

# MINUTES



## BOARD OF SUPERVISORS

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

August 27, 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: Paul McIntosh, Chief Administrative Officer; Bruce Alpert, County Counsel; and Marion Reeves, Assistant Clerk of the Board.

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

Invocation - Pastor Tom Adams, Paradise Seventh Day Adventist Church, Paradise.

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### Items removed from the Consent Agenda for Board consideration and action.

- 02-258
1. Resolution in Support of the Water Security, Clean Drinking Water, and Coastal and Beach Protection Act of 2002 - Board approval is requested by the Department of Water and Resource Conservation for a resolution in support of Proposition 50, a water bond initiative which will appear on the ballot in November 2002 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (109)

THIS ITEM REMOVED FROM THE CONSENT AGENDA WITHOUT BOARD CONSIDERATION OR ACTION. THE ADMINISTRATIVE OFFICE WILL REVIEW THIS ITEM PRIOR TO IT RETURNING TO THE AGENDA.

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### Consent Agenda

- 02-259
1. Approval of Minutes - action requested - APPROVE MINUTES OF APRIL 23, 2002.
  2. Budget Transfers - action requested - APPROVE BUDGET TRANSFER B-020 (INFORMATION SYSTEMS).
  3. Library Donations - pursuant to Government Code Section 25355, donations of \$1,000 from Paradise Friends of the Library, \$250 from Barbara Bush Zontek of Oroville, \$250 from Paradise Pines Women's Club of Magalia, and \$200 from John Zontek of Oroville have been received for the Butte County Trust Fund for the purchase of books - action requested - ACCEPT DONATIONS AND AUTHORIZE THE CHAIR TO SIGN LETTERS OF APPRECIATION.

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4. County Fire Department Donation - pursuant to Government Code Section 25355, the Upper Ridge Volunteer Fire Company has donated a rescue squad with all equipment to the Fire Department. The squad is 1998 International 4x4 with a Westates buildup (VIN 1HTSDADN2XH637592) with an estimated value of \$200,000. The squad will continue to be used by the volunteer company serving the Upper Ridge community - action requested - ACCEPT DONATION; AUTHORIZE THE ADDITION OF THE EQUIPMENT TO THE COUNTY'S FIXED ASSET LISTING AND INSURANCE POLICES; AND APPROVE A LETTER OF APPRECIATION AND AUTHORIZE THE CHAIR TO SIGN.
5. Assessment Appeals Board - action requested - REAPPOINT DOUG DREBERT TO A TERM TO END SEPTEMBER 5, 2005.
6. Resolution Giving Notice of Hearing on Petition to Abandon a Public Service Easement - Board approval is requested by the Public Works Department, on behalf of Viacom Outdoor, to set a public hearing to consider the abandonment of the northerly seven feet of an existing twelve foot Public Utilities Easement on property located at the southwest corner of Glennwood Avenue and State Highway 32 (Nord Avenue) Chico. The Planning Commission has recommended approval - action requested - ADOPT RESOLUTION 02-139 OF INTENT TO ABANDON PUBLIC SERVICE EASEMENT AND SETTING A PUBLIC HEARING FOR CONSIDERATION OF THE MATTER FOR SEPTEMBER 24, 2002, AT 11:00 A.M.
7. County Service Area Charges - in order to levy service charges in the various County Service Areas, it is necessary to accomplish several prerequisite steps - action requested - DIRECT THAT A REPORT OF SERVICE CHARGES BE PREPARED IN ACCORDANCE WITH GOVERNMENT CODE SECTION 25210.77a, AND FILED WITH THE CLERK OF THE BOARD; DIRECT A PUBLIC HEARING BE SET FOR SEPTEMBER 24, 2002, AT 10:30 A.M.; AND DIRECT PUBLIC NOTICE OF THE HEARING BE GIVEN IN ACCORDANCE WITH GOVERNMENT CODE SECTION 6066.
8. Adoption of Tax Rates - State law requires the Board adopt various ad valorem tax rates prior to September 1 of each year. Board approval is requested by the Auditor-Controller for a resolution which will fix these rates for the County for fiscal year 2002-2003 - action requested - ADOPT RESOLUTION 02-140 AND AUTHORIZE THE CHAIR TO SIGN.
9. Butte County Office of Education Tax and Revenue Anticipation Notes (TRAN) - Fiscal Year 2002-2003 - Board approval is requested by the Treasurer-Tax Collector, on behalf of the Butte County Office of Education, for a resolution authorizing the issuance of Tax and Revenue Anticipation Notes for 2002-2003. The Butte County Office of Education is requesting the Board authorize the issuance of TRAN notes not to exceed \$45,000,000. The County has no fiduciary responsibility as to the repayment of these notes - action requested - ADOPT RESOLUTION 02-141 AND AUTHORIZE THE CHAIR TO SIGN.

