

Called to order at 9:04 a.m., in the Board of Supervisors Room, County Administration Building, 25 County Center Drive, Oroville. Supervisors present: Connelly, Dolan, Houx, Josiassen and Chair Yamaguchi. Also present: Paul McIntosh, Chief Administrative Officer; Bruce Alpert, County Counsel; and Dorothy Bell, Deputy Clerk of the Board.

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

Observation of a Moment of Silence.

CORRECTIONS AND/OR CHANGES TO THE AGENDA.

ITEMS REMOVED FROM THE CONSENT AGENDA FOR BOARD CONSIDERATION AND ACTION.

- 0507-001 1. Mid-year Budget Adjustment - approval is requested for actions which would establish intra-departmental appropriations and provide for the transfer of support costs to the appropriate budget units and programs. There are no fiscal impacts associated with the proposed actions - action requested - APPROVE A BUDGET TRANSFER ESTABLISHING INTRA-DEPARTMENTAL APPROPRIATIONS AND MAKING TRANSFERS AS DETAILED IN THE AGENDA REPORT.

THIS ITEM REMOVED FROM THE AGENDA WITHOUT BOARD CONSIDERATION OR ACTION. THE ITEM WILL BE REVISED AND RETURN ON A SUBSEQUENT AGENDA.

CONSENT AGENDA

- 0507-002 1. State Department of Finance - approval is requested for a grant agreement with the State Department of Finance for funds under the State-County Property Tax Administration Program for Fiscal Year 2004-2005. The term of the grant is one year, with a grant award to the County of \$381,956. The funds will be used to enhance the County Property Tax Administration System - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
2. State of California, Department of Mental Health - approval is requested for a grant agreement with the State of California, Department of Mental Health, for funds under the Federal McKinney Projects for Assistance in Transition from Homelessness (PATH) grant program. The term of the agreement is July 1, 2005, through June 30, 2006, with a maximum amount payable to the County of \$72,481 - action requested - APPROVE GRANT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

- 0507-002 3. Resolution in Recognition of Judge Darrell Stevens Upon His Retirement from the Superior Court of California, County of Butte - action requested - ADOPT RESOLUTION 05-052 AND AUTHORIZE THE CHAIR TO SIGN.
4. County Commission on Aging - Supervisor Connelly submits his District Representative nomination - action requested - APPOINT T.C. DENNIS, DISTRICT 1 REPRESENTATIVE, TO A TERM TO END JANUARY 5, 2009.
5. Southside Oroville Community Center Advisory Committee - Supervisor Connelly submits a recommendation for appointment to the Southside Oroville Community Center Advisory Committee - action requested - APPOINT LYNNDEE CAPUT, COMMUNITY BASED REPRESENTATIVE, TO A TERM TO END JANUARY 5, 2009.
6. Budget Augmentation - approval is requested to accept and appropriate \$5,000 from the General Fund Appropriation for Contingencies to the District 1 Supervisor budget unit to cover one-time expenses associated with the transition to a new Supervisor - action requested - APPROVE BUDGET TRANSFER B-358 ACCEPTING AND APPROPRIATING \$5,000 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.
7. Department Head Benefits - approval is requested for a resolution amending the benefits provided to elected and appointed department heads. The resolution is intended to provide a benefit increase similar to the Cost of Living Allowance increase provided to County employees through recent employment negotiations. The major provisions of the resolution are: a) increase in monthly vehicle allowance by \$100 per month; b) three additional days of management leave accrual annually; c) membership dues to local service clubs to be a reimbursable expense; d) elected officials option to purchase back forfeited sick leave when moving from regular employee to an elected office; and e) minor clean-up language to incorporate previously adopted Board policy including the new mechanism for setting the salaries of elected officials. The changes are to be effective May 1, 2005 - action requested - ADOPT RESOLUTION 05-053 AND AUTHORIZE THE CHAIR TO SIGN.
8. Ray Morgan Company - Amendment - approval is requested for an amendment to the agreement with Ray Morgan Company for maintenance and service of the department's printers. The amendment extends the term of the agreement through June 30, 2006, increases the minimum monthly volume in anticipation of increased use, and increases the maximum amount payable per month by \$415 (department budget) for the amended term. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X140172)

