

MINUTES



BOARD OF SUPERVISORS

R.J. "BOB" BEELER, 1ST DISTRICT
JANE DOLAN, 2ND DISTRICT
MARY ANNE HOUX, 3RD DISTRICT
CURT JOSIASSEN, 4TH DISTRICT
KIM YAMAGUCHI, 5TH DISTRICT

January 29, 2002

Call to Order - Board of Supervisors Room, County Administration Building, 25 County Center Drive, Oroville. Supervisors present: Beeler, Dolan, Houx, Yamaguchi, and Chair Josiassen. Also present: Lawrence Odle, Interim Chief Administrative Officer; Bruce Alpert, County Counsel; and Marion Reeves, Assistant Clerk of the Board of Supervisors.

Pledge of Allegiance to the Flag of the United States of America.

Invocation - Reverend Stan Henderson, Trinity Presbyterian Church, Oroville.

02-013 Items removed from the Consent Agenda for Board consideration and action. (147)

1. Butte County Management Employees' Association-Management, Confidential, and Supervisory Unit - Memorandum of Understanding - the Department of Human Resources submits the negotiated agreement with the Butte County Management Employees' Association-Management, Confidential, and Supervisory Unit. The term of the agreement is October 1, 2001, through September 30, 2002, and includes the following major provisions: a market adjustment for benchmark and related classifications, effective with the first pay period in January 2002; an increase in County contributions to employee health premiums effective January 1, 2002; a 3% Cost of Living Allowance effective September 29, 2001; and a Countywide classification/compensation study - action requested - APPROVE THE MEMORANDUM OF UNDERSTANDING AND AUTHORIZE THE CHAIR TO SIGN.

THIS ITEM REMOVED FROM THE AGENDA WITHOUT BOARD CONSIDERATION OR ACTION. THIS ITEM WILL RETURN ON THE AGENDA OF FEBRUARY 12, 2002.

2. Merit System and Personnel Rules - Negotiated Changes - Board approval is requested by the Department of Human Resources for Merit System and Personnel Rules changes effective January 1, 2002. The changes are the result of the meet and confer process with the various labor organizations over the past several months - action requested - ADOPT AMENDED BUTTE COUNTY PERSONNEL RULES EFFECTIVE JANUARY 1, 2002.

THIS ITEM REMOVED FROM THE AGENDA WITHOUT BOARD CONSIDERATION OR ACTION. THIS ITEM WILL RETURN ON THE AGENDA OF FEBRUARY 12, 2002.

January 29, 2002

- 02-013 3. Butte County Code Enforcement Advisory Board - pursuant to Board direction on December 11, 2001, the Administrative Office submits a resolution creating the Butte County Code Enforcement Advisory Board. The committee will provide advice to the Board on code enforcement matters and assist in the development of priorities in code enforcement activities, identification of programs for voluntary property clean-up, and funding opportunities for code enforcement and community clean-up programs - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.
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Consent Agenda

- 02-014 1. Approval of Minutes - action requested - APPROVE MINUTES OF NOVEMBER 19, 2001 (A.M.); NOVEMBER 19, 2001 (P.M.); NOVEMBER 20, 2001; NOVEMBER 26, 2001; DECEMBER 3, 2001; AND DECEMBER 17, 2001.
2. Budget Transfers - action requested - APPROVE BUDGET TRANSFERS B-216 (BOARD OF SUPERVISORS); B-219 (EMERGENCY SERVICES/ APPROPRIATION FOR CONTINGENCIES [4/5 vote required]); AND B-214 (PROBATION/ COMMUNICATIONS [4/5 vote required]).
3. Library Donations - pursuant to Government Code Section 25355, donations of \$100 from Nadine C. Doerr of Oroville, \$146 from the Oroville Friends of the Library, \$236.99 from an anonymous donor, and \$3,692.19 from the Chico Friends of the Library, have been received for the Butte County Trust Fund for the purchase of books - action requested - ACCEPT DONATIONS AND AUTHORIZE LETTERS OF APPRECIATION.
4. Southside Oroville Community Center Advisory Committee - action requested - APPOINT LEANN COX TO A VACATED TERM TO END JANUARY 10, 2005.
5. Butte County Mosquito and Vector Control District - action requested - REAPPOINT LYNN VANHART, DISTRICT 1 REPRESENTATIVE, TO A TERM TO END DECEMBER 31, 2005.
6. Winery Ordinance - Report to the Board - the Planning Commission is recommending the Board approve the addition of a winery ordinance, adding section 24-563 to the Butte County Code, authorizing and regulating wineries in certain zone districts of the County, and establishing standards for the operation of wine tasting and special events - action requested - ACCEPT FOR INFORMATION; AND SET A PUBLIC HEARING FOR CONSIDERATION OF THE MATTER FOR TUESDAY, FEBRUARY 12, 2002, AT 10:30 A.M.