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10. County Service Area (CSA) 135-Zone 1 (Keefer Creek Estates-Zone 1) - Report on Ballot Results and Resolution Setting Service Charges - pursuant to State law on August 12, 2002, a ballot proceeding was held in County Service Area 135-Zone 1 to consider an increase in service charges from \$67.74 to \$119.94. The ballot results were certified at the Board's meeting of August 13, 2002, and the proposed service charge increase was not approved by the voters in the CSA; therefore, Board approval is requested for a resolution setting the per parcel service charge for fiscal year 2002-2003 at the current maximum rate of \$67.74 - action requested - ~~ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN~~ ACCEPT FOR INFORMATION.
  11. Trust Fund Name and Earnings - Board approval is requested by the Fire Department to change the name of the Volunteer Contribution Trust Fund to the Water Tender Earnings Trust Fund, and to approve the use of revenue from Water Tender Earnings on State fires to provide 50% of the volunteer's share for purchases of new equipment, fund 50% of the cost of fuel and equipment maintenance on the volunteer company water tenders, and to purchase necessary supplies and fire equipment to support the volunteer fire companies - action requested - APPROVE NAME CHANGE OF VOLUNTEER CONTRIBUTION TRUST FUND TO WATER TENDER EARNINGS TRUST FUND; AND AUTHORIZE THE USE OF TRUST FUNDS AS DETAILED ABOVE.
  12. Frank Watters Children's Trust Fund - Board approval is requested by the Treasurer-Tax Collector to allow the Board's representative to the Children's Services Coordinating Council to sign thank-you letters to individuals who donate to the Frank Watters Children's Trust Fund. The Children's Services Coordinating Council has provided oversight and assistance to the annual fund drive which raises money for child abuse prevention efforts in Butte County - action requested - AUTHORIZE THE BOARD'S REPRESENTATIVE TO THE CHILDREN'S SERVICES COORDINATING COUNCIL TO SIGN THANK-YOU LETTERS FOR CONTRIBUTIONS TO THE FRANK WATTERS CHILDREN'S TRUST FUND.
  13. Introduction of an Ordinance - Board approval is requested by the Administrative Office for an ordinance amending Ordinance No. 3825, approving the Gridley Redevelopment Plan and adopting Findings and Statement of Facts and Overriding Considerations related to the Environmental Impact Report. The proposed amendment removes the requirement for filing the Notice of Determination by the County. The Notice of Determination is filed by the Lead Agency, which is the City of Gridley - action requested - WAIVE READING OF THE ORDINANCE.

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14. Introduction of a Salary Ordinance Amendment - the Department of Human Resources has prepared a salary ordinance amendment which reflects changes contained in the fiscal year 2002-2003 final budget as follows: TREASURER-TAX COLLECTOR - adds one flexibly staffed position of Office Assistant III/II/I. DISTRICT ATTORNEY-CRIMINAL - adds three flexibly staffed positions of Office Assistant III/II/I. PROBATION - deletes one flexibly staffed position of Probation Officer III/II/I and one half-time position of Probation Technician. DEVELOPMENT SERVICES-BUILDING INSPECTION - adds one position of Code Enforcement Officer and one flexibly staffed position of Office Assistant III/II/I. COUNTY CLERK-RECORDER - adds one position of Senior Account Clerk. BEHAVIORAL HEALTH-GENERAL SERVICES - deletes one flexibly staffed position of Staff Nurse III/II/I and one flexibly staffed position of Office Assistant II/I. Adds two flexibly staffed positions of Mental Health Clinician II/I. BEHAVIORAL HEALTH-SUBSTANCE ABUSE SERVICES - adds two flexibly staffed positions of Senior Mental Health Counselor/Mental Health Counselor/Mental Health Worker. CHILD SUPPORT SERVICES - adds two flexibly staffed positions of Administrative Analyst III/II/I. LIBRARY - extends the ending date of three sunset positions of Library Assistant I to September 30, 2003 - action requested - WAIVE READING OF THE ORDINANCE.
  
15. Resolution to Amend the Salary Ordinance - the Department of Human Resources has prepared a resolution to amend the salary ordinance as follows: PUBLIC WORKS-TRANSPORTATION SYSTEMS - this section is deleted in its entirety. SALARY PLAN FOR CLASSIFIED POSITIONS, REFERENCE F, MANAGEMENT, CONFIDENTIAL, AND SUPERVISORY UNIT CLASSIFICATION - re-titles the job classification of Supervising Health Education Specialist to Supervisor-Health Education Specialist. PUBLIC HEALTH-GENERAL SERVICES - deletes two positions of Supervising Health Education Specialist and adds two positions of Supervisor-Health Education Specialist. BEHAVIORAL HEALTH-GENERAL SERVICES - deletes one position of Supervising Health Education Specialist and adds one position of Supervisor-Health Education Specialist. BEHAVIORAL HEALTH-SUBSTANCE ABUSE SERVICES - deletes one position of Supervising Health Education Specialist and one sunset position of Supervising Health Education Specialist, and adds one position of Supervisor-Health Education Specialist and one sunset position of Supervisor-Health Education Specialist. SALARY PLAN FOR ELECTED AND APPOINTED OFFICIALS, REFERENCE A, APPOINTED DEPARTMENT HEADS - adjusts the salary for the LAFCo Executive Officer to \$79,400 per year, retroactive to July 6, 2002 - action requested - ADOPT RESOLUTION 02-142 AND AUTHORIZE THE CHAIR TO SIGN.

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- 02-259
16. Resolution Establishing a Service Authority for the Abandoned Vehicle Abatement Program pursuant to California Vehicle Code Section 9250.7 and 22710 - the Administrative Office submits a resolution which establishes a Service Authority for the countywide Abandoned Vehicle Abatement Program. Establishment of the program requires the formation of a Joint Powers Authority (Service Authority) by the Board and a majority of the cities having a majority of the incorporated population within the County. Funding for the program will be provided by a \$1 service fee imposed by the Service Authority on all motor vehicle registrations within Butte County for ten years. Commercial vehicles in excess of 10,001 pounds will be subject to an additional \$2 fee. The following actions are necessary to implement the program: 1) adopt a resolution that authorizes the establishment of a Joint Powers Authority (Service Authority) to impose a \$1 registration fee (\$2 additional fee for commercial vehicles in excess of 10,001 pounds) and approves the Vehicle Abatement Plan; 2) approve agreement with the Service Authority for vehicle abatement services; 3) approve agreement with the Service Authority to provide administrative services; and 4) appoint representative to the Service Authority (this item will return on a subsequent agenda) - action requested - ADOPT RESOLUTION 02-143 (4/5 vote required) AND AUTHORIZE THE CHAIR TO SIGN; AND APPROVE AGREEMENTS (2) WITH SERVICE AUTHORITY FOR VEHICLE ABATEMENT SERVICES AND ADMINISTRATIVE SERVICES AND AUTHORIZE THE ~~CHAIR~~ CHIEF ADMINISTRATIVE OFFICER TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
  17. Resolution Recognizing September 8, 2002, as National Grandparents Day - action requested - ADOPT RESOLUTION 02-144 AND AUTHORIZE THE CHAIR TO SIGN.
  18. Roadway Improvements Within the County of Butte Jurisdiction on Palmetto Avenue Between Arbutus Avenue and Moss Avenue - Amendment to Letter Agreement - Board approval is requested by the Public Works Department for a second amendment to the letter agreement with the City of Chico to encroach into the public right-of-way to construct roadway improvements on Palmetto Avenue between Arbutus Avenue and Moss Avenue. The proposed amendment to the Letter of Agreement extends the encroachment date from June 30, 2002, to October 31, 2002, to provide for the amended scheduled completion date for the project. All other terms and provisions remain the same - action requested - APPROVE AMENDMENT TO LETTER AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