- 0507-002 9. Approval of Minutes - action requested - APPROVE MINUTES OF FEBRUARY 8, 2005, AND MARCH 1, 2005, AND AUTHORIZE THE CHAIR TO SIGN.
10. James A. Curtis - Amendment - approval is requested for an amendment to the agreement with James A. Curtis for the provision of specialized legal services. The amendment revises the fee schedule, including travel reimbursement, effective April 8, 2005. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY THE AUDITOR-CONTROLLER.
11. Refugee Cash Assistance Program - approval is requested to accept and appropriate \$40,000 of federal Refugee Cash Assistance revenue. The program provides cash assistance to southeast Asian families released from refugee camps in 2004 and residing in Butte County - action requested - APPROVE BUDGET TRANSFER B-360 ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.
12. Uniting Families Program - approval is requested to accept and appropriate ~~\$70,000~~ \$7,000 of Temporary Assistance for Needy Families Performance Incentive revenue. The funds will be used to provide immediate health and safety assistance to participants in the Uniting Families Program - action requested - APPROVE BUDGET TRANSFER B-362 ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.
13. Northern Valley Catholic Social Service - Amendment - approval is requested for an amendment to the agreement with Northern Valley Catholic Social Service for the provision of therapy services and anger management classes. The amendment provides for the addition of Children's Services clients to the clients served, and increases the maximum amount payable by \$35,000 (department budget) for the additional services. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15012)
14. Private Industry Council - Amendment - approval is requested for an amendment to the sublease agreement with the Private Industry Council for the property located at 78 Table Mountain Boulevard, Oroville. The amendment provides for the addition of flat-rate janitorial services. Sufficient appropriations remain under the contract to provide for the additional service without an increase to the maximum contract amount. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X11404)

- 0507-002 15. Private Industry Council - Amendment - approval is requested for an amendment to the sublease agreement with the Private Industry Council for the property located at 2445 Carmichael Drive, Chico. The amendment provides for the addition of flat-rate janitorial services. Sufficient appropriations remain under the contract to provide for the additional service without an increase to the maximum contract amount. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15023)
16. Private Industry Council - Amendment - approval is requested for an amendment to the sublease agreement with the Private Industry Council for the property located at 202 Mira Loma Drive, Oroville. The amendment provides for the addition of flat-rate janitorial services, and clarifies billing language. Sufficient appropriations remain under the contract to provide for the additional service without an increase to the maximum contract amount. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X13126)
17. Private Industry Council - approval is requested for an agreement with the Private Industry Council for the provision of CalWORKs Welfare-to-Work Assessment Testing and Work Experience Site Development and Enhancement Services. The term of the agreement is January 1, 2005, through June 30, 2005, with a maximum amount payable of \$283,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFER B-361 ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.
18. Courthouse Expansion Project - approval is requested to accept and appropriate \$54,438 received from the Superior Court of California, County of Butte, to fund contract change orders for the Courthouse Expansion Project - action requested - APPROVE BUDGET TRANSFER B-365 ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.
19. Information Systems Electrical/Mechanical System Upgrade - Notice of Completion - all work on the subject project has been completed in accordance with plans and specifications - action requested - ACCEPT CONTRACT WORK; APPROVE THE NOTICE OF COMPLETION AND AUTHORIZE THE CHAIR TO SIGN; AND DIRECT RECORDING OF THE NOTICE.