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02-014

7. Pheasant Landing Subdivision Unit 3 - APNs 047-350-013, 014, and 015, a conditionally approved 30-lot, public street subdivision located on the east side of Garner Lane, along the north side of Keefer Slough. In addition to the 30 residential lots, 3 lots are being created for private and public services. County Service Area 176 has been formed to provide storm drainage maintenance, fire protection services, and street lighting services. The developer has complied with the Conditions of Approval, and has provided a letter of credit to guarantee construction of the required improvements within one year - action requested - APPROVE THE FINAL MAP FOR PHEASANT LANDING SUBDIVISION UNIT 3; ACCEPT ON BEHALF OF THE COUNTY: GARNER LANE, GUNTREN ROAD AND LINDBERG CIRCLE IN FEE SIMPLE AS OFFERED FOR DEDICATION IN ITEM 1 OF THE OWNER'S STATEMENT, LOT C IN FEE SIMPLE FOR STORM DRAINAGE FACILITIES AS OFFERED IN ITEM 2 OF THE OWNER'S STATEMENT, RELINQUISHMENT OF ACCESS RIGHTS ALONG GARNER LANE AS OFFERED IN ITEM 3 OF THE OWNER'S STATEMENT, AND THE NO-DEVELOPMENT EASEMENT IN LOT B AS OFFERED IN ITEM 4 OF THE OWNER'S STATEMENT; ACCEPT ON BEHALF OF THE PUBLIC: THE PUBLIC SERVICE EASEMENT, THE EASEMENT FOR FIRE PROTECTION FACILITIES, AND THE EASEMENT FOR STORM DRAINAGE FACILITIES AS OFFERED IN ITEMS 5, 6, AND 7 OF THE OWNER'S STATEMENT; AND AUTHORIZE THE CHAIR TO SIGN THE SUBDIVISION AGREEMENT AND THE SEWERAGE FACILITY EXPANSION AGREEMENT.
8. Award of Bid No. IFB 36-02 - 3 County Center Drive Remodel - bids have been received for the remodel of 3 County Center Drive with the low bidder meeting specifications being Azevedo Construction of West Sacramento, in the amount of \$171,953 (Special Maintenance Projects Budgets 7874 and 7606) - action requested - AWARD AGREEMENT TO AZEVEDO CONSTRUCTION AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
9. Assessor's Office - Software Purchase/Budget Transfer - Board approval is requested by the Assessor for the fixed asset purchase of software, in the amount of \$6,000, that will allow the Assessor's and Treasurer's data to be available on the world wide web. The Assessor's Office will also be purchasing a non-fixed asset software upgrade for the data recovery program that protects the Assessor's data base, in the amount of \$3,000, and a plotter for the department's mapping section in the amount of \$3,000 to replace equipment that is 10 years old and failing. Board approval is requested for a budget transfer from the Assessor's Property Characteristics Trust Fund in the amount of \$12,000 to fund the purchases - action requested - APPROVE BUDGET TRANSFER B-221 (4/5 vote required); AND APPROVE FIXED ASSET PURCHASE OF SOFTWARE.

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- 02-014 10. Assessor's Office - Ratification of Emergency Purchase - Board approval is requested by the Assessor's Office, pursuant to the County's Purchasing Policy Manual, to ratify the emergency purchase of AutoCAD software in the amount of \$10,000. The department's AutoCAD software had become obsolete. The Assessor's Office was able to secure replacement software in the amount of \$10,000; however, in order to avoid an increase in price of the software by \$15,164, the Assessor's Office needed to purchase the item prior to January 15, 2002. In order to ensure the cost savings, the Assessor's Office utilized the emergency purchase procedure outlined in Section 8.2(c) of the Purchasing Policy Manual. Pursuant to that policy, the Board must ratify the purchase. Board approval is also requested for a budget transfer of \$10,000 from the Assessor's Property Characteristics Trust fund to provide funding for the purchase - action requested - APPROVE BUDGET TRANSFER B-220 (4/5 vote required); AND RATIFY EMERGENCY PURCHASE.
11. Notice of Completion - Building Addition to Gridley Fire Station #74 - the work consisted of construction of 900 square feet to be used as sleeping quarters and a restroom. All work has been completed in accordance with plans and specifications - action requested - ACCEPT CONTRACT WORK; AUTHORIZE THE CHAIR TO SIGN THE NOTICE OF COMPLETION; AND DIRECT RECORDING OF THE NOTICE OF COMPLETION.
12. State of California-Department of Social Services - Emancipated Youth Stipends Planning Allocation for Fiscal Year 2001-2002 - Board approval is requested by the Department of Employment and Social Services to accept and appropriate an additional \$4,050 received from the State of California-Department of Social Services as part of the Emancipated Youth Stipends Planning Allocation for Fiscal Year 2001-2002 - action requested - APPROVE BUDGET TRANSFER B-217 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE
13. Amended Distribution of Excess Proceeds from the Sale of Tax-Defaulted Property - on October 23, 2001, County Counsel submitted recommendations regarding distribution of excess proceeds from the sale of tax-defaulted property, and requested the Board order distribution pursuant to Revenue and Taxation Code Section 4675. County Counsel has received additional information regarding APNs 027-280-015 and 027-280-017, and has prepared amended recommendations for the Board based on that information - action requested - ADOPT AMENDED RECOMMENDATIONS FOR APNS 027-280-015 AND 027-280-017 AND ORDER AMENDED DISTRIBUTION PURSUANT TO REVENUE AND TAXATION CODE SECTION 4675.

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- 02-014
14. California Department of Insurance - Additional Revenue - Board approval is requested by the District Attorney to accept and appropriate additional revenue received from the California Department of Insurance for the Workers' Compensation Fraud and Automobile Insurance Fraud programs. The final allocation for the Workers' Compensation Insurance Fraud Program included an additional \$83,875 over the anticipated budgeted amount, and the final allocation for the Automobile Insurance Fraud Program included an additional \$49,786. Board approval is requested for a budget transfer to accept and appropriate the additional revenue into the department's budget. The department has also requested the Human Resources Department prepare a salary ordinance amendment which includes the addition of a District Attorney Investigator II/I position with a sunset date of December 30, 2002, in support of the programs (see item 22) - action requested - APPROVE BUDGET TRANSFER B-215 (4/5 vote required) ACCEPTING AND APPROPRIATING THE UNANTICIPATED REVENUE.
 15. Office of Criminal Justice Planning - Violence Against Women Vertical Prosecution Program - Board approval is requested by the District Attorney to accept and appropriate \$30,394 in unanticipated grant augmentation funds received for the Violence Against Women Vertical Prosecution Program. The Auditor-Controller has requested the department transfer the grant's matching funds, which were included in the department's yearly budget, to the required accounts as detailed in the agenda report. Board approval is also requested to direct the Department of Human Resources to prepare a salary ordinance amendment which extends the sunset dates for one full-time position of Mental Health Counsel, and one half-time position of District Attorney Investigator from February 28, 2002, to June 30, 2002, in response to the grant augmentation - action requested - APPROVE BUDGET TRANSFER B-223 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AND TRANSFERRING THE REQUIRED GRANT MATCHING FUNDS AS DETAILED IN THE AGENDA REPORT; AND DIRECT THE DEPARTMENT OF HUMAN RESOURCES TO PREPARE A SALARY ORDINANCE AMENDMENT EXTENDING THE SUNSET DATES OF THE POSITIONS IN SUPPORT OF THE GRANT TO JUNE 30, 2002.
 16. District Attorney - Request for Transfer - Board approval is requested by the District Attorney to transfer \$9,257 from the Appropriation for Contingencies to cover the cost of a one-quarter time Deputy District Attorney IV/III/II/I position for the last four months of fiscal year 2001-2002. The quarter-time attorney was added in support of the various therapeutic courts. Board approval is also requested to direct the Department of Human Resources to prepare a salary ordinance amendment which deletes the half-time Deputy District Attorney IV/III/II/I position (with a sunset date of June 30, 2004) authorized by the Board on September 25, 2001, and adds one full-time Deputy District Attorney IV/III/II/I (with a sunset date of June 30, 2004) in support of the programs - action requested - APPROVE BUDGET TRANSFER B-222 (4/5 vote required); AND DIRECT THE DEPARTMENT OF HUMAN RESOURCES TO PREPARE A SALARY ORDINANCE AMENDMENT TO REFLECT POSITION CHANGE.