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19. Reconstruction of Centerville Road Bridge Across Butte Creek - Federal Project No. BRLO-5912(018); County Project No. 54345-97-1 - Contract Change Order (CCO) No. 3 - CCO. No. 3, in the increasing amount of \$44,729, provides for the preparation and implementation of a tree planting and erosion control plan to satisfy mitigation requirements outlined in the Initial Study/Mitigated Negative Declaration - action requested - APPROVE CONTRACT CHANGE ORDER NO. 3 AND AUTHORIZE THE CHAIR TO SIGN.
20. Union Pacific Railroad Company - Public Highway Crossing Agreement - Board approval is requested by the Public Works Department for an agreement with the Union Pacific Railroad Company for reconstruction of the public crossing in the Union Pacific Railroad Company's right-of-way on west East Avenue in support of the County's reconstruction and widening project on west East Avenue from the City of Chico limits east of Guyann Avenue to State Route 32. The agreement has a maximum amount payable of \$293,000 (department budget) - action requested - ADOPT RESOLUTION 02-145 AND AUTHORIZE THE CHAIR TO SIGN; AND APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
21. Regional Council of Rural Counties - California Rural Home Mortgage Finance Authority Agreement - Amendment - Board approval is requested by the Administrative Office for an amendment to the agreement with the Regional Council of Rural Counties' California Rural Home Mortgage Finance Authority. The agreement provides broadened opportunities for home ownership through a variety of home loan opportunities. The amendment is being revised to provide for consistent language with other Regional Council of Rural Counties' agreements - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
22. Steven Mark Stapleton - Amendment - Board approval is requested by the Administrative Office for an amendment to the agreement with Steven Mark Stapleton for the provision of Public Defender services. The amendment removes Mr. Stapleton from the Executive Committee of the Butte County Indigent Services Consortium effective August 1, 2002 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X10841)
23. Myra L. Bailey - Amendment - Board approval is requested by the Administrative Office for an amendment to the agreement with Myra L. Bailey for the provision of Public Defender services. The amendment adds Ms. Bailey to the Executive Committee of the Butte County Indigent Services Consortium effective August 1, 2002 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X10841)

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24. Thomas Lancaster, M.D. - Amendment - Board approval is requested by the Butte County Department of Behavioral Health for an amendment to the agreement with Thomas Lancaster, M.D. for the provision of services in the specialized field of psychiatry. The amendment increases the maximum amount payable for fiscal year 2002-2003 by \$27,000 (department budget). 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. (Contract No. X11300)
25. Youth For Change - Board approval is requested by the Butte County Department of Behavioral Health for an agreement with Youth For Change for the provision of mental health services to clients with full scope Medi-Cal benefits. The term of the agreement is July 1, 2002, through June 30, 2003, with a maximum amount payable of \$753,988 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
26. Right Road Recovery Programs, Inc. - Board approval is requested by the Butte County Department of Behavioral Health for an agreement with Right Road Recovery Programs, Inc., for the provision of outpatient drug-free counseling and short-term residential treatment services to Drug Court, Proposition 218, and Perinatal clients. The term of the agreement is July 1, 2002, through June 30, 2003, with a maximum amount payable of \$42,529.49 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X13719)
27. Oroville Recovery Center - Board approval is requested by the Butte County Department of Behavioral Health for an agreement with Oroville Recovery Center for the provision of drug and alcohol recovery services. The term of the agreement is July 1, 2002, through June 30, 2003, with a maximum amount payable of \$59,078.85 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X13764)
28. Cherokee Restoration Fellowship - Board approval is requested by the Butte County Department of Behavioral Health for an agreement with Cherokee Restoration Fellowship for the provision of residential drug and alcohol treatment services. The term of the agreement is July 1, 2002, through June 30, 2003, with a maximum amount payable of \$38,372.51 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X13745)

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- 02-259      29.    Karuna Anand Brar, M.D. - Amendment - Board approval is requested by the Butte County Department of Behavioral Health for an amendment to the agreement with Karuna Anand Brar, M.D., for the provision of services in the specialized field of psychiatry. The amendment decreases the maximum amount payable by \$72,250 for fiscal year 2002-2003. 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. (Contract No. X11385)
30.    Oroville Hospital - Amendment - Board approval is requested by the Butte County Department of Behavioral Health for an amendment to the agreement with Oroville Hospital for the provision of emergency medical services and ambulance transportation services for patients of the Psychiatric Health Facility. The amendment increases the maximum amount payable by \$3,637.50 (department budget) as a result of an increased utilization of services. 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. (Contract No. X13206)
31.    Carl Rickards, Jr. - Lease Agreement Amendment - Board approval is requested by the Butte County Department of Behavioral Health for an amendment to the lease agreement with Carl Rickards, Jr., for the property located at 260 Cohasset Road, Suite E, Chico. The amendment provides for a change in contractor from Carl Rickards, Jr., to Lillian Rickards. 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. (Contract No. X12089)
32.    Skyway House - Amendment - Board approval is requested by the Butte County Department of Behavioral Health for an amendment to the agreement with the Skyway House for the provision of non-residential outpatient rehabilitation services for clients referred under the Substance Abuse and Crime Prevention Act and Perinatal clients. The amendment reduces the maximum amount payable by \$10,000. 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. (Contract No. X13423)

