

Called to order at 9:14 a.m. in the Board of Supervisors Room, County Administration Building, 25 County Center Drive, Oroville. Supervisors present: Connelly, Dolan, Yamaguchi, and Chair Josiassen. Also present: Paul McIntosh, Chief Administrative Officer; Bruce Alpert, County Counsel; Marion Reeves, Assistant Clerk of the Board; and Kathleen Moghannam, Associate 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.

0624-001 ITEMS REMOVED FROM THE CONSENT AGENDA FOR BOARD CONSIDERATION AND ACTION.

1. Butte County Audit Committee Bylaws - approval is requested to accept the bylaws for the Butte County Audit Committee. The bylaws describe the purpose, administration, duties, responsibilities and authority of the Committee and guide and govern its activities - action requested - ACCEPT BYLAWS.
2. Telfer Oil Company - approval is requested to ratify a Blanket Purchase Agreement with Telfer Oil Company for the purchase of oil needed for chip seal projects. Due to a delay in the bidding process, the agreement was signed by the Chief Administrative Officer to allow for the purchase and delivery of needed oil prior to Board approval. The term of the agreement is October 1, 2006, through December 31, 2006, with product rates ranging from \$255 a ton to \$694 a ton (department budget) - action requested - RATIFY AGREEMENT AND CHIEF ADMINISTRATIVE OFFICER'S SIGNATURE.
3. State of California, Department of Transportation - approval is requested for a Cooperative Agreement with the State of California, Department of Transportation, regarding the design and construction of a signal at Ophir Road and State Route 70. In order for the project to proceed, the County will need to make a contribution of \$1,000,000, and Board approval is also requested to transfer the needed funds from the Road Fund (fund balance) in order to provide payment under the agreement. The department will be applying for grant funds in the amount of \$500,000 to offset a portion of the project costs - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

4. Butte Meadows Hillslider's Snowmobile Club - approval is requested for an agreement with the Butte Meadows Hillslider's Snowmobile Club for snow grooming, plowing and removal in the area surrounding the Jonesville Snowpark. The term of the agreement is from the Notice to Commence through June 30, 2007, with a maximum amount payable of \$50,000 (State grant funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

CONSENT AGENDA

- 0624-002
1. State of California, Department of Food and Agriculture - approval is requested for a revenue agreement with the State of California, Department of Food and Agriculture, for the provision of services necessary for the placement and servicing of traps for the detection of exotic pests, including the Olive Fruit Fly. The term of the agreement is July 1, 2006, through June 30, 2007, with a maximum amount payable to the County of \$80,161. The department estimated revenue for Olive Fruit Fly activities at \$28,591, and Board approval is also requested to accept and appropriate the \$51,570 received above the estimated amount - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN; AND APPROVE BUDGET TRANSFER B-167 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT. (Contract No. R40906)
 2. Relief of Accountability - approval is requested for relief of accountability for a computer printer (fixed asset no. 20652), and a computer hard drive (fixed asset no. 20656). The equipment was beyond economic repair and was inadvertently sent to surplus without proper documentation. The District Attorney has reviewed the request - action requested - GRANT RELIEF OF ACCOUNTABILITY.
 3. Local Agency Improvement Fees - submitted is the Combined Report of Impact Fees or Local Agency Improvement Fees for Fiscal Year 2005-2006. Pursuant to Government Code Section 66006, this item will return on the agenda of January 23, 2007, for final review and action, and notice is hereby given that the information is on file and available for public inspection in the Chief Administrative Office, 25 County Center Drive, Oroville, Monday through Friday, 8:00 a.m. to 5:00 p.m. - action requested - ACCEPT FOR INFORMATION AND AS PUBLIC NOTICE OF AVAILABILITY; AND DIRECT THIS ITEM TO RETURN TO THE AGENDA OF JANUARY 23, 2007, FOR FINAL REVIEW AND ACTION.

4. Victor Treatment Centers, Inc. - approval is requested for a sole source agreement with Victor Treatment Centers, Inc., for the provision of day treatment, medication, residential and crisis intervention services. The term of the agreement is July 1, 2006, through June 30, 2007, with a maximum amount payable of \$186,150 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
5. Substance Abuse Offender Treatment Program Grant Funds - approval is requested to accept and appropriate \$131,664 (7 months of funding) of a \$227,799 award from the State Department of Alcohol and Drug Programs for the Substance Abuse Offender Treatment Program. The grant award requires a County match of \$25,311, and Board approval is also requested for a transfer of \$14,765 (7 months of matching funds) from the General Fund Appropriation for Contingencies to allow for continuation of program activities. The remaining funds and match will be allocated in the fiscal year 2007-2008 budget - action requested - APPROVE BUDGET TRANSFER B-169 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED GRANT REVENUE AS DETAILED IN THE AGENDA REPORT, AND ACCEPTING AND APPROPRIATING (4/5 vote required) \$14,765 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.
6. Mental Health Services Act Funding and Fixed Asset Purchases - the department has been awarded a one-time Mental Health Services Act appropriation in the amount of \$1,484,850, and the department is requesting the Board accept and appropriate \$1,360,866 into the current year budget. Board approval is also requested for the following fixed asset purchases utilizing the unanticipated revenue: 1) a Storage Area Network (SAN) Solution (network storage system) in the estimated amount of \$250,000; 2) a database server cluster in the estimated amount of \$100,000; and 3) a total of five vehicle purchases - two (2) four-wheel drive vehicles in the estimated amount of \$70,000, and three (3) passenger vans in the estimated amount of \$105,000 - action requested - APPROVE BUDGET TRANSFER B-168 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT; AND APPROVE FIXED ASSET PURCHASE OF COMPUTER EQUIPMENT AND VEHICLES.
7. Resolution in Recognition and Honor of Supervisor Mary Anne Houx and Renaming