- 0507-002 20. Gregory B. Bragg & Associates, Inc. - approval is requested by the Risk Management Division for a sole source agreement with Gregory B. Bragg & Associates, Inc., for workers' compensation claims adjusting and administration services. The term of the agreement is July 1, 2005, through June 30, 2008, with a maximum amount payable of \$440,000 (department budget) for the 3 year term - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X15395)
21. Supplemental Funding - approval is requested to transfer \$11,000 from the General Fund Appropriation for Contingencies to supplement the department's extra help allocation. The Library is experiencing a short fall due to Americans with Disabilities Act related accommodation requirements - action requested - APPROVE BUDGET TRANSFER B-363 ACCEPTING AND APPROPRIATING \$11,000 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.
22. Donations for Books - pursuant to Government Code Section 25355, donations of \$1,800 from the Chico Friends of the Library, \$1,402.60 from Dorothy Dingfelder of Chico, \$895.08 from the Paradise Friends of the Library, \$806.20 from the Oroville Friends of the Library, \$308.80 from the Cosmos Club of Chico, \$150 from the Paradise Garden Club, and \$100 from an anonymous donor, have been received for the Butte County Trust Fund for the purchase of books - action requested - ACCEPT DONATIONS AND AUTHORIZE LETTERS OF APPRECIATION.
23. Juvenile Justice Crime Prevention Act - approval is requested to accept the County's fiscal year 2005-2006 allocation under the Schiff-Cardenas Crime Prevention Act. The County's per capita distribution is \$587,083, plus interest earned, and the Juvenile Justice Coordinating Council has agreed to fund four programs with the allocated funds. Application for funding requires a resolution providing grant assurances - action requested - AUTHORIZE THE CHIEF PROBATION OFFICER TO SIGN THE APPLICATION FOR CONTINUED FUNDING; AND ADOPT RESOLUTION 05-054 AND AUTHORIZE THE CHAIR TO SIGN.
24. Juvenile Accountability Block Grant - approval is requested to apply to the State of California, Board of Corrections, for funds under the fiscal year 2005-2006 Juvenile Accountability Block Grant program. The County's allocation is \$12,814 and requires a cash match of \$1,424. The department's budget includes funds for the required match. The grant funds programs designed to reduce juvenile offenses through accountability-based initiatives. Application for funding requires a resolution providing grant assurances - action requested - AUTHORIZE THE CHIEF PROBATION OFFICER TO SIGN ALL GRANT RELATED DOCUMENTS AND AGREEMENTS; AND ADOPT RESOLUTION 05-055 AND AUTHORIZE THE CHAIR TO SIGN.

- 0507-002 25. Victim Assistance Center Funding - approval is requested to apply to the California Victim Compensation and Government Claims Board for funds to help support the County's Victim Assistance Center. The allocation is for the term of July 1, 2005, through June 30, 2007, in the amount of \$229,410. Application for funding requires a resolution providing grant assurances - action requested - AUTHORIZE THE CHIEF PROBATION OFFICER TO SIGN ALL GRANT RELATED DOCUMENTS AND AGREEMENTS; AND ADOPT RESOLUTION 05-056 AND AUTHORIZE THE CHAIR TO SIGN.
26. Relief of Accountability - approval is requested, pursuant to Government Code Section 29390, for relief of accountability for \$50.00 missing from the Public Health Office in Chico, on March 8, 2005. The Auditor has reviewed the incident and found no evidence of fraud or gross neglect - action requested - GRANT RELIEF OF ACCOUNTABILITY.
27. Physical and Occupational Therapists - Amendments - approval is requested for amendments to the agreements with various physical and occupational therapists who provide services to the clients of the California Children's Services Program. The following amendments increase the maximum amounts payable to reflect increased hours needed for services: Terri Johnson - increase of \$1,000; Susan McManus - increase of \$6,500; Mary Sweeney - increase of \$8,500; Monica Schwartz - increase \$4,020; and Teresa Wood Hansen - increase of \$1,600. Funding for the increases is available through currently budgeted appropriations. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENTS (5) AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract Nos. X14924, X14926, X14929, X14927, and X14922)
28. Wastewater Issues Study - approval is requested to accept a proposal from Questa Engineering of Point Richmond, to perform a study and provide input on wastewater policies, including compliance with AB 885, oversight of systems including operation, maintenance and system replacement, and establishment of one or more regional sanitation districts. The proposal is the result of the Request For Proposal process and the review committee is recommending the Board accept the proposal from Questa Engineering in the amount of \$74,428 - action requested - ACCEPT THE PROPOSAL FROM QUESTA ENGINEERING AND DIRECT STAFF TO NEGOTIATE AN AGREEMENT TO BE RETURNED TO THE BOARD FOR FINAL APPROVAL.
29. Reconstruction of Garner Lane from 150-feet South of Short Horn Drive to Keefer Road - County Project No. 61164A-04-1 - the project consists of the reconstruction of Garner Lane, including construction of a new storm drain leach trench system on both the east and west sides of the roadway - action requested - APPROVE PROJECT PLANS AND SPECIFICATIONS; ADOPT A WAGE SCALE; AUTHORIZE THE DIRECTOR-PUBLIC WORKS TO ADVERTISE FOR BIDS; AND AUTHORIZE THE DIRECTOR-PUBLIC WORKS AND CHAIR TO SIGN PROJECT PLANS.