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- 02-014
17. Adoption of a Salary Ordinance Amendment - the Department of Human Resources has prepared a salary ordinance amendment which changes the position title of the classification Supervisor-Collections to Supervisor-Central Collections as a result of a classification study. The change applies to the position's title and job description, but does not alter the compensation rate. The changes have been agreed to by the Butte County Management Employees' Association - action requested - ADOPT ORDINANCE 3798 AND AUTHORIZE THE CHAIR TO SIGN. (FROM 01-08-02 [3.24])
 18. Introduction of a Salary Ordinance Amendment - the Department of Human Resources has prepared a salary ordinance amendment which adds one position of Program Manager-Community Services to the Behavioral Health-General Services budget unit effective July 1, 2001. The additional position was approved in the department's final budget, but was inadvertently omitted from the salary ordinance - action requested - WAIVE READING OF THE ORDINANCE.
 19. Introduction of a Salary Ordinance Amendment - the Department of Human Resources has prepared a salary ordinance amendment to adjust the flat rate for the classification of Mental Health Intern (Class Code 6528) to the new California minimum wage of \$6.75 per hour. The new minimum wage took effect on January 1, 2002, and the adjustment will be retroactive to that date - action requested - WAIVE READING OF THE ORDINANCE.
 20. Introduction of a Salary Ordinance Amendment - the Department of Employment and Social Services has requested the Department of Human Resources prepare a salary ordinance amendment which deletes one position of Deputy Public Guardian/Public Administrator I. The department added a position of Deputy Public Guardian/Public Administrator II, with the condition that once the position had been filled, the Public Guardian/Public Administrator I position would be deleted - action requested - WAIVE READING OF THE ORDINANCE.
 21. Introduction of a Salary Ordinance Amendment - the District Attorney has requested the Department of Human Resources prepare a salary ordinance amendment which re-titles the classification of Supervisor-District Attorney Investigations to District Attorney Assistant Chief Investigator in response to a classification study. The change addresses position title only, and does not alter the job specifications or salary - action requested - WAIVE READING OF THE ORDINANCE.
 22. Introduction of a Salary Ordinance Amendment - the District Attorney has requested the Department of Human Resources prepare a salary ordinance amendment which adds one flexibly staffed position of District Attorney Investigator II/I (with a sunset date of December 30, 2002). The position will be funded by the California Department of Insurance to expand the County's Workers' Compensation and Insurance Fraud programs (see item 3.14) - action requested - WAIVE READING OF THE ORDINANCE.

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23. Introduction of a Salary Ordinance Amendment - the Administrative Office has requested the Department of Human Resources prepare a salary ordinance amendment which reinstates one flexibly staffed position of Administrative Analyst III/II/I/Principal Analyst/Deputy Administrative Officer. The position expired September 2001, but funding for the position was continued in the department's budget to allow for the position's continuance to be addressed following the retirement of the Chief Administrative Officer, which also occurred in September 2001. Continuation of the position would require no additional general purpose revenue - action requested - WAIVE READING OF THE ORDINANCE.
24. Introduction of a Salary Ordinance Amendment - the Behavioral Health Department has requested the Department of Human Resources prepare a salary ordinance amendment which deletes one position of Supervisor-Mental Health Clinician, and adds one half-time position of Supervisor-Mental Health Clinician in support of the Proposition 36 program. The reduced position will better serve the program by resulting in savings that can be used to support more case management hours, and support a contract with the Public Defender and District Attorney for part-time positions from their offices - action requested - WAIVE READING OF THE ORDINANCE.
25. Introduction of a Salary Ordinance Amendment - the Department of Human Resources has prepared a salary ordinance amendment which alters the previously allocated positions in support of the Mentally Ill Offender Crime Reduction Grant as follows: reallocates one flexibly staffed position of Office Assistant III/II/I from the Behavioral Health budget unit to the Probation Department budget unit; deletes one position of Administrative Services Assistant, and adds one position of Administrative Analyst I to the Sheriff-Coroner budget unit (all positions have a sunset date of June 30, 2004) - action requested - WAIVE READING OF THE ORDINANCE.
26. Introduction of a Salary Ordinance Amendment - the Department of Human Resources has prepared a salary ordinance amendment which incorporates the different salary changes as negotiated with the Butte County Correctional Officers' Association-General Unit, Butte County Employees' Association-General Unit, Butte County Management Employees' Association-Management, Confidential and Supervisory Unit, Deputy Sheriffs' Association-General Unit and Management and Supervisory Unit, and the Communication Workers of America AFL-CIO-Social Services Workers' Unit - action requested - WAIVE READING OF THE ORDINANCE.

