Chapter of the National Society of the Daughters of the American Revolution, was present to accept the proclamation.

**DECEMBER 2023 EMPLOYEE OF THE MONTH**  
**KRISTEN RACKI, CHIEF FISCAL OFFICER**  
**SUPPORT SERVICES**  
**RESOLUTION NO. 2023-130**

There was no public comment.

By motion made, seconded (Garman/Rickert), and unanimously carried, the Board of Supervisors adopted Resolution No. 2023-130 which recognizes Shasta County Support Services Chief Fiscal Officer Kristen Racki as Shasta County’s Employee of the Month for December 2023.  
(See Resolution Book No. 72)

**PUBLIC COMMENT PERIOD - OPEN TIME**

Joe Dokes, Nick Gardner, Alex Bielecki, William Gilbert, Brent Turner, Bev Gray, Margaret Hansen, Joshua Brown, Dolores Lucero, Christian Gardinier, Laura Hobbs, Max Walter, Brad G., K.C., Mark Kent, Rick, Deidre Holliday, Jim Burnett, Richard Gallardo, Dawn Duckett, and Bruce Russell spoke during public comment - open time.

**ITEMS PULLED FROM CONSENT CALENDAR**

Chair Jones noted that the item regarding the appointment to the Superior California Economic Development District had been pulled from the agenda. He also announced that the items regarding the Commission on Aging; the November 7, 2023, Special Election and the Drug Medi-Cal Organized Delivery System services had been pulled for discussion.

Chair Jones stated that the scheduled hearing concerning the Anderson Fire Protection District would be heard immediately following the Consent Calendar.

Chair Jones noted that there had been a printing error in the ordinance concerning the Shasta County Elections Commission and that corrected copies were available at the back of the room and from the Clerk of the Board.

**CONSENT CALENDAR**

Joshua Brown, Deidre Holliday, Margaret Hansen, Christian Gardinier, Richard Gallardo, Rick, K.C., and an anonymous woman spoke during public comment.

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

Approved an evergreen communications site access agreement with the City of Redding for leased space at 3100 Foothill Boulevard, Redding, CA (Hill 900) for installation and operation of public safety communications equipment at no cost and for on-call equipment maintenance and troubleshooting services with no maximum compensation, and designated authority to the Shasta County Sheriff, or their designee, to approve changes to the rates for services. (Administrative Office)

Approved the County claims list in the amount of \$152,956.00, as submitted. (Auditor-Controller)

Approved the minutes of the meetings held on October 31 and November 7, 9, and 20, 2023, as submitted. (Clerk of the Board)

As introduced on November 7, 2023, enacted Ordinance No. SCC 2023-07, *“An Ordinance of the Board of Supervisors of the County of Shasta Renaming the ‘Citizens Election Advisory Committee’ as, and Establishing, the ‘Shasta County Elections Commission,’ and Repealing Resolution No. 2023-099.”* (Clerk of the Board)

(See County Code Ordinance Book)

Appointed Steve Denney to the Buckeye Fire Protection District to serve the remainder of a four-year term to December 5, 2025. (Clerk of the Board)

Reappointed Chris Wikel, Jerry "Abe" Hathaway, and Chad Arseneau to the Burney Basin Mosquito Abatement District Board of Trustees to serve two-year terms to January 5, 2026. (Clerk of the Board)

Took the following actions regarding the Economic Development Corporation Board of Directors: Reappointed Rob Middleton, Eric Woodstrom, Pat Corey, and Todd Davis for two-year terms to January 2026; and appointed Gary Parkinson to serve a two-year term to January 2026. (Clerk of the Board)

Reappointed Kay Zimmerman and Jackie Simmons to the Manton Joint Cemetery District Board of Trustees to serve four-year terms to January 3, 2028. (Clerk of the Board)

Reappointed Ronald Rourke and Rod Miranda to the Millville Masonic & Odd Fellows Cemetery District Board of Trustees to serve four-year terms to January 3, 2028. (Clerk of the Board)