- 0507-002 30. Golder Associates, Inc. - approval is requested for an agreement with Golder Associates, Inc., for the provision of construction quality assurance and plan monitoring and reporting associated with the construction of Module 4, Phase B, at the Neal Road Sanitary Landfill. The term of the agreement is April 26, 2005, through completion of the project, with a maximum amount payable of \$111,034.48 (Neal Road Landfill Management Fund) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
31. Cascade Consulting - Amendment - approval is requested for an amendment to the agreement with Cascade Consulting for management of the Used Oil grant received from the California Waste Management Board. The amendment extends the term of the agreement through August 31, 2005, and modifies the Scope of Work to include the extended term. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15161)
32. Authorization to Pursue Right-of-Way Negotiations - Durham-Dayton Highway Bridge Across Hamlin Slough - County Project No. 44201-02-1; Federal Bridge Replacement Project No. BRLS-5912(056) - approval is requested for a resolution authorizing the Director-Public Works to negotiate and enter into agreements for the Acquisition of Real Property for Public Road Purposes, Agreements for Temporary Construction Easements, and Permit to Enter and Construct Improvements for Owners Benefit for the Durham-Dayton Highway Bridge Across Hamlin Slough project - action requested - ADOPT RESOLUTION 05-057 AND AUTHORIZE THE CHAIR TO SIGN.
33. Printrak - Amendment - approval is requested for a sole source amendment to the agreement with Printrak for the lease, maintenance and support of the electronic inmate identification card and video capture station equipment in the Butte County Jail. The term of the agreement is April 1, 2005, through March 31, 2006, with a maximum amount payable of \$34,788 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN.
34. Inmate Medical Costs - approval is requested for a transfer of \$41,349 from the General Fund Appropriation for Contingencies to provide the allocation needed to pay medical expenses of inmates at the Butte County Jail which exceeded the medical services contract maximum - action requested - APPROVE BUDGET TRANSFER B-364 ACCEPTING AND APPROPRIATING \$41,349 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.

- 0307-002 35. An Ordinance Amending Butte County Code Section 2-166 Delegating Investment Authority to the Butte County Treasurer-Tax Collector - pursuant to Government Code Section 53600 et seq., approval is requested for an ordinance which will delegate investment authority to the Treasurer-Tax Collector for fiscal year 2005-2006 - action requested - ADOPT ORDINANCE 3909 AND AUTHORIZE THE CHAIR TO SIGN. (FROM 4-12-05 [3.38])
36. Treasury Compliance Audit - the Butte County Treasury Oversight Committee is required to have an annual compliance audit performed to insure County compliance with Government Code Article 6, Section 27130 et seq. Submitted is the Audit Report for Fiscal Year 2003-2004 and the Treasurer's response as required by Government Code Section 27134 - action requested - ACCEPT FOR INFORMATION.
37. Monthly Investment Report - submitted is the Monthly Investment Report dated March 31, 2005, in accordance with the Butte County Statement of Investment Policy dated July 1, 2004 - action requested - ACCEPT FOR INFORMATION.
38. Annual Statement of Investment Policy - approval is requested, pursuant to Government Code Sections 27133 and 53601, for the Annual Statement of Investment Policy which sets forth policies regarding the investment of surplus funds and funds under the custodianship of the Treasurer. The policy has been reviewed by the Butte County Treasury Oversight Committee and will become effective July 1, 2005 - action requested - APPROVE ANNUAL STATEMENT OF INVESTMENT POLICY.
39. Treasury Oversight Committee - action requested - CONFIRM APPOINTMENT OF MARK SWEANY, SPECIAL DISTRICTS REPRESENTATIVE.
40. Resolution Authorizing and Approving the Borrowing of Funds for Fiscal Year 2005-2006; the Issuance and Sale of a 2005-2006 Tax and Revenue Anticipation Note Therefor and Participation in the California Communities Cash Flow Financing Program - approval is requested for a resolution which would authorize the Auditor and Treasurer to begin procedures to participate in the California Cash Flow Financing Program for the 2005-2006 issuance of Tax and Revenue Anticipation Notes. The issuance will be for a maximum feasible amount to be determined by the Treasurer and Auditor, not to exceed \$20,000,000 - action requested - ADOPT RESOLUTION 05-058 AND AUTHORIZE THE CHAIR TO SIGN.