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33. State of California-Department of Alcohol and Drug Programs - Grant Agreement Amendment - Board approval is requested by the Butte County Department of Behavioral Health for an amendment to the grant agreement with the State of California-Department of Alcohol and Drug Programs for funds to implement the Youth Development and Crime Prevention Grant. The amendment extends the term of the agreement through September 30, 2003, to allow the department to carryover unspent program funds as necessary. All other terms and provisions remain the same - action requested - ADOPT RESOLUTION 02-146 APPROVING AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE CHAIR TO SIGN AMENDMENT SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. R40422)
34. California Mental Health Directors Association - Amendment - Board approval is requested by the Butte County Department of Behavioral Health for an amendment to the agreement with the California Mental Health Directors Association (CMHDA). Through the agreement with CMHDA, the department has access to a statewide provider network for speciality mental health services for Medi-Cal beneficiaries. The amendment extends the term of the agreement through June 30, 2003, and increases the maximum amount payable by \$25,000 (department budget) for fiscal year 2002-2003. All other terms and provisions remain the same. In order to implement the amendment, the County must also authorize the State Department of Mental Health to transfer to CMHDA \$15,000 from the department's State General Fund allocation for Early Periodic Screening, Diagnosis and Treatment, and Board approval is also requested for a resolution approving that transfer - action requested - ADOPT RESOLUTION 02-147 AND AUTHORIZE THE CHAIR TO SIGN; AND APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X11598)
35. Tri-County Treatment - Board approval is requested by the Butte County Department of Behavioral Health for an agreement with Tri-County Treatment for the provision of short-term residential recovery services. The term of the agreement is July 1, 2002, through June 30, 2003, with a maximum amount payable of \$116,830 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
36. Private Industry Council - Sublease Agreement - Board approval is requested by the Butte County Department of Behavioral Health for a sublease agreement with the Private Industry Council for space in the Southside Oroville Community Center. The department will utilize the space to provide services to adult clients. The term of the agreement is August 1, 2002, through July 31, 2012, with a maximum amount payable of \$44,710.02 (department budget) 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. (Contract No. X13741)

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37. Right Road Recovery Programs, Inc. - Amendment - Board approval is requested by the Butte County Department of Behavioral Health for an amendment to the agreement with Right Road Recovery Programs, Inc., for the provision of short-term alcohol and drug residential treatment services. The amendment increases the maximum amount payable by \$10,000 (department budget) as a result of an increased utilization of services. 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. (Contract No. X13457)
38. Robert A. Glusman - Amendment - Board approval is requested by County Counsel for an amendment to the agreement with Robert A. Glusman for the provision of specialized legal services. The amendment provides for reimbursement of Children's Services Division Appeals at the rate of \$125.00 per hour (department budget). All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF THE AUDITOR-CONTROLLER.
39. Sharon A. Stone - Board approval is requested by County Counsel to terminate County agreement number X10875 with Sharon A. Stone for services as the Interim Director-Child Support Services. Ms. Stone's employment is currently covered by an employment agreement which supercedes and replaces contract number X10875 - action requested - APPROVE TERMINATION OF CONTRACT NUMBER X10875.
40. Remy, Thomas and Moose - Amendment - Board approval is requested by County Counsel for an amendment to the agreement with Remy, Thomas and Moose for the provision of specialized legal services. The amendment provides for a revised fee schedule for attorney, analyst and paralegal services. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF THE AUDITOR-CONTROLLER.
41. Regional and Economic Sciences - Board approval is requested by County Counsel for an agreement with Regional and Economic Sciences for research related to the analysis of the socio-economic impact of Project 2100 (the Lake Oroville Dam) on the economy of Butte County, and to assist the County in efforts to establish a scientifically supportable position from which to negotiate with the State Department of Water Resources in the Federal Energy Regulatory Commissions' re-licensing process. The term of the agreement is August 27, 2002, through January 1, 2005, with a compensation rate of \$75.00 per hour (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF THE AUDITOR-CONTROLLER.

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42. Community Development Block Grant Extension - Board approval is requested by the Development Services Department for a resolution which would approve an extension of Grant No. 97-STBG-1103 (Southside Community Center) to September 30, 2002, to allow up to \$100,000 of Program Income to be used to assist in the repair of the Stirling City Septic Management System. The State Department of Housing and Community Development has approved the extension and the proposed resolution is required for release of the Program Income - action requested - ADOPT RESOLUTION 02-148 AND AUTHORIZE THE CHAIR TO SIGN.
43. United States Department of Justice/United States Department of the Treasury - Federal Equitable Sharing Agreement - Board approval is requested by the District Attorney for a Federal Equitable Sharing Agreement with the United States Departments of Justice and Treasury. The agreement is required for local jurisdictions to receive their share of the forfeitures in federal jurisdiction cases where the local jurisdiction assisted - action requested - APPROVE FEDERAL ANNUAL CERTIFICATION REPORT AND AUTHORIZE THE CHAIR AND THE DISTRICT ATTORNEY TO SIGN; AND APPROVE FEDERAL EQUITABLE SHARING AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. R40227)
44. Valley Toxicology Service, Inc. - Board approval is requested by the District Attorney for an agreement with Valley Toxicology Service, Inc., for the provision of substance analysis and expert court testimony. The term of the agreement is July 1, 2002, through June 30, 2003, with a maximum amount payable of \$62,000 (department budget). Sole source approval for the agreement is also requested - action requested - APPROVE SOLE SOURCE JUSTIFICATION; AND APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X13513)
45. Wells Fargo Bank - Estoppel, Non-disturbance and Attornment Agreement - Board approval is requested by the Department of Employment and Social Services for an Estoppel, Non-disturbance and Attornment Agreement for the property located at 202 Mira Loma Drive, Oroville. The department leases space at the property from GBPP 4 Oroville II, L.P. The owner of the property is attempting to secure a loan and the lender, Wells Fargo Bank, has requested the County, as tenant of the property, complete the agreement as part of the loan process - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