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- 02-014
27. Introduction of an Ordinance - Salary Ordinance Amendment - the Department of Human Resources has prepared an ordinance which will allow the County's salary ordinance to be amended by resolution. The proposed change will provide for amendments to the annual salary ordinance to be completed by resolution, saving the time and expense involved in amending the ordinance using another ordinance. With the proposed change, the new salary ordinance changes will become effective with the passing of the resolution at one meeting, instead of the normal two-meeting process required for ordinances, and will save the expense of publication of each amendment. Once adopted, the use of the new resolution process may begin with the Board of Supervisors' meeting of March 26, 2002 - action requested - WAIVE READING OF THE ORDINANCE.
 28. Resolution in Recognition of Thomas Campbell Reid for Twenty-Nine Years of Dedicated Service to the County of Butte - action requested - ADOPT RESOLUTION 02-009 AND AUTHORIZE THE CHAIR TO SIGN.
 29. Resolution in Recognition of Judith Delgado Upon Her Retirement from the County of Butte - action requested - ADOPT RESOLUTION 02-010 AND AUTHORIZE THE CHAIR TO SIGN.
 30. Resolution in Recognition of Donna Murrill Upon Her Retirement from the County of Butte - action requested - ADOPT RESOLUTION 02-011 AND AUTHORIZE THE CHAIR TO SIGN.
 31. Resolution in Recognition of Mike Pyeatt Upon His Retirement from the County of Butte - action requested - ADOPT RESOLUTION 02-012 AND AUTHORIZE THE CHAIR TO SIGN.
 32. Resolutions of Appreciation for Local News Media - Board approval is requested by the Children's Services Coordinating Council for resolutions of appreciation to the Chico News and Review, the Chico Enterprise Record, KHSL, KPAY, and KNVN for their support of the campaign to increase awareness of the Frank Watters Children's Trust Fund. The trust fund was developed as a mechanism for citizens to make tax deductible donations which help fund child abuse and neglect prevention programs - action requested - ADOPT RESOLUTIONS 02-013, 02-014, 02-015, 02-016, AND 02-017 AND AUTHORIZE THE CHAIR TO SIGN.
 33. Resolution of Benefits of Butte County Department Heads - the Department of Human Resources has prepared a resolution, in cooperation with the department head compensation subcommittee, that standardizes the benefits available to both appointed and elected department heads - action requested - ADOPT RESOLUTION 02-018 AND AUTHORIZE THE CHAIR TO SIGN.

January 29, 2002

- 02-014
34. Butte County Air Quality Management District - Board approval is requested by the Agricultural Commissioner for a revenue agreement with the Butte County Air Quality Management District for the inspection of rice fields for disease, and issuance of conditional rice straw burn permits. The term of the agreement is July 1, 2001, through June 30, 2002, with a maximum amount payable to the County of \$25,000 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. R40326)
 35. MCPP Healthcare Consulting - Amendment - Board approval is requested by the Butte County Department of Behavioral Health for an amendment to the agreement with MCPP Healthcare Consulting for the preparation of a Behavioral Health Master Plan. The amendment expands the scope of services to include the preparation of a Strategic Plan and Capital Acquisition Plan for information technology within the Butte County Department of Behavioral Health. The amendment extends the term of the agreement through June 30, 2002, and increases the maximum amount payable by \$30,500 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X11628)
 36. State Department of Mental Health - Performance Contract - Board approval is requested by the Butte County Department of Behavioral Health for an agreement with the State Department of Mental Health for the provision of inpatient hospital services to the acutely mentally ill. The term of the agreement is July 1, 2001, through June 30, 2002. There is no cost to the County for this mandated performance contract - action requested - ADOPT RESOLUTION 02-019 APPROVING AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.
 37. Gary Bess Associates - Board approval is requested by the Butte County Department of Behavioral Health for an agreement with Gary Bess Associates for the management and evaluation of the department's Supportive Housing 2001 Initiative Grant funded by the California Department of Mental Health. The term of the agreement is July 1, 2001, through June 30, 2004, with a maximum amount payable not to exceed \$45,000 (department budget/grant funds) for the multi-year term - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
 38. Gary Bess Associates - Mentally Ill Offender Crime Reduction Grant - Board approval is requested by the Butte County Department of Behavioral Health for an agreement with Gary Bess Associates for the management and facilitation of the evaluation reports to study the impact, effectiveness, and cost benefits of the program, as required by the grant. The term of the agreement is July 1, 2001, through June 30, 2002, with a maximum amount payable not to exceed \$40,035 (department budget/grant funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

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- 02-014 39. Tulare County Office of Education - Board approval is requested by the Butte County Department of Behavioral Health for a revenue agreement with the Tulare County Office of Education for the provision of technical assistance to Tulare County through the California Friday Night Live Program technical assistance pool. The term of the agreement is September 1, 2001, through February 28, 2002, with a maximum amount payable to the County of \$1,700. Board approval is also requested to accept and appropriate the unanticipated revenue into the department's budget - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN; AND APPROVE BUDGET TRANSFER B-224 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE.
40. Government Leasing Company - Board approval is requested by the Department of Child Support Services for a lease agreement with Government Leasing Company for the provision of seven printers for use by the department. Two printers are high speed printers that will help facilitate the timely printing of weekly and monthly State mandated reports. The five remaining printers will replace outdated equipment which requires frequent repair. The term of the agreement is for 36 months, with a maximum amount payable of \$29,884 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE CYNDI MANN, DEPUTY ADMINISTRATIVE OFFICER, TO SIGN AGREEMENT ON BEHALF OF THE COUNTY. (Contract No. X13344)
41. Ray Morgan Company - Board approval is requested by the Department of Child Support Services for a maintenance agreement with Ray Morgan Company for repair and maintenance of a Cannon L9000 fax machine. The term of the agreement is 60 months, with a maximum amount payable of \$2,509.65 (department budget) for the multi-year term - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X13336)
42. West Coast Data Connect - Board approval is requested by the Communications Division for an agreement with West Coast Data Connect for the removal and replacement of all existing phone and data cabling from 42 County Center Drive in support of the remodel of the building for the Probation Department. The term of the agreement is from February 18, 2002, through the completion of the work, with a maximum amount payable of \$64,940 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X13362)
43. Office of Criminal Justice Planning - Drug Endangered Children Grant - on January 8, 2002, the Board approved the District Attorney's submission of a grant application to the Office of Criminal Justice Planning for funds to support the Drug Endangered Children Program. As part of that grant application, the Board is required to approve a Certification of Assurance of Compliance regarding the terms of the grant award - action requested - APPROVE CERTIFICATION AND AUTHORIZE THE CHAIR TO SIGN.