Reappointed Lynda McDaniel to the Pine Grove Mosquito Abatement District to serve a two-year term to January 5, 2026. (Clerk of the Board)

Took the following actions regarding the Shasta Children and Families Commission, also known as First 5 Shasta: Reappointed Miguel Rodriguez to serve a three-year term to January 2027; and appointed Dr. James Mu to serve a three-year term to January 2027. (Clerk of the Board)

Approved an amendment to the agreement with the California Department of Forestry and Fire Protection (CAL FIRE) for administration of the Shasta County Fire Department which adds one Battalion Chief position to the contract and increases compensation by \$232,497 for a total amount not to exceed \$8,918,517 for the period July 1, 2023 through June 30, 2024. (County Fire)

Introduced and waived the reading of *“An Ordinance of the Board of Supervisors of the County of Shasta, State of California, Amending Chapter 2.70 of the Shasta County Code, Concerning Partnership Healthplan of California Commission.”* (Health and Human Services Agency-Administration)

Took the following actions: Approved a retroactive revenue agreement, for the service period January 1, 2022, through December 31, 2022, (CY 2022), with the California Department of Health Care Services (DHCS) pursuant to sections 14164 and 14301.4 of the Welfare and Institutions Code (WIC) for the intergovernmental transfer (IGT) of funds in an amount not to exceed \$7,850,459 for the CY 2022 service period, to be used as local matching funds to enable Partnership HealthPlan of California (PHC) to obtain Medi-Cal managed care rate increases for the CY 2022 service period, and the transfer in an estimated amount not to exceed \$1,570,092 for a 20 percent assessment fee to reimburse DHCS for administrative costs associated with the operation of the IGT program for the period January 1, 2022, through June 30, 2025; and approved and authorized the Health and Human Services Agreement (HHSA) Director, or his/her designated Branch Director, to sign amendments and other documents, including retroactive, with DHCS and PHC to facilitate the transfer of the CY 2022 IGT revenue so long as they do not result in substantial or functional change to the original intent of the agreement(s) and otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*. (Health and Human Services Agency-Administration)

Adopted Resolution No. 2023-131 which: Authorizes Health and Human Services Agency (HHSA) to accept the Transitional Housing Program (THP) Round 5 Allocation award and the Housing Navigation and Maintenance Program (HNMP) Round 2 Allocation award, as detailed in the Allocation Acceptance form, in an amount not to exceed \$159,840 for THP and an amount not to exceed \$87,201 for HNMP from the date of approval from the California Department of Housing and Community Development (HCD) through June 30, 2026; authorizes the HHSA Director of Mental Health or Behavioral Health and Social Services (BHSS) Branch Director or Deputy Branch Director to accept additional THP funds and HNMP funds, if HCD determines there are additional funds available, in an amount authorized by HCD not to exceed \$319,680 for THP and not to exceed \$174,402 for HNMP; authorizes the HHSA Director of Mental Health or BHSS Branch Director or Deputy Branch Director to enter into, execute, and deliver any and all documents required or deemed necessary or appropriate to be awarded the THP and HNMP Allocation awards, including additional funds if awarded, and all agreements and amendments thereto that do not result in a substantial or functional change to the original intent of the agreement, including retroactive, with HCD to provide housing support and services for adult foster youth from the date of approval from HCD through June 30, 2026, so long as they have been

reviewed by County Counsel and Risk Management and otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*; and certifies HHSA will use the THP and HNMP Allocation award funds in accordance with the Allocation Acceptance forms, other applicable rules and laws, the THP and HNMP Program Documents, and any and all THP and HNMP requirements. (Health and Human Services Agency-Behavioral Health and Social Services)  
(See Resolution Book No. 72)

Took the following actions: Approved a retroactive renewal agreement with Northern California Youth and Family Programs, in an amount not to exceed \$618,015, for an Independent Living Program for period July 1, 2023, through June 30, 2026; and designated authority to the County Executive Officer, or their designee, to terminate this agreement. (Health and Human Services Agency-Behavioral Health and Social Services)