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46. Kitchell CEM, Inc. - Amendment - Board approval is requested by the General Services Director for an amendment to the agreement with Kitchell CEM, Inc., for the provision of construction management services for the new Juvenile Hall project. The amendment extends the term of the agreement through January 30, 2003, amends the monthly payment from \$21,067 to \$10,000 per month (or pro-rated portion), reduces on-site manpower from five to three days per week, and amends the notification provision. The overall additional cost for the amendment is estimated at \$60,000, which will be funded with project contingency funds - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X11452)
47. Public Sector Personnel Consultant - Board approval is requested by the Department of Human Resources for an agreement with Public Sector Personnel Consultants for the provision of a Countywide classification and compensation study pursuant to the negotiated labor agreements with the County's bargaining units. The term of the agreement is July 1, 2002, through June 30, 2003, with a maximum amount payable of \$200,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF THE AUDITOR-CONTROLLER.
48. California Council for the Humanities - Board approval is requested by the Director of Libraries to accept \$500 in grant funds from the California Council for the Humanities. The funds will be utilized to promote reading Steinbeck's *The Grapes of Wrath* - action requested - ACCEPT GRANT AWARD, AND APPROVE BUDGET TRANSFER B-019 (4/5 vote required) ACCEPTING AND APPROPRIATING GRANT FUNDS.
49. State of California-Department of Health Services - Women, Infants and Children Agreement - Amendment - Board approval is requested by the Public Health Department for an amendment to the revenue agreement with the State of California-Department of Health Services for the provision of funds to support the Women, Infants and Children program. The amendment increases the maximum amount payable to the County by \$29,743 as a result of an increased allocation. 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. (Contract No. R40199)

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50. Home Health Care Management, Inc., d.b.a. CHP Plus - Board approval is requested by the Public Health Department for an agreement with Home Health Care Management, Inc., d.b.a. CHP Plus for the provision of services in support of the Early Intervention Project and the HIV Transmission Prevention Project. The term of the agreement is July 1, 2002, through June 30, 2003, with a maximum amount payable of \$78,150 (State funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
51. California Department of Health Services - Board approval is requested by the Public Health Department for an agreement with the California Department of Health Services for the provision of technical support and assistance in claims processing and program monitoring. The agreement is part of the administrative duties of the department in its capacity as Host Entity for the Medi-Cal Administrative Activities/Targeted Case Management program consortium. The term of the agreement is July 1, 2002, through June 30, 2003, with a maximum amount payable of \$568,470. Funding for the agreement is provided by participation fees collected from other counties belonging to the consortium. Currently the department has budgeted \$450,000 for the agreement and will adjust fee rates to provide for the increased cost of the agreement. To provide for that adjustment, Board approval is also requested to adjust the department's revenue and expenditures budgets by \$118,470 - action requested - APPROVE BUDGET TRANSFER B-012 (4/5 vote required) INCREASING THE REVENUE CODE AND APPROPRIATING THE FUNDS TO THE DEPARTMENT; AND APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
52. Wells Fargo Bank - Estoppel, Non-disturbance and Attornment Agreement - Board approval is requested by the Public Health Department for an Estoppel, Non-disturbance and Attornment Agreement for the property located at 202 Mira Loma Drive, Oroville. The department leases space at the property from GBPP 4 Oroville II, L.P. The owner of the property is attempting to secure a loan and the lender, Wells Fargo Bank, has requested the County, as tenant of the property, complete the agreement as part of the loan process - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.
53. Gary Bess and Associates - Board approval is requested by the Sheriff's Office for an agreement with Gary Bess and Associates for the provision of management and facilitation of the evaluation reports for the Forensic Resource Team and Mentally Ill Offender Crime Reduction grant programs. The term of the agreement is July 1, 2002, through June 30, 2003, with a maximum amount payable of \$40,035 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X13570)

**August 27, 2002**

02-259

54. Appriss - Victim Information Notification Everyday (VINE) Service - Board approval is requested by the Sheriff-Coroner for an agreement with Appriss, provider of the VINE Service. Under the VINE Service, the company will notify victims when there has been a change of status of an incarcerated offender. The term of the agreement is October 19, 2002, through October 19, 2003, with a maximum amount payable of \$13,020 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X11383)
55. United States Department of Justice/United States Department of the Treasury - Federal Equitable Sharing Agreement - Board approval is requested by the Sheriff's Office for a Federal Equitable Sharing Agreement with the United States Departments of Justice and Treasury. The agreement is required for local jurisdictions to receive their share of the forfeitures in federal jurisdiction cases where the local jurisdiction assisted - action requested - APPROVE FEDERAL ANNUAL CERTIFICATION REPORT AND AUTHORIZE THE CHAIR AND SHERIFF-CORONER TO SIGN; AND APPROVE FEDERAL EQUITABLE SHARING AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
56. Superior Court of California-County of Butte/Butte County Treasurer-Tax Collector - Memorandum of Understanding - Amendment - Board approval is requested by the Treasurer-Tax Collector for an amendment to the Memorandum of Understanding with the Superior Court of California-County of Butte for the Enhanced Collection and Compliance Program. The amendment provides for an extension of the term through December 31, 2002, to provide for compilation of complete fiscal year-end data and a comprehensive review of the program's progress to date. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X13765)
57. State Water Resources Control Board - Board approval is requested by the Department of Water and Resource Conservation to accept grant funds from the State Water Resources Control Board in the amount of \$168,871 for the Cherokee Watershed Water Quality Investigation - action requested - ACCEPT GRANT AWARD; ADOPT RESOLUTION 02-149 ACCEPTING GRANT FUNDS AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE DIRECTOR OF WATER AND RESOURCE CONSERVATION TO SIGN CONTRACTS AND DOCUMENTS ASSOCIATED WITH THE GRANT FUNDING, SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
58. Assembly Bill 749 - Workers' Compensation Legislation - consideration of an amended letter to Assembly and Senate representatives asking support of legislation that changes the minimum temporary disability provision of Assembly Bill 749 as it relates to inmates and court-sentenced community service workers - action requested - APPROVE LETTER AND AUTHORIZE THE CHAIR TO SIGN. (FROM 8-13-02 [4.02(1)]) (161)

**August 27, 2002**

02-259 MOTION: I MOVE TO APPROVE THE CONSENT AGENDA WITH THE REMOVAL OF ITEM 3.16, THE ACTION ON ITEM 3.10 AMENDED TO READ, "action requested - ACCEPT FOR INFORMATION.", AND THE ACTION REQUESTED FOR ITEM 3.17 AMENDED TO READ, ".AND ADMINISTRATIVE SERVICES AND AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER TO SIGN..".