- 0507-002 41. State of California, Department of Water Resources - Amendment - approval is requested for an amendment to the grant agreement with the State of California, Department of Water Resources, and Streaminders-Chapter of the Izaak Walton League, for funds under the Urban Streams Restoration Program. The amendment extends the term of the agreement through May 15, 2007. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
42. Streaminders-Chapter of the Izaak Walton League - approval is requested for an amendment to the agreement with Streaminders-Chapter of the Izaak Walton League, for services in support of the urban streams restoration program for the Bidwell River Park Area of Big Chico Creek. The amendment extends the term of the agreement through May 15, 2007. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
43. Butte County Water Commission Technical Advisory Committee - action requested - APPOINT MIKE PEMBROKE TO THE WATER COMMISSION TECHNICAL ADVISORY COMMITTEE.
44. Butte County Water Advisory Committee - action requested - APPOINT ~~ROBIN MCCOLLUM~~, RICK PONCIANO AND WILL JOHNSON TO THE BUTTE COUNTY WATER ADVISORY COMMITTEE.
45. Tax Exchange Agreements Between the Lake Oroville Area Public Utility District and the County of Butte - approval is requested by the Lake Oroville Area Public Utility District for a revised property tax exchange agreement between the District and the County. Tax Exchange agreements are required pursuant to Revenue and Taxation Code Section 99-99.2 when the District submits an annexation application to the Butte Local Agency Formation Commission. The revised agreement would eliminate the need for the District and the County to approve a Tax Exchange Agreement for each annexation by adding language that states that no property tax transfer will take place as the result of an annexation until the District or the Board of Supervisors terminate the Property Tax Agreement - action requested - APPROVE REVISED PROPERTY TAX EXCHANGE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

0507-002 46. Oroville Mosquito Abatement District - action requested -
APPOINT NORM ROBERTS TO A VACATED TERM TO END
DECEMBER 12, 2005. (150)

MOTION: I MOVE TO APPROVE THE CONSENT AGENDA WITH ITEM 3.12 AMENDED TO
CORRECT THE AMOUNT OF THE TRANSFER FROM \$70,000 TO \$7,000, ITEM
3.45 AMENDED TO REMOVE THE APPOINTMENT OF ROBIN MCCOLLUM, AND THE
REMOVAL OF ITEM 3.18.

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

CHAIR YAMAGUCHI PRESENTS A RESOLUTION TO JUDGE DARRELL STEVENS
UPON HIS RETIREMENT FROM THE SUPERIOR COURT OF CALIFORNIA, COUNTY
OF BUTTE.

REGULAR AGENDA

0507-003 Boards, Commissions and Committees. (270)

1. Appointments to Listed Vacancies. (NONE)
2. Board Member or Committee Reports. (296) (NONE)

0507-004 Update on Current Budget and Legislative Issues by the Chief
Administrative Officer. (297) PAUL MCINTOSH, CHIEF
ADMINISTRATIVE OFFICER, INFORMED THE BOARD THAT THE MAY REVISED IS
EXPECTED TO BE RELEASED MAY 13, AND PROVIDED A REPORT ON SB 1059,
WHICH WOULD REQUIRE CITIES AND COUNTIES TO INCLUDE EASEMENTS IN
THEIR GENERAL PLAN FOR UTILITY LINES. A REQUEST FOR A LETTER OF
OPPOSITION WILL RETURN ON A SUBSEQUENT AGENDA.