Took the following actions: Approved an agreement with His Ideas, Inc., dba Children First Foster Family Agency, in an amount not to exceed \$1,200,000, for youth specialty mental health services and therapeutic foster care for the period of three years from the date of signing; and designated authority to the County Executive Officer, or their designee, to terminate this agreement. (Health and Human Services Agency-Behavioral Health and Social Services)

Adopted Resolution No. 2023-132 which: Approves, authorizes, and directs the Health and Human Services Agency Director (Director) or their designee (Designee) to: execute and deliver all applications for the 2021-22 State Community Development Block Grant (CDBG) funds and act on the County's behalf in all matters pertaining to all such applications; expend the funds in a manner consistent and in compliance with the state Standard Agreement and all applicable state, federal and other statutes, rules, regulations, guidelines, and laws, including without limitation all rules and laws regarding the CDBG Program Income Agreement; enter into, execute and deliver the state agreement (i.e., Standard Agreement) and any and all subsequent amendments thereto, including retroactive; sign and submit Fund Requests and all required reporting forms and other documentation as may be required by the state, including retroactive; and sign, submit, execute and deliver any and all CDBG Program Income Reuse Agreement forms, certifications, reports, agreement amendments, subcontracts agreements and amendments, including retroactive, that does not result in a substantial or functional change to the original intent of the state agreement and otherwise comply with Administrative Policy 6-101, *Shasta County Contracts Manual*; and repeals Resolution No. 2023-002. (Health and Human Services Agency-Economic Mobility)  
(See Resolution Book No. 72)

Designated authority and approved the purchase of a new Assureon server, including installation, and three years of support, unitizing California's Department of General Services California Multiple Award Schedules No. 3-19-70-2586D and authorized the Chief Information Officer to purchase the equipment and services through the vendor Western Integrated Systems, Inc., an authorized reseller for the Assureon server, in an amount not to exceed \$122,560. (Information Technology)

Approved a retroactive amendment, effective March 29, 2023, to the Programmatic Agreement with the California Department of Transportation and the California State Historic Preservation Officer for the "Cassel-Fall River Road at Pit River Bridge Replacement Project,"

Contract No. 703919, which extends the term of the agreement for the period March 29, 2018, through March 28, 2023, with no compensation. (Public Works)

Took the following actions regarding the “Shasta County Mental Health HVAC Replacement Project,” Contract No. 610949 (Contract): Awarded to the lowest responsive and responsible bidder, Ray-Mac Mechanical, Inc., on a lump sum basis, the Contract in the amount of \$419,500; approved budget amendments which: increase appropriations and revenue by \$575,000 in the Land Buildings and Improvements (LB&I) Budget (BU 166); increase appropriations and revenue by \$47,725 in the Sheriff Major Crimes Budget (BU 235); adjust appropriations by \$208,725 from Professional & Special Services to Trans Out Capital Projects in the Mental Health Adult Services Budget (BU 404); adjusts appropriations by \$109,250 in the Mental Health Budget (BU 410) from Professional & Special Services to Trans Out Capital Projects; adjust appropriations by \$209,300 from Professional & Special Services to Trans Out Capital Projects in the Social Services Administration Budget (BU 501); increase appropriations in the Accumulated Capital Outlay Budget (BU 161) offset by use of restricted fund balance; and designated authority to sign a Notice of Completion and record it within 15 days of actual completion of the work. (Public Works)

Took the following actions regarding the “Demolition of the Old Juvenile Justice Center,” Contract No. 610855 (Project): Adopted Resolution No. 2023-133 which adopts a California Environmental Quality Act (CEQA) determination of a Mitigated Negative Declaration (MND) subject to the findings; approved the Project as described and defined in the MND; approved plans and specifications and directed the Public Works Director to advertise for bids; and authorized opening of bids on or after January 25, 2024, at 11:00 a.m. (Public Works)