M S

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

CHAIR JOSIASSEN PRESENTS A RESOLUTION RECOGNIZING SEPTEMBER 8, 2002, AS NATIONAL GRANDPARENTS DAY TO CHARLES HANSEN.

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**Regular Agenda**

02-260 Appointments - Boards, Commissions, and Committees. (246)

1. Appointments to listed vacancies.

MOTION: I MOVE TO APPOINT TERRELL STORM, DISTRICT 4 REPRESENTATIVE, TO THE BUTTE COUNTY RESOURCE CONSERVATION DISTRICT BOARD OF DIRECTORS.

S M

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

02-261 Update on legislative and budget activities. (273) PAUL MCINTOSH, CHIEF ADMINISTRATIVE OFFICER, INFORMS THE BOARD THAT THE LEGISLATURE IS WORKING TO END ITS CURRENT SESSION BUT THE STATE STILL HAS NOT APPROVED A BUDGET.

02-262 Water Quality Monitoring - Report to the Board - report to the Board on the water quality monitoring program pursuant to Butte County Code Chapter 33 - action requested - ACCEPT FOR INFORMATION. (506)

PRESENTATION TO THE BOARD BY ED CRADDOCK AND VICKI NEWLIN, DEPARTMENT OF WATER AND RESOURCE CONSERVATION, AND TOCCOY DUDLEY, BUTTE COUNTY WATER COMMISSION TECHNICAL ADVISORY COMMITTEE.

02-263 County Representation on the Northern California Water Association Board of Directors - consideration of the appointment of a Board member to work with staff and supervisors from other counties to develop an equitable process for selecting county representatives to the Northern California Water Association's Board of Directors - action requested - APPOINT BOARD MEMBER TO WORK WITH STAFF AND SUPERVISORS FROM OTHER COUNTIES REGARDING COUNTY REPRESENTATION ON THE NORTHERN CALIFORNIA WATER ASSOCIATION'S BOARD OF DIRECTORS. (962)

MOTION: I MOVE TO APPOINT SUPERVISOR JOSIASSEN AS THE BOARD MEMBER TO WORK WITH STAFF AND SUPERVISORS FROM OTHER COUNTIES REGARDING COUNTY REPRESENTATION ON THE NORTHERN CALIFORNIA WATER ASSOCIATION'S BOARD OF DIRECTORS.

S M

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

**August 27, 2002**

02-264 Voting Modernization Bond Act of 2002 - consideration of an application for funds under the Voting Modernization Bond Act of 2002 - action requested - ADOPT RESOLUTION APPROVING APPLICATION FOR FUNDS AND AUTHORIZE THE CHAIR TO SIGN. (1134)

MOTION: I MOVE TO ADOPT RESOLUTION 02-150 APPROVING APPLICATION FOR FUNDS AND AUTHORIZE THE CHAIR TO SIGN.

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

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RECESS: 9:50 A.M.

RECONVENE: 10:03 A.M.

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**Regular Agenda**

02-265 Draft Traffic Undulation Procedure and Policy - presentation of draft policies and procedures for responding to traffic speeding complaints and the possible implementation of traffic undulations in specific situations - action requested - DIRECT STAFF TO MAKE REVISIONS AS NECESSARY AND RETURN FINAL DRAFT TO BOARD FOR PUBLIC REVIEW AND BOARD ACTION. (1575)

PRESENTATION TO THE BOARD BY MIKE CRUMP, DIRECTOR-PUBLIC WORKS AND BRIAN GRAVES, ASSISTANT ENGINEER.

MR. CRUMP INFORMED THE BOARD THAT THE REVISED PLAN WILL BE BROUGHT BACK TO THE BOARD IN OCTOBER FOR APPROVAL.

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**Public Hearing and Timed Items**

02-266 Public Hearing - Supervisorial Redistricting - consideration of the adoption of a redistricting plan and enactment of an ordinance redistricting the Butte County supervisorial districts - action requested - ADOPT PLAN; AND WAIVE READING OF ORDINANCE. (2735) (\*\*00)

PUBLIC HEARING COMMENCED: 10:36 A.M.  
PUBLIC HEARING CLOSED: 10:48 A.M.

MOTION: I MOVE TO ADOPT PLAN 3 AND WAIVE READING OF THE ORDINANCE.

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

**August 27, 2002**

02-267 Continued Public Hearing - Raymond Teesdale - Tentative Parcel Map and Lot Line Adjustment - Appeal - consideration of an appeal of the Development Review Committee's denial of a Tentative Parcel Map and Lot Line Adjustment to divide a 46.28 acre parcel into four 10 acre lots and a 6.28 acre remainder on property zoned A-5 (Agricultural - 5 acre parcels). The property is located approximately 1,300 feet north of Central House Road on the west side of the Western Pacific Railroad tracks, near the intersection of Central House Road and Lone Tree Road, Oroville, and identified as APN 028-020-054 and 046 (CS [TPM 02-19]) - action requested - STAFF RECOMMENDS THE BOARD TAKE THE FOLLOWING ACTIONS:

1. SUBJECT TO FINDINGS I(A AND B) AS DETAILED IN THE STAFF REPORT DATED AUGUST 27, 2002, FIND THAT THE A-5 ZONE AND THE PROPOSED PROJECT IS NOT CONSISTENT WITH THE BUTTE COUNTY GENERAL PLAN; AND
2. DENY THE APPEAL FOR TENTATIVE SUBDIVISION MAP 02-19 FOR RAYMOND TEESDALE. (FROM 7-23-02 [5.02])

AT THE REQUEST OF THE APPLICANT, THE HEARING WAS CONTINUED TO SEPTEMBER 24, 2002. (\*\*79)

02-268 Public Hearing - Ordinance Amending Chapter 2 of the Butte County Code Regarding Fees for Service - consideration of an ordinance amending Section 2 of the Butte County Code regarding fees for services rendered by the County Clerk-Recorder - action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (\*\*82)

PUBLIC HEARING COMMENCED: 10:52 A.M.  
PUBLIC HEARING CLOSED: 10:58 A.M.