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02-014

44. Chico State University Foundation - Amendment - Board approval is requested by the Department of Development Services for an amendment to the agreement with the Chico State University Foundation for the provision of a Growth Scenarios Report for Butte County. The amendment extends the term of the agreement through March 29, 2002, to allow additional time to complete the tasks detailed in the Scope of Work. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X11887)
45. Youth For Change - Amendment - Board approval is requested by the Department of Employment and Social Services for an amendment to the agreement with Youth For Change for the provision of adoption promotion and support services. The amendment extends the term of the agreement through September 30, 2002, and increases the maximum amount payable by \$182,005 in response to an increased allocation received for the program - action requested - APPROVE BUDGET TRANSFER B-218 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE, AND AUTHORIZING THE AUDITOR TO ENCUMBER THE FUNDS AS DETAILED IN THE AGENDA TRANSMITTAL; AND APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X11697)
46. Youth For Change - Amendment - Board approval is requested by the Department of Employment and Social Services for an amendment to the agreement with Youth For Change for the provision of services in support of the SB 163 Wraparound Pilot Project. The amendment provides for the bi-annual Cost of Living Adjustments approved by the State. There is no increase to the maximum amount payable, and the term remains March 1, 2001, through September 30, 2003 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X11965)
47. Butte County Children and Families Commission - Memorandum of Understanding - Board approval is requested by the Department of Employment and Social Services for a Memorandum of Understanding with the Butte County Children and Families Commission for services in support of the Butte County Project REWARD (Retaining Experienced Workers And Reinforcing Development). The term of the agreement is January 1, 2002, through June 30, 2003, with a maximum amount payable not to exceed \$500,000. Funding for the agreement will be provided by unanticipated revenue received from the Incentive Trust Account, and Board approval is requested for a budget transfer to provide funding for the agreement - action requested - APPROVE BUDGET TRANSFER B-225 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED TRUST FUND REVENUE; AND APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

January 29, 2002

- 02-014
48. City of Biggs - Cooperative Agreement - Board approval is requested by the Fire Department for a cooperative agreement with the City of Biggs for the provision of volunteer fire service. The term of the agreement is July 1, 2001, through June 30, 2004, and provides that the County supply volunteer firefighting services, and the City of Biggs provide funding for firefighter safety gear of comparable value - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF THE AUDITOR-CONTROLLER.
 49. Butte County Employees' Association-General Unit - Memorandum of Understanding - the Department of Human Resources submits the negotiated agreement with the Butte County Employees' Association-General Unit. The term of the agreement is October 1, 2001, through September 30, 2004, and includes the following major provisions: an increase in County contributions to employee health premiums effective January 1, 2002; a 5% Cost of Living Allowance effective September 29, 2001; a Countywide classification/compensation study; and an Agency Shop agreement - action requested - APPROVE THE MEMORANDUM OF UNDERSTANDING AND AUTHORIZE THE CHAIR TO SIGN.
 50. Butte County Correctional Officers' Association-General Unit - Memorandum of Understanding - the Department of Human Resources submits the negotiated agreement with the Butte County Correctional Officers' Association-General Unit. The term of the agreement is October 1, 2001, through September 30, 2002, and includes the following major provisions: an increase in County contributions to the employee health premiums effective January 1, 2002; a Countywide classification/compensation study; a 3% Cost of Living Allowance effective September 29, 2001; and an 8% equity adjustment for Correctional Officers and Correctional Technicians effective the first pay period of April 2002 - action requested - APPROVE THE MEMORANDUM OF UNDERSTANDING AND AUTHORIZE THE CHAIR TO SIGN.
 51. Deputy Sheriffs' Association-General Unit - Memorandum of Understanding - the Department of Human Resources submits the negotiated agreement with the Deputy Sheriffs' Association-General Unit. The term of the agreement is October 1, 2001, through September 30, 2002, and includes the following major provisions: an increase in County contributions to employee health premiums effective January 1, 2002; a Countywide classification/compensation study; modification of the current retirement plan to provide a 3% at 50 formula for Sheriff's Department bargaining unit represented positions effective April 1, 2002; a 3% Cost of Living Allowance for Sheriff's Department bargaining unit employees effective September 29, 2001; and a 5% Cost of Living Allowance for District Attorney Investigator series effective September 29, 2001 - action requested - APPROVE THE MEMORANDUM OF UNDERSTANDING AND AUTHORIZE THE CHAIR TO SIGN.

January 29, 2002

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52. Deputy Sheriffs' Association-Management and Supervisory Unit - Memorandum of Understanding - the Department of Human Resources submits the negotiated agreement with the Deputy Sheriffs' Association-Management and Supervisory Unit. The term of the agreement is October 1, 2001, through September 30, 2002, and includes the following major provisions: an increase in County contributions to employee health premiums effective January 1, 2002; a Countywide classification/compensation study; modification of the current retirement plan to provide a 3% at 50 formula for Sheriff's Department bargaining unit represented positions effective April 1, 2002; a 3% Cost of Living Allowance for Sheriff's Department bargaining unit employees effective September 29, 2001; and a 5% Cost of Living Allowance for Supervisor-District Attorney Investigations and District Attorney Chief Investigator series effective September 29, 2001 - action requested - APPROVE THE MEMORANDUM OF UNDERSTANDING AND AUTHORIZE THE CHAIR TO SIGN.
53. Communication Workers of America AFL-CIO-Social Services Workers' Unit - Memorandum of Understanding - the Department of Human Resources submits the negotiated agreement with the Communication Workers of America AFL-CIO-Social Services Workers' Unit. The term of the agreement is October 1, 2001, through September 30, 2002, and includes the following major provisions: an increase in County contributions to the employee health premiums effective January 1, 2002; a 5% Cost of Living Allowance effective September 29, 2001; an Agency Shop agreement; and a Countywide classification/compensation study - action requested - APPROVE THE MEMORANDUM OF UNDERSTANDING AND AUTHORIZE THE CHAIR TO SIGN.
54. Rapidtext, Inc. - Amendment - Board approval is requested by the Probation Department for an agreement with Rapidtext, Inc., for the provision of transcription services. The amendment extends the term of the agreement through June 30, 2002, with all other terms and provisions to remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X11122)
55. Redwood Toxicology, Inc. - Board approval is requested by the Public Health Department for an agreement with Redwood Toxicology, Inc., for the provision of drug testing services. The term of the agreement is December 1, 2001, through June 30, 2003, with a maximum amount payable of \$30,000 for the multi-year term (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