(See Resolution Book No. 72)

Took the following actions regarding the “Demolition of Shasta County Building at 36913 Main Street, Burney,” Contract No. 610560 (Contract): Awarded to the lowest responsive and responsible bidder, Unlimited Environmental, Inc., on a lump sum basis, the Contract in the amount of \$51,000; and approved and authorized the Public Works Director, or their designee, to sign a Notice of Completion and record it within 15 days of actual completion of the work. (Public Works)

Approved the purchase of one 2024 Ford F600 dump truck with options for a total price of \$131,953 to Crown Motors of Redding under Sourcewell Contract #080818-HPI. (Public Works)

Approved a retroactive amendment, with an effective date of August 11, 2023, to the agreement with PACE Engineering, Inc., for engineering and construction management services for the “CSA 17-Cottonwood Collection System Improvement Project,” Contract No. 610533, which modifies the scope of work to include additional design and bidding services, CEQA-related mitigation monitoring, and equipment startup services, adopts new standard charges for professional services and prevailing wage professional services, increases maximum compensation by \$631,000 for a new maximum compensation of \$1,309,600, adds the counterparts/electronic signature clause, and extends the term to June 30, 2025. (Public Works)

Approved an agreement with ACC Environmental Consultants, Inc., in an amount not to exceed \$200,000, for on-call hazardous materials consulting services for one year effective date of signing, with two additional one-year terms. (Public Works)

Approved a renewal agreement with James Olson, M.D. in an amount not to exceed \$275,000 to provide autopsy services for the period December 8, 2023, through December 7, 2026. (Sheriff)

Took the following action: Waived competitive procurement requirements in Administrative Policy 6-101, *Shasta County Contracts Manual*, and Shasta County Code Section 3.04.020 on the basis of limited source procurement; and approved the purchase of 19 Axon Taser 7 Conducted Energy Weapons for the Sheriff's Custody Division from Axon Enterprise, Inc., in a prepaid amount not to exceed \$82,100 which includes annual supply of cartridges and batteries over a 60-month period and provides for a two-day training course; and approved the 5-year agreement with Axon Enterprise, Inc. (Sheriff)

Approved a retroactive renewal agreement with the Superior Court of California, County of Shasta to provide electronic warrant and document processing in an amount not to exceed \$15,000 for the period July 1, 2023, through June 30, 2026, with one option to extend through June 30, 2027. (Sheriff)

Approved an amendment to the agreement with Technical Resource Management, LLC, dba Cordant Health Solutions, for drug testing and confirmation testing services, which increases maximum compensation by \$100,000 for a new maximum compensation of \$150,000 and extends the term an additional year through June 30, 2025. (Support Services)

Adopted Salary Resolution No. 1667, effective December 17, 2023, which amends the Shasta County Salary Schedule to increase the salary range for various job classifications to five percent (5%) above the 2024 California minimum wage (\$16.00/hour). (Support Services)  
(See Salary Resolution Book)

Adopted Salary Resolution No. 1668, effective December 17, 2023, which amends the Shasta County Salary Schedule, Classification Specifications, and Position Allocation List for Mid-Year Personnel Amendments. (Support Services)  
(See Salary Resolution Book)

Approved an agreement with VOTC, Inc., dba Visions of the Cross, for sober living, recovery residences, and other therapeutic services, in an amount not to exceed \$849,000 for the period December 7, 2023, through December 6, 2026. (Support Services)

Approved a renewal agreement with Carahsoft Technology Corporation for an online eSignature system, Short Message Services (SMS), and related support in an amount not to exceed \$142,786.88, paid in advance, for the term of January 8, 2023, to January 7, 2027. (Support Services)

Approved the annual Investment Policy Statement of the Shasta County Treasurer-Tax Collector effective January 1, 2024, with no changes from the previous year. (Treasurer-Tax Collector-Public Administrator)

## **REGULAR CALENDAR, CONTINUED**

### **SCHEDULED HEARINGS**

#### **COUNTY COUSEL**

#### **FIRE IMPACT FEES FOR ANDERSON FIRE PROTECTION DISTRICT ORDINANCE NO. 770**

This was the time set to conduct a public hearing to consider an ordinance adopting fire impact fees for the Anderson Fire Protection District (District). The Notice of Public Hearing and the Notice of Publication are on file with the Clerk of the Board.