MOTION: I MOVE TO ADOPT ORDINANCE 3827 AND AUTHORIZE THE CHAIR TO SIGN.

M S

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

02-269 Timed Item - Report to the Board - Butte County General Plan Technical Update Work Program - report to the Board on the Technical Update Work Program. The program is designed to ensure the legal adequacy of the General Plan and to reformat General Plan documents to increase their usefulness. The work program is not designed to address significant land use or policy issues - action requested - ACCEPT FOR INFORMATION AND PROVIDE STAFF DIRECTION AS NEEDED. (\*\*920)

PRESENTATION TO THE BOARD BY BRUCE ALPERT, COUNTY COUNSEL; YVONNE CHRISTOPHER, DIRECTOR-DEVELOPMENT SERVICES, AND BILL ABBOTT AND LARRY MINTIER, MINTIER AND ASSOCIATES.

**August 27, 2002**

**Regular Agenda**

02-270 Solid Waste Committee Recommendations on Waste Collection Services - Report to the Board - action requested - DIRECT THE PUBLIC WORKS DEPARTMENT AND COUNTY COUNSEL TO DEVELOP ORDINANCES TO IMPLEMENT THE SOLID WASTE COMMITTEE'S RECOMMENDATIONS INCLUDING FLOW CONTROL, CUSTOMER BILL OF RIGHTS AND SERVICE STANDARDS AND RETURN ITEM TO THE BOARD FOR ADOPTION OF ORDINANCES. (PUBLIC WORKS [FROM 4-23-02/4.05]) (\*\*1256)

MOTION: I MOVE TO DIRECT PUBLIC WORKS STAFF TO PREPARE AND RETURN TO THE BOARD A DRAFT ORDINANCE THAT REFLECTS THE REGULATORY PATTERN, AND FURTHER DIRECT STAFF TO INCLUDE MORE COMPREHENSIVE REASONING WHY THE 5-YEAR NOTIFICATION IS REQUIRED.

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

02-271 Neal Road Sanitary Landfill - Construction of Module 4, Phase A - County Project No. 757-02-2 - Award of Contract - the project is needed to allow for continued long-term waste disposal at the Neal Road Sanitary Landfill. Bids will be opened on August 23, 2002, and the Public Works Department will present the bid results to the Board on August 27, 2002, for the award of the contract - action requested - AWARD BID TO LOW BIDDER AND AUTHORIZE THE CHAIR AND THE DIRECTOR OF PUBLIC WORKS TO SIGN CONSTRUCTION AGREEMENT SUBJECT TO APPROVAL OF COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (\*\*2313)

MOTION: I MOVE TO REJECT THE BID AND DIRECT PUBLIC WORKS STAFF TO REBID CONSTRUCTION OF MODULE 4, PHASE A, IN EARLY 2003.

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

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RECESS: 11:54 A.M.

RECONVENE: 12:04 P.M.

**August 27, 2002**

**Regular Agenda**

02-272 A Matter on Which a Public Hearing Has Been Held and a Motion of Intent Adopted - Marc Nix - Appeal of a Denial of a Use Permit (UP 02-12, APL 02-07) - on July 9, 2002, the Board convened a public hearing to consider an appeal of the Planning Commission's denial of a Use Permit to remove development restrictions imposed by Use Permit 84-36 on the remaining property of a home site segregation on property zoned A-5 (Agricultural - 5 acre parcels) and located on the southwest corner of the intersection of Bell Road and Nora Avenue, approximately 400 feet east of Muir Avenue in the north Chico area, and identified as APN 042-050-072. The Board adopted a Motion of Intent to approve the appeal and directed staff to prepare the necessary actions for approval - action requested:

1. FIND THE PROJECT IS CATEGORICALLY EXEMPT FROM CALIFORNIA ENVIRONMENTAL QUALITY ACT REVIEW UNDER SECTION 15303(a)-CLASS 3, THE CONSTRUCTION OF A SINGLE FAMILY DWELLING; AND
2. SUBJECT TO FINDING II(A) AS DETAILED IN THE STAFF REPORT DATED AUGUST 6, 2002, APPROVE THE REQUEST FOR A USE PERMIT TO REMOVE DEVELOPMENT RESTRICTIONS IMPOSED BY USE PERMIT 84-36 ON THE REMAINING PROPERTY OF A HOME SITE SEGREGATION. (DEVELOPMENT SERVICES [FROM 8-13-02/4.05]) (\*\*2703)

MOTION: I MOVE TO FIND THE PROJECT IS CATEGORICALLY EXEMPT FROM CALIFORNIA ENVIRONMENTAL QUALITY ACT REVIEW UNDER SECTION 15303(a)-CLASS 3, THE CONSTRUCTION OF A SINGLE FAMILY DWELLING; AND SUBJECT TO FINDING II(A) AS DETAILED IN THE STAFF REPORT DATED AUGUST 6, 2002, FURTHER MOVE TO APPROVE THE REQUEST FOR A USE PERMIT TO REMOVE DEVELOPMENT RESTRICTIONS IMPOSED BY USE PERMIT 84-36 ON THE REMAINING PROPERTY OF A HOME SITE SEGREGATION.