January 29, 2002

- 02-014
56. Intelliwaste, Inc. - Amendment - Board approval is requested by the Public Works Department for an amendment to the agreement with Intelliwaste, Inc., for the provision of services in support of the solid waste management collection service agreement, rate setting process, and negotiations. The amendment increases the maximum amount payable by \$26,950 (department budget) to provide for completion of the negotiated agreements. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
 57. Greenleaf Compaction, Inc. - Board approval is requested by the Sheriff's Office for an agreement with Greenleaf Compaction, Inc., for the provision of a cardboard bailer for use primarily on the cardboard generated by the Butte County Jail Food Services Division. The term of the agreement is March 1, 2002, through February 28, 2007, with a maximum amount payable of \$195 per month (department budget). This is a renewing agreement, and Greenleaf Compaction, Inc., is providing one month of free service for the agreement renewal - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X13260)
 58. Greenleaf Compaction, Inc. - Board approval is requested by the Sheriff's Office for an agreement with Greenleaf Compaction, Inc., for the provision of a trash compactor for use by the Butte County Jail. The term of the agreement is March 1, 2002, through February 28, 2007, with a maximum amount payable of \$300 per month (department budget). This is a renewing agreement, and Greenleaf Compaction, Inc., is providing one month of free service for the agreement renewal - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X13259)
 59. Little Chico Creek Watershed Group - the State Water Resources Control Board has released a Request For Proposal for funding under Proposition 13, the Costa/Machado Water Bond of 2000. The Little Chico Creek Watershed Group has requested the County act as its fiduciary agent, and to assume administrative duties associated with the grant funding. The County has assumed this role for a Proposition 204 grant, and the Department of Water and Resource Conservation believes that the process has worked well in the past, and is recommending the Board approve the grant proposal - action requested - ACCEPT THE RECOMMENDATION OF THE DEPARTMENT OF WATER AND RESOURCE CONSERVATION AND APPROVE THE GRANT PROPOSAL FOR SUBMISSION UNDER PROPOSITION 13 ON BEHALF OF THE COUNTY, AND AUTHORIZE THE DIRECTOR OF WATER AND RESOURCE CONSERVATION TO SIGN NECESSARY DOCUMENTS ON BEHALF OF THE COUNTY.
 60. Butte County Fire Safe Council - Recommendations - the Fire Department submits the recommendations of the Butte County Fire Safe Council for projects that will qualify for funding under the HR-2389 Title III Funds. The projects can only be approved by the Board following a 45-day public comment period - action requested - ACCEPT FOR INFORMATION; AND DIRECT THE BUTTE COUNTY FIRE DEPARTMENT TO PUBLISH THE 45-DAY PUBLIC COMMENT PERIOD.

January 29, 2002

Regular Agenda

02-015 Appointments - Boards, Commissions, and Committees. (800)

1. Appointments to listed vacancies. (NONE)

CHAIR JOSIASSEN DIRECTED THAT THE APPOINTMENT TO THE WATER COMMISSION VACANCY BE INCLUDED ON THE AGENDA OF FEBRUARY 12, 2002.

02-016 Update on legislative and budget activities. (882) LAWRENCE ODLE, INTERIM CHIEF ADMINISTRATIVE OFFICER, PROVIDED AN UPDATE ON THE STATE BUDGET ACTIVITIES, ADDRESSING SOME EXPECTED EFFECTS THE STATE'S MOVES TO COVER ITS DEFICIT WILL HAVE ON LOCAL GOVERNMENTS. ADDITIONALLY, THE BOARD WAS PROVIDED A BRIEF SUMMARY OF A BILL WHICH WILL ADD A CABINET LEVEL POSITION FOR A LABOR AND WORK FORCE DEVELOPMENT AGENCY, A BILL WHICH WILL CLARIFY TERMS ON DISBURSEMENT OF COPS FUNDS, AND A BILL WHICH WILL CAP MEDI-CADE PAYMENTS TO HOSPITALS.

02-017 True Love Waits Campaign - Report to the Board - update on the True Love Waits Campaign - action requested - ACCEPT FOR INFORMATION. (1122)

SUPERVISOR BEELER PROVIDES AN UPDATE ON THE SUCCESS OF THE PROGRAM AND INTRODUCES THE FOLLOWING STUDENT REPRESENTATIVES: JAYMES LACKEY, OROVILLE HIGH SCHOOL; KAITLYN SHORROCK, ST. THOMAS THE APOSTLE SCHOOL; GINA GUTIERREZ, ST. THOMAS THE APOSTLE SCHOOL; ERIC BISHOP, CENTRAL MIDDLE SCHOOL; COURTNEY ROWE, CENTRAL MIDDLE SCHOOL; JOHNATHON CAREY, CENTRAL MIDDLE SCHOOL; AND NICOLE CHOUINARD, CENTRAL MIDDLE SCHOOL.

02-018 Basin Management Objectives for the Butte Basin portion of Butte County - Report to the Board - report by Toccoy Dudley, Chief of the Groundwater Section of the Northern District Department of Water Resources, on Basin Management Objectives for the Butte Basin portion of Butte County - action requested - ACCEPT THE RECOMMENDATION OF THE BUTTE COUNTY WATER COMMISSION AND APPROVE THE CONCEPT OF BASIN MANAGEMENT OBJECTIVES, AND DIRECT STAFF TO PROCEED WITH THE DEVELOPMENT OF BASIN MANAGEMENT OBJECTIVES FOR THE BASIN AREA OF THE COUNTY. (1373)

PRESENTATION TO THE BOARD BY TOCCOY DUDLEY, MEMBER, TECHNICAL ADVISORY COMMITTEE TO BUTTE BASIN WATER USERS ASSOCIATION AND THE BUTTE COUNTY WATER COMMISSION.

MOTION: I MOVE TO ACCEPT THE RECOMMENDATION OF THE BUTTE COUNTY WATER COMMISSION AND APPROVE THE CONCEPT OF BASIN MANAGEMENT OBJECTIVES, AND DIRECT STAFF TO PROCEED WITH THE DEVELOPMENT OF BASIN MANAGEMENT OBJECTIVES FOR THE BASIN AREA OF THE COUNTY.

VOTE: M S
1 Y 2 Y 3 Y 4 Y 5 Y (Unanimously Carried)

RECESS: 10:27 A.M.

RECONVENE 10:35 A.M.