Chief Deputy Clerk of the Board Stefany Blankenship confirmed that any correspondence received related to the hearing had been entered into the record.

Bryce Ritchie, Administrative Analyst II, presented the staff report and recommended approval. Mr. Ritchie clarified that the proposed impact fee program had already been approved by the City of Anderson and would replace the District's existing program.

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

By motion made, seconded (Kelstrom/Jones), and unanimously carried, the Board of Supervisors took the following actions: Opened the public hearing; closed the public hearing; and introduced, waived the reading of, and enacted Ordinance No. 770, "*An Ordinance of the Board of Supervisors of the County of Adopting Fire Impact Fees for the Anderson Fire Protection District,*" adopting the Anderson Fire Protection District's Impact Fee Study and establishing a new impact fee program within the boundaries of the Anderson Fire Protection District (District) program to fund fire protection facilities, apparatus, and equipment necessary to mitigate the impacts caused by new development within the District.

(See General Ordinance Book)

## **ACTION ON ITEMS PULLED FROM CONSENT CALENDAR**

### **COMMISSION ON AGING APPOINTMENTS**

Supervisor Crye recused himself from the item due to his appointee also being employed



at his personal business.

Joshua Brown spoke during public comment.

By motion made, seconded (Garman/Jones), and carried 4-0 with Supervisor Crye recused, the Board of Supervisors took the following actions concerning the Commission on Aging: Reappointed Carolyn Gomes as the District 1 representative to serve a two-year term to January 5, 2026; and appointed Jean Blankenship as the District 2 representative to serve the remainder of a two-year term to January 8, 2025. (Clerk of the Board)

DECLARATION OF ELECTION FOR SHASTA FIRE PROTECTION DISTRICT  
RESOLUTION NO. 2023-134

In response to questions by Supervisor Jones, Laura Hobbs explained her concerns with the November 7, 2023, special election results and requested that the Board delay declaration of the election certification. Joanna Francescut, Deputy County Clerk/Registrar of Voters, stated that the Shasta Fire Protection District board members could not take office until the Board of Supervisors declared the election certified, and that the Board's action was ministerial only in nature. Ms. Francescut clarified that, as the Board was not the governing body for Gateway United School District, the special election results for that district would not come before the Board.

In response to questions by Supervisor Crye, Ms. Francescut stated that concerns expressed by the public might be due to misunderstanding what election observers could or could not participate in or view.

Joshua Brown, Christian Gardinier, Laura Hobbs, and Dolores Lucero spoke during public comment.

By motion made, seconded (Garman/Rickert), and unanimously carried, the Board of Supervisors declared persons elected and results as to each measure for the November 7, 2023, Special Election based on the certified results and adopted Resolution No. 2023-134 which declares the Shasta Fire Protection District duly organized under the Fire Protection District Law pursuant to California Health & Safety Code, Section 13829. (County Clerk)

(See Resolution Book No. 72)

DRUG MEDI-CAL ORGANIZED DELIVERY SYSTEM SERVICES  
AGREEMENT WITH CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES

Miguel Rodriguez, Health and Human Services Agency-Behavioral Health and Social Services Branch Director, clarified that the agreement with the Department of Health Care Services was for funding being received from the State, not County funds being spent. Mr. Rodriguez discussed the services provided and the positive impact they had on the County.

Christian Gardinier, Joshua Brown, Steve Kohn, and an anonymous woman spoke during public comment.