S M

VOTE: 1 Y 2 N 3 N 4 Y 5 Y (Motion Carried)

02-273 A Matter on Which a Public Hearing has been Held and a Motion of Intent Adopted - Becky Yount - General Plan Amendment and Rezone - on August 13, 2002, the Board convened a public hearing to consider a General Plan Amendment to change the General Plan Designation of the subject property from "Agricultural Residential" to "Industrial", and a Rezone to change the zoning from SR-1 (Suburban Residential - 1 acre parcels) to L-I (Limited Industrial). The property is located on the west side of State Route 99, between Speedway Avenue and Entler Avenue in the south Chico area and identified as APN 040-030-055 (portion)(DB [GPA/RZ 02-01]). The Board adopted a Motion of Intent to approve the project and directed staff to prepare the necessary actions for approval - action requested - STAFF RECOMMENDS THE BOARD TAKE THE FOLLOWING ACTIONS:

1. SUBJECT TO FINDINGS I(A-D) AS DETAILED IN THE STAFF REPORT DATED AUGUST 27, 2002, APPROVE A MITIGATED NEGATIVE DECLARATION REGARDING ENVIRONMENTAL IMPACTS;



**August 27, 2002**

02-275 Items removed from the Consent Agenda for Board consideration and action. (NONE) (\*\*875)

RECESS AS THE BUTTE COUNTY BOARD OF SUPERVISORS AND CONVENE AS THE BUTTE COUNTY IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY. (\*\*882)

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**Butte County In-Home Supportive Services Public Authority**  
**Minutes**  
**August 27, 2002**

Called to order at 12:49 p.m. in the Board of Supervisors Chambers, 25 County Center Drive, Oroville. Board members present: Beeler, Dolan, Houx, Yamaguchi, and Chair Josiassen. Also present: Marion Reeves, Deputy Clerk.

Consent Agenda

02-010 California Public Employees' Retirement System - consideration of an agreement with the California Public Employees' Retirement System for actual valuations required by Section 20466 of the Public Employees' Retirement Law for the purpose of determining the contributions to be made by the Public Authority for employee retirement benefits. The cost of the agreement is \$700, and there are sufficient funds within the budget to cover the expenditure - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (\*\*891)

MOTION: I MOVE TO APPROVE THE CONSENT AGENDA.

S M

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

02-011 Public Comment (\*\*918)

1. MOLLY HOLLIS, UNITED DOMESTIC WORKERS, REQUESTED THE BOARD PROVIDE THE UNITED DOMESTIC WORKERS WITH A DATE FOR THE BEGINNING OF LABOR NEGOTIATIONS.
2. ANN SUTHERLAND, UNITED DOMESTIC WORKERS, REQUESTED THE BOARD ADOPT A BARGAINING DATE WITHIN THE NEXT 30 DAYS.
3. DOUA LOR, UNITED DOMESTIC WORKERS, REQUESTED TO BOARD ADOPT A BARGAINING DATE FOR NEGOTIATIONS.
4. DORIS LAUGHLIN, AN ADDUS IHSS WORKER, SPEAKING FOR THE INDEPENDENT PROVIDERS, REQUESTING THE BOARD BEGIN NEGOTIATIONS.
5. ROSEMARY LANDRY REQUESTED THE BOARD GIVE THE UNION A LABOR NEGOTIATIONS DATE.
6. ANNA GOODNIGHT, UNITED DOMESTIC WORKERS, ADDRESSED THE BOARD TO URGE THEM TO SET A BARGAINING DATE.

**August 27, 2002**

THERE BEING NO FURTHER BUSINESS, THE BOARD ADJOURNED THE MEETING AT 1:15 P.M. AND RECONVENED AS THE BUTTE COUNTY BOARD OF SUPERVISORS.  
(\*\*\*1848)

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RECESS: 1:16 P.M.

RECONVENE: 2:09 P.M.

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**Butte County Board of Supervisors**  
**Continued Agenda**

**Public Hearing and Timed Items**

02-276 Continued Public Hearing - Butte County Fiscal Year 2002-2003 Final Budget - action requested:

1. TAKE ANY REMAINING COMMENTS THEN CLOSE THE PUBLIC HEARING;
2. APPROVE PRELIMINARY FINAL BUDGET ADJUSTING ENTRIES AS RECOMMENDED BY THE CHIEF ADMINISTRATIVE OFFICER AND PREPARED BY THE AUDITOR-CONTROLLER;
3. PROVIDE STAFF DIRECTION ON BOARD'S FINAL BUDGET ADJUSTMENTS (IF ANY); AND
4. DIRECT ADOPTION OF THE FINAL BUDGET FOR FISCAL YEAR 2002-2003 BE PLACED ON THE AGENDA OF SEPTEMBER 10, 2002. (FROM 8-13-02 [5.03]) (\*\*1889)

PUBLIC HEARING RECONVENED: 2:11 P.M.

PUBLIC HEARING CLOSED: 2:21 P.M.

MOTION: I MOVE TO APPROVE THE PRELIMINARY FINAL BUDGET ADJUSTING ENTRIES AS RECOMMENDED BY THE CHIEF ADMINISTRATIVE OFFICER AND PREPARED BY THE AUDITOR-CONTROLLER; AND DIRECT ADOPTION OF THE FINAL BUDGET FOR FISCAL YEAR 2002-2003 BE PLACED ON THE AGENDA OF SEPTEMBER 10, 2002.

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

**August 27, 2002**

**Public Comment**

02-277

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. (\*\*2508)

1. DAVID PALMERLEE ADDRESSED THE BOARD REGARDING THE INTERSECTION OF HIGHWAY 70 AND INTERSTATE 149 AND REQUESTED THE BOARD WRITE A LETTER TO CALTRANS AND OTHER APPROPRIATE AGENCIES FOR A SOLUTION TO THE DANGERS AT THIS INTERSECTION. ADDITIONALLY, HE ADDRESSED THE BOARD REGARDING THE COUNTY'S PENSION AND HEALTH SYSTEMS.

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**Adjournment:**

THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD THE MEETING WAS ADJOURNED AT 2:25 P.M. TO RECONVENE AT A REGULAR MEETING OF THE BOARD TO BE HELD TUESDAY, SEPTEMBER 10, 2002, AT 9:00 A.M.

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CURT JOSIASSEN, CHAIR

ATTEST:

Paul McIntosh, Chief Administrative Officer  
and Clerk of the Board of Supervisors

By: \_\_\_\_\_