January 29, 2002

Public Hearing and Timed Items

02-019 Continued Public Hearing - John and Sharon Byrne - Tentative Parcel Map - consideration of an appeal of the Development Review Committee's denial of a Tentative Parcel Map proposing four 1+/- acre parcels and a 5.35+/- acre remainder from an existing 9.41+/- acre parcel (this is a project on which notice of intent to adopt a negative declaration with mitigation measures regarding environmental impacts has been given). Water supply will be provided by the California Water Company or domestic wells. Sewer will be provided by individual septic systems. Access to the parcels will be provided by Rocking H Circle and an additional easement connecting onto Eaton Road. The property is zoned SR (Suburban Residential) and is located at the southwest corner of Eaton Road and Godman Avenue in the Chico area, and identified as APN 007-260-081 and 082 (File No. TSM 01-03 [DB]) - action requested - STAFF RECOMMENDS THE BOARD DENY THE APPEAL AND DENY THE TENTATIVE PARCEL MAP FOR JOHN BYRNE (TSM 01-03). (FROM 12-18-01 [5.01]) (3316)

AT THE REQUEST OF THE APPLICANT, PUBLIC HEARING OPENED AND CONTINUED OPEN TO MARCH 26, 2002, AT 10:30 A.M.

Regular Agenda

02-020 In-Home Supportive Services Public Authority - consideration of an ordinance establishing the Butte County In-Home Supportive Services Public Authority, and adoption of the Butte County In-Home Supportive Services Public Authority Employer-Employee Relations Policy - action requested - WAIVE READING OF THE ORDINANCE; AND ADOPT EMPLOYER-EMPLOYEE RELATIONS POLICY. (3388) (**00)

MOTION: I MOVE TO WAIVE THE READING OF THE ORDINANCE AND ADOPT THE EMPLOYER-EMPLOYEE RELATIONS POLICY.

M S

VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (Unanimously Carried)

January 29, 2002

02-021

CLOSED SESSION: THE BOARD RECESSED AT 11:19 A.M. TO A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): NEIGHBORS FOR RESPONSIBLE ACTION V. COUNTY OF BUTTE; PARADISE ROD AND GUN CLUB, INC., REAL PARTIES IN INTEREST (SUPERIOR COURT CASE NO. 126947); CONFERENCE WITH LEGAL COUNSEL REGARDING ANTICIPATED LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(1): ONE POTENTIAL CASE; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR DEVELOPMENT SERVICES; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR CHILD SUPPORT SERVICES; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: CHIEF ADMINISTRATIVE OFFICER; AND CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8: PROPERTY: APN 042-080-088; AGENCY NEGOTIATOR: LAWRENCE ODLE, INTERIM CHIEF ADMINISTRATIVE OFFICER, NEGOTIATING PARTIES: COUNTY OF BUTTE, AND WILLIAM W. AND JOAN O. LEWIS. UNDER NEGOTIATION: DISCUSSION OF PURCHASE, SALE, OR LEASE OF PROPERTY. (**1193)

RECONVENE:

THE BOARD RECONVENED AT 1:23 P.M. FROM A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): NEIGHBORS FOR RESPONSIBLE ACTION V. COUNTY OF BUTTE; PARADISE ROD AND GUN CLUB, INC., REAL PARTIES IN INTEREST (SUPERIOR COURT CASE NO. 126947); CONFERENCE WITH LEGAL COUNSEL REGARDING ANTICIPATED LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(1): ONE POTENTIAL CASE; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR DEVELOPMENT SERVICES; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR CHILD SUPPORT SERVICES; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: CHIEF ADMINISTRATIVE OFFICER; AND CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8: PROPERTY: APN 042-080-088; AGENCY NEGOTIATOR: LAWRENCE ODLE, INTERIM CHIEF ADMINISTRATIVE OFFICER, NEGOTIATING PARTIES: COUNTY OF BUTTE, AND WILLIAM W. AND JOAN O. LEWIS. UNDER NEGOTIATION: DISCUSSION OF PURCHASE, SALE, OR LEASE OF PROPERTY. (**1299 [NO ANNOUNCEMENTS])

January 29, 2002

Regular Agenda

02-022 Reconsideration of an approved Consent Agenda Item. (**1300)

Winery Ordinance - Report to the Board - the Planning Commission is recommending the Board approve the addition of a winery ordinance, adding section 24-563 to the Butte County Code, authorizing and regulating wineries in certain zone districts of the County, and establishing standards for the operation of wine tasting and special events - action requested - ACCEPT FOR INFORMATION; AND SET A PUBLIC HEARING FOR CONSIDERATION OF THE MATTER FOR TUESDAY, FEBRUARY 12, 2002, AT 10:30 A.M.

AS A RESULT OF A CONFLICT EXPECTED FOR FEBRUARY 12, 2002, THE BOARD CHAIR REQUESTED THE BOARD RECONSIDER SETTING THE DATE FOR THE PROPOSED HEARING.

MOTION: I MOVE TO RECONSIDER SETTING THE PUBLIC HEARING DATE FOR THE WINERY ORDINANCE, CHANGING THE DATE FROM TUESDAY, FEBRUARY 12, 2002, AT 10:30 A.M. TO TUESDAY, FEBRUARY 26, 2002, AT 10:30 A.M.

M S

VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (Unanimously Carried)

02-023 Items removed from the Consent Agenda for Board consideration and action. (**1472)

Butte County Code Enforcement Advisory Board - pursuant to Board direction on December 11, 2001, the Administrative Office submits a resolution creating the Butte County Code Enforcement Advisory Board. The committee will provide advice to the Board on code enforcement matters and assist in the development of priorities in code enforcement activities, identification of programs for voluntary property clean-up, and funding opportunities for code enforcement and community clean-up programs - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

MOTION: I MOVE TO ADOPT RESOLUTION 02-021 AND AUTHORIZE THE CHAIR TO SIGN.