By motion made, seconded (Rickert/Crye), and unanimously carried, the Board of Supervisors took the following actions: Approved Retroactive Agreement Number with the State of California Department of Health Care Services in an amount not to exceed \$118,236,000 for covered Drug Medi-Cal Organized Delivery System services for substance use disorder treatment for the period July 1, 2023, through June 30, 2027; approved the California Civil Rights Laws Certification; approved the Contractor Certification Clause; and authorized the County Executive Officer, or their designee, to sign amendments, including retroactive, so long as they otherwise comply with the Administrative Policy 6-101, *Shasta County Contracts Manual*. (Health and Human Services Agency-Behavioral Health and Social Services)

### **ADMINISTRATIVE OFFICE**

#### **LEGISLATIVE UPDATE**

County Executive Officer (CEO) David J. Rickert presented an update on County issues and specific legislation of importance to Shasta County, including the recent California Energy Commission meeting concerning the Fountain Wind Project.

#### **SUPERVISORS' REPORTS**

Supervisor Rickert recently attended meetings of the Shasta Health Assessment and Redesign Collaborative, Enterprise-Anderson Groundwater Sustainability Agency (EAGSA), and reported on issues of countywide interest.

Supervisor Garman recently attended the annual California State Association of Counties (CSAC) conference and reported on issues of countywide interest. He recognized Adam Fieseler, Assistant Director of Resource Management, for his excellent work and communication.

Supervisor Kelstrom recently attended an EAGSA meeting and reported on issues of countywide interest.

Supervisor Crye recently attended the annual CSAC conference and reported on issues of countywide interest.

Supervisor Jones reported on issues of countywide interest.

Joshua Brown spoke during public comment.

### **CLOSED SESSION ANNOUNCEMENT**

Chair Jones 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 *Thomas Barbosa, et al. v. Shasta County, et al.* and *Everett Jewett, et al., v. California Forensic Medical Group, Inc., et al.*, pursuant to Government Code section 54956.9, subdivision (d), paragraph (1); and

Confer with legal counsel to discuss two cases of anticipated litigation, pursuant to Government Code section 54956.9, subdivision (d), paragraph (2); and

Confer with its Labor Negotiators, County Executive Officer David J. Rickert and Personnel Director Monica Fugitt to discuss the following employee organizations: Deputy Sheriffs Association – Correctional Officer-Deputy Sheriffs and Sheriff's Administrative Association, pursuant to Government Code section 54957.6.

12:19 p.m.: The Board of Supervisors recessed to Closed Session.

3:12 p.m.: The Board of Supervisors returned from Closed Session and reconvened in Open Session with all Supervisors, County Executive Officer/Clerk of the Board David J. Rickert, and Assistant County Counsel Matthew McOmber present.

### **REPORT OF CLOSED SESSION ACTIONS**

Chair Jones reported that the Board of Supervisors met in Closed Session to discuss existing litigation, anticipated litigation, and labor negotiations; however, no reportable action was taken.

Chair Jones announced that the scheduled hearings concerning Zone Amendment 22-0008 and the County's fee ordinance would be heard before the rest of the Regular Calendar.

### **SCHEDULED HEARINGS, CONTINUED**

#### **RESOURCE MANAGEMENT**

ZONE AMENDMENT 22-0008 (BAR OVER HEART ENTERPRISES, LLC)

USE PERMIT 22-0004

ASSESSOR'S PARCEL NOS. 028-370-028, 030-390-070, AND A PORTION OF 030-390-066

ORDINANCE NO. 378-2075

RESOLUTION NO. 2023-135

This was the time set to conduct a public hearing to consider Zone Amendment 22-0008 (Bar Over Heart Enterprises, LLC) and the approval of Use Permit 22-0004. The Notice of Public Hearing and the Notice of Publication are on file with the Clerk of the Board.

Chief Deputy Clerk of the Board Stefany Blankenship confirmed that any correspondence received related to the hearing had been entered into the record.

Lio Salazar, Planning Division Manager, presented the staff report and recommended approval. Mr. Salazar described the site and the proposed zoning change and use permit to allow for biomass processing and energy production.

The public hearing was opened.

Doug Lindgren, owner of Bar Over Heart Enterprises, LLC; Michael Spencer; Christiana Darlington; and Todd Jones, Executive Director of the Economic Development Corporation, spoke regarding the project.

In response to questions by Supervisor Garman, Mr. Lindgren explained that the biomass used for the project would be matter unusable for any higher-value product, and would assist in clearing out dead, dying, or diseased trees, which could be processed into feed stock for the power plant.

In response to questions by Supervisor Crye, Mr. Lindgren explained that the power plant would run 24 hours a day, 7 days a week, and that an operator was required to be present during all operating hours to manually handle fuel and monitor the operations of the plant.

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

By motion made, seconded (Rickert/Kelstrom), and unanimously carried, the Board of Supervisors took the following actions: Opened the public hearing; closed the public hearing; adopted the California Environmental Quality Act determination of a Mitigated Negative Declaration; adopted the recommended findings listed in Planning Commission Resolution 2023-019; introduced, waived the reading of, and enacted Ordinance No. 378-2075 to amend the Zoning Plan of the County of Shasta identified as Zone Amendment 22-0008 (Bar Over Heart Enterprises, LLC) to change the zoning of an approximately 55-acre portion of an approximately 65-acre project site located at the intersection of Black Ranch Road and State Highway 299 East in Burney, CA 96013 (Assessor's Parcel Numbers (APNs) 028-370-028, 030-390-070, and a portion of 030-390-066 as these APNs are assigned for purposes of the 2023 Assessment Roll) from the Light-Industrial combined with Design Review (M-L-DR) zone district to the General Industrial combined with Design Review (M-DR) zone district; and adopted Resolution No. 2023-135, approving Use Permit 22-0004 for the development of a 5-megawatt bioenergy facility, small specialty sawmill, dry kilns, chipping and grinding operation, firewood sales, outdoor storage and office, and exceedance of the maximum structural height standard of 45 feet on the approximately 65-acre project site, subject to the conditions of approval set forth in Exhibit A to the Resolution.

(See Zoning Ordinance Book)  
(See Resolution Book No. 72)

**AUDITOR-CONTROLLER**

COUNTY FEES UPDATE  
ORDINANCE NO. 771

This was the time set to conduct a public hearing to consider setting and identifying fees to be charged by the County of Shasta. The Notice of Public Hearing and the Notice of Publication are on file with the Clerk of the Board.

Chief Deputy Clerk of the Board Stefany Blankenship confirmed that any correspondence received related to the hearing had been entered into the record.

Nolda Short, Auditor-Controller, presented the staff report and recommended approval. Ms. Short clarified that the Specific Plan Adoption/Amendment Fee needed to have “plus hourly” added, following the flat fee amount. She discussed the annual update to the Master Fee List and the County’s general policy of full cost recovery.

In response to questions by Supervisor Crye, Ms. Short stated that, while fees usually increased due to inflation and economics, there were occasions where fees had decreased due to a positive impact from technology or other reasons. She discussed the history of the Master Fee List and process by which annual updates were made. Ms. Short stated that there were historical fees for County Fire that had not yet been addressed due to time constraints, but they would be updated in the next cycle.

The public hearing was opened.

Joshua Brown spoke regarding County fees.

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

By motion made, seconded (Garman/Rickert), and unanimously carried, the Board of Supervisors took the following actions: Opened a public hearing; closed the public hearing; and introduced, waived the reading of, and enacted Ordinance No. 771, *“An Ordinance of the Board of Supervisors of the County of Shasta Setting and Identifying Fees to be Charged by the County of Shasta.”*

(See General Ordinance Book)

ARGUMENT IN FAVOR OF MEASURE C, SUPPORTING TERM LIMITS FOR MEMBERS  
OF THE BOARD OF SUPERVISORS

Stewart Buettell, Deputy County Executive Officer, presented the staff report and recommended approval.