0507-005 Resolution Terminating a Portion of Long's Bar Road as a Public
Highway and Establishing the Same Portion of Long's Bar Road as an
Unmaintained Recreational Access Road - consideration of a
resolution terminating the "public highway" status of the portion
of Long's Bar Road between Colina Street and the Diversion Pool,
and designating it as an unmaintained recreational road and
recreational access road - action requested - ADOPT RESOLUTION AND
AUTHORIZE THE CHAIR TO SIGN. (352)

THIS ITEM CONTINUED TO AN UNDETERMINED DATE TO ALLOW STAFF
ADDITIONAL TIME FOR STAFF TO RESEARCH PARKING OPTIONS AND POSSIBLE
ACCESS SOLUTIONS.

RECESS: 9:55 A.M.

RECONVENE: 10:05 A.M.

REGULAR AGENDA

0507-006 Deed of Creation - presentation to the Board of the requirements and processes for obtaining a Deed of Creation - action requested - ACCEPT FOR INFORMATION; AND BOARD DISCUSSION AND DIRECTION AS NEEDED. (1700) (**00)

REPORT TO THE BOARD BY MIKE CRUMP, DIRECTOR-PUBLIC WORKS, AND YVONNE CHRISTOPHER, DIRECTOR-DEVELOPMENT SERVICES.

STAFF WILL RETURN TO THE BOARD A PROPOSAL THAT WILL HELP STREAMLINE THIS PROCESS.

RECESS: 10:57 A.M.

RECONVENE: 11:12 A.M.

PUBLIC HEARINGS AND TIMED ITEMS

0507-007 Timed Item - Criminal Justice System Assessment - presentation of the Criminal Justice System Assessment final report prepared by the Institute for Law and Policy Planning, including recommendations which will serve as general guidelines, and reference information to improve the effectiveness of resources committed to the criminal justice system - action requested - ACCEPT FINAL REPORT OF THE CRIMINAL JUSTICE SYSTEM ASSESSMENT. (**650) (**00)

REPORT TO THE BOARD BY SEAN FARRELL, DEPUTY CHIEF ADMINISTRATIVE OFFICER, AND DR. ALAN KALMANOFF, EXECUTIVE DIRECTOR, INSTITUTE FOR LAW AND POLICY PLANNING.

MOTION: I MOVE TO ACCEPT THE FINAL REPORT OF THE CRIMINAL JUSTICE SYSTEM ASSESSMENT.

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

REGULAR AGENDA

0507-008 Butte County Integrated Water Resources Plan - consideration of a resolution authorizing the Department of Water and Resource Conservation to finalize the Integrated Water Resources Plan and carry out the initial policy direction - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

DUE TO UNAVAILABILITY OF STAFF, THIS ITEM REMOVED FROM THE AGENDA WITHOUT BOARD CONSIDERATION OR ACTION. THE ITEM WILL RETURN ON A SUBSEQUENT AGENDA.

0507-009 Sacramento Valley Integrated Water Management Program - consideration of a request by the Northern California Water Association to support the Sacramento Valley Integrated Water Management Program - action requested - ACCEPT FOR INFORMATION; AND APPROVE A LETTER OF SUPPORT FOR NORTHERN CALIFORNIA WATER ASSOCIATION'S LEADERSHIP IN THE DEVELOPMENT OF THE SACRAMENTO VALLEY INTEGRATED WATER MANAGEMENT PLAN AND AUTHORIZE THE CHAIR TO SIGN.

DUE TO UNAVAILABILITY OF STAFF, THIS ITEM REMOVED FROM THE AGENDA WITHOUT BOARD CONSIDERATION OR ACTION. THE ITEM WILL RETURN ON A SUBSEQUENT AGENDA.