M S

VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (Unanimously Carried)

02-024 Butte County Integrated Watershed and Resource Conservation Program - consideration of an agreement with the Department of Water Resources for funds to support the Butte County Integrated Watershed and Resource Conservation Program - action requested - ACCEPT THE RECOMMENDATION OF THE DIRECTOR OF WATER AND RESOURCE CONSERVATION AND AUTHORIZE HIM TO SIGN THE NECESSARY AGREEMENTS TO ACCEPT FUNDING FROM THE DEPARTMENT OF WATER RESOURCES TO FUND THE BUTTE COUNTY INTEGRATED WATERSHED AND RESOURCES CONSERVATION PROGRAM. (2867) (**00)

MOTION: I MOVE TO ACCEPT THE RECOMMENDATION OF THE DIRECTOR OF WATER AND RESOURCE CONSERVATION AND AUTHORIZE HIM TO SIGN THE NECESSARY AGREEMENTS TO ACCEPT FUNDING FROM THE DEPARTMENT OF WATER RESOURCES TO FUND THE BUTTE COUNTY INTEGRATED WATERSHED AND RESOURCES CONSERVATION PROGRAM.

S M

VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (Unanimously Carried)

January 29, 2002

02-025 Conservation Easements and Perpetual Habitat - discussion regarding the effects of land acquisition for conservation purposes - action requested - BOARD DISCUSSION AND DIRECTION. (**65)

DISCUSSION WITH TOM BUFORD, INTERIM DIRECTOR DEVELOPMENT SERVICES AND BRUCE ALPERT, COUNTY COUNSEL.

BOARD DIRECTION FOR COUNTY COUNSEL TO PREPARE A DRAFT DOCUMENT TO ADDRESS THE ISSUES OF CONCERN. COUNTY COUNSEL IS TO WORK WITH OTHER COUNTIES, OTHER COUNTY COUNSELS, THE COUNTY DEPARTMENTS INVOLVED, AND THE MANY INTERESTED GROUPS MENTIONED IN THE DISCUSSION, INCLUDING LAND OWNERS AND MEMBERS OF THE PUBLIC, TO RECEIVE INPUT ON THINGS TO BE INCLUDED IN THE COUNTY'S FINAL DOCUMENT.

02-026 State of California-Department of Transportation (CalTRANS)- consideration of a right of entry agreement with CalTRANS in support of a project intended to straighten and improve Highway 99 near Fire Station 41 - action requested - APPROVE RIGHT OF ENTRY AND AUTHORIZE THE CHAIR TO SIGN. (**975)

MOTION: I MOVE TO APPROVE A LETTER FROM CHIEF SAGER, AS REVIEWED BY COUNTY COUNSEL, WHICH LIMITS CALTRANS RIGHT OF ENTRY TO SURVEYING, ENGINEERING AND ANALYSIS, BUT PROHIBITD ACTUAL CONSTRUCTION OR IMPROVEMENTS, AND AUTHORIZE THE CHAIR TO SIGN.

M S
VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (Unanimously Carried)

Public Comment

02-027 COMMENTS REGARDING ITEMS NOT LISTED ON THE AGENDA. PRESENTATIONS WILL BE LIMITED TO FIVE MINUTES. THE BOARD OF SUPERVISORS IS PROHIBITED FROM TAKING ACTION ON ANY ITEM NOT LISTED ON THE AGENDA. (**1335) (NONE)

January 29, 2002

02-028

CLOSED SESSION: THE BOARD RECESSED AT 2:54 P.M. TO A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): NEIGHBORS FOR RESPONSIBLE ACTION V. COUNTY OF BUTTE; PARADISE ROD AND GUN CLUB, INC., REAL PARTIES IN INTEREST (SUPERIOR COURT CASE NO. 126947); CONFERENCE WITH LEGAL COUNSEL REGARDING ANTICIPATED LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(1): ONE POTENTIAL CASE; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR DEVELOPMENT SERVICES; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR CHILD SUPPORT SERVICES; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: CHIEF ADMINISTRATIVE OFFICER; AND CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8: PROPERTY: APN 042-080-088; AGENCY NEGOTIATOR: LAWRENCE ODLE, INTERIM CHIEF ADMINISTRATIVE OFFICER, NEGOTIATING PARTIES: COUNTY OF BUTTE, AND WILLIAM W. AND JOAN O. LEWIS. UNDER NEGOTIATION: DISCUSSION OF PURCHASE, SALE, OR LEASE OF PROPERTY. (**1363)

RECONVENE:

THE BOARD RECONVENED AT 4:08 P.M., FROM A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): NEIGHBORS FOR RESPONSIBLE ACTION V. COUNTY OF BUTTE; PARADISE ROD AND GUN CLUB, INC., REAL PARTIES IN INTEREST (SUPERIOR COURT CASE NO. 126947); CONFERENCE WITH LEGAL COUNSEL REGARDING ANTICIPATED LITIGATION - SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(1): ONE POTENTIAL CASE; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR DEVELOPMENT SERVICES; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR CHILD SUPPORT SERVICES; PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: CHIEF ADMINISTRATIVE OFFICER; AND CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8: PROPERTY: APN 042-080-088; AGENCY NEGOTIATOR: LAWRENCE ODLE, INTERIM CHIEF ADMINISTRATIVE OFFICER, NEGOTIATING PARTIES: COUNTY OF BUTTE, AND WILLIAM W. AND JOAN O. LEWIS. UNDER NEGOTIATION: DISCUSSION OF PURCHASE, SALE, OR LEASE OF PROPERTY. (**1380)

January 29, 2002

02-028

CLOSED
SESSION
ANNOUNCEMENT:

THE BOARD VOTED UNANIMOUSLY TO APPOINT SHARON STONE, DIRECTOR OF CHILD SUPPORT SERVICES, AND FRED DAVIS, INTERIM DIRECTOR OF DEVELOPMENT SERVICES. THE BOARD APPOINTED A NEGOTIATING TEAM TO NEGOTIATE WITH FRED DAVIS AND SHARON STONE AND HAVE AGREED TO THE TERMS OF THE EMPLOYMENT AGREEMENTS WHICH WILL COME BACK BEFORE THE BOARD AT THE NEXT FULL BOARD MEETING TO BE RATIFIED ON THE CONSENT AGENDA. THE NEW DIRECTORS WILL BEGIN WORK ON FEBRUARY 1.

ADJOURNMENT:

THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD, THE MEETING WAS ADJOURNED AT 4:12 P.M., TO RECONVENE AT A REGULAR MEETING OF THE BOARD TO BE HELD TUESDAY, FEBRUARY 12, 2002, AT 9:00 A.M.

CURT JOSIASSEN, CHAIR

ATTEST:

Lawrence D. Odle, Interim Chief Administrative
Officer and Clerk of the Board of Supervisors

By: _____