Joshua Brown spoke during public comment.

By motion made, seconded (Kelstrom/Crye), and unanimously carried, the Board of Supervisors took the following actions: Temporarily suspended the operation of Rule 7(e)(1) in Administrative Policy 1-101, *Operation and Conduct of Business by the Board of Supervisors*; approved the "Argument in Favor of Measure C" (Argument) supporting the establishment of term

limits for Board of Supervisor members, and if an opposing ballot argument is submitted, directed staff to prepare a rebuttal argument for the Board of Supervisors' consideration; selected Supervisor Kelstrom of the Board of Supervisors to assist in the preparation of the ballot arguments; and approved and authorized all Supervisors who are proponents of Measure C to sign the Verification Statement to submit the Argument to the County Clerk.

3:50 p.m.: Ms. Stuhr returned to the dais and Mr. McOmber left the room.

ARGUMENT IN FAVOR OF MEASURE D, PROPOSED CHARTER FOR SHASTA COUNTY

Stewart Buettell, Deputy County Executive Officer, presented the staff report and recommended approval.

Joshua Brown spoke during public comment.

By motion made, seconded (Crye/Kelstrom), and carried 3-2 by roll call vote with Supervisors Garman and Rickert voting no, the Board of Supervisors took the following actions: Temporarily suspended the operation of Rule 7(e)(1) in Administrative Policy 1-101, *Operation and Conduct of Business by the Board of Supervisors*; approved the "Argument in Favor of Measure D" (Argument), supporting the proposed charter for Shasta County, and if an opposing ballot argument is submitted, directed staff to prepare a rebuttal argument for the Board of Supervisors' consideration; selected Supervisor Crye of the Board of Supervisors to assist in the preparation of the ballot arguments; approved and authorized all Supervisors who are proponents of Measure D to sign the Verification Statement to submit the Argument to the County Clerk.

**BOARD OF SUPERVISORS**

ELECTION OF 2024 CHAIR AND VICE-CHAIR

Dawn Duckett, Joshua Brown, Steve Kohn, and Nick Gardner spoke during public comment.

A motion was made and seconded (Jones/Kelstrom) to appoint Supervisor Crye as Chair and Supervisor Kelstrom as Vice-Chair for 2024.

A substitute motion was made and seconded (Rickert/Garman) to appoint Supervisor Garman as the Chair for 2024. The motion failed by the following roll call vote:

AYES: Supervisors Rickert and Garman

NOES: Supervisors Jones, Kelstrom, and Crye

By motion made, seconded (Jones/Kelstrom), and carried by roll call vote 3-2 with Supervisors Garman and Rickert voting no, the Board of Supervisors elected Supervisor Crye to the position of Chair and Supervisor Kelstrom to the position of Vice-Chair for 2024.

**SUPPORT SERVICES****DAVID J. RICKERT, COUNTY EXECUTIVE OFFICER/CLERK OF THE BOARD  
EMPLOYMENT CONTRACT**

Monica Fugitt, Director of Support Services, presented the staff report and recommended approval.

Steve Kohn, Dawn Duckett, Joshua Brown spoke during public comment.

The Board discussed the proposed employment contract and the need to keep experienced employees.

By motion made, seconded (Crye/Kelstrom), and carried 4-1 by roll call vote with Supervisor Garman voting no, the Board of Supervisors terminated the employment contract with Mr. David J. Rickert and approved a new employment contract, appointing Mr. Rickert as the County Executive Officer/Clerk of the Board of Shasta County through December 31, 2026, which establishes his base salary at the D-step salary range (\$130.541 per hour/\$22,627 per month), and stating related terms and conditions of employment.

4:27 p.m.: The Board of Supervisors adjourned.

\_\_\_\_\_  
Chair

ATTEST:

DAVID J. RICKERT  
Clerk of the Board of Supervisors

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