0507-010 Durham-Dayton Highway Bridge Across Hamlin Slough - County Project No. 44201-02-1; Federal Bridge Replacement Project No. BRLS-5912(056) - Consideration of a Mitigated Negative Declaration - the proposed project consists of removing an existing reinforced concrete bridge located on Durham-Dayton Highway and constructing a 121-foot long, four span reinforced concrete flat slab type highway bridge and reconstructing approximately 900 lineal feet of roadway - action requested - STAFF RECOMMENDS THE BOARD TAKE THE FOLLOWING ACTION:

1. FIND THAT THE ENVIRONMENTAL DOCUMENTS FOR THE PROJECT IDENTIFIED POTENTIALLY SIGNIFICANT EFFECTS ON THE ENVIRONMENT THAT WILL BE MITIGATED AS DETAILED IN THE AGENDA REPORT; AND
2. SUBJECT TO FINDINGS A AND B, AS DETAILED IN THE AGENDA REPORT DATED APRIL 12, 2005, ADOPT THE MITIGATED NEGATIVE DECLARATION REGARDING ENVIRONMENTAL IMPACTS, WITH MITIGATIONS 3.3.1 THROUGH 3.11.1 AND AUTHORIZE THE CHAIR TO SIGN. (**570)

MOTION: I MOVE TO FIND THAT THE ENVIRONMENTAL DOCUMENTS FOR THE PROJECT IDENTIFIED POTENTIALLY SIGNIFICANT EFFECTS ON THE ENVIRONMENT THAT WILL BE MITIGATED AS DETAILED IN THE AGENDA REPORT; AND SUBJECT TO FINDINGS A AND B, AS DETAILED IN THE AGENDA REPORT DATED APRIL 12, 2005, FURTHER MOVE TO ADOPT THE MITIGATED NEGATIVE DECLARATION REGARDING ENVIRONMENTAL IMPACTS, WITH MITIGATIONS 3.3.1 THROUGH 3.11.1 AND AUTHORIZE THE CHAIR TO SIGN.

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

0507-011 Items Removed from the Consent Agenda for Board Consideration and Action. (**674) (NONE)

PUBLIC COMMENT

0507-012 Comments to the Board on issues and items not listed on the agenda. Presentations will be limited to five minutes. Please note that pursuant to California state law, the Board of Supervisors is prohibited from taking action on any item not listed on the agenda. (**678) (NONE)

CLOSED SESSION

0507-013 RECESS: THE BOARD RECESSED AT 12:49 P.M., TO A CLOSED SESSION CONFERENCE TO DISCUSS PUBLIC EMPLOYEE PERFORMANCE EVALUATIONS, INCLUDING GOALS, PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR-BEHAVIORAL HEALTH AND CHIEF PROBATION OFFICER; A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): 1. PROJECT 2100-FERC INTERVENTION, 2. ALAMEDA COUNTY ET AL. V. DEPARTMENT OF WATER RESOURCES; AND A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(c): ONE POTENTIAL CASE. (**687)

RECESS: THE BOARD RECONVENED AT 2:07 P.M., FROM A CLOSED SESSION CONFERENCE TO DISCUSS PUBLIC EMPLOYEE PERFORMANCE EVALUATIONS, INCLUDING GOALS, PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR-BEHAVIORAL HEALTH AND CHIEF PROBATION OFFICER; A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): 1. PROJECT 2100-FERC INTERVENTION, 2. ALAMEDA COUNTY ET AL. V. DEPARTMENT OF WATER RESOURCES; AND A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(c): ONE POTENTIAL CASE. (**721)

CLOSED SESSION
ANNOUNCEMENTS:

THE BOARD VOTED UNANIMOUSLY TO RATIFY THE FILING OF LITIGATION, WHICH WAS FILED YESTERDAY IN SACRAMENTO SUPERIOR COURT, AGAINST THE DEPARTMENT OF WATER RESOURCES REGARDING THE HYATT-THERMALITO POWER GENERATION AND HOW COSTS ARE ALLOCATED AMONG THE CONTRACTORS.

ADJOURNMENT: THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD, THE MEETING WAS ADJOURNED AT 2:08 P.M., TO RECONVENE AT A REGULAR MEETING OF THE BOARD TO BE HELD TUESDAY, MAY 10, 2005.

KIM K. YAMAGUCHI, CHAIR

ATTEST:

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

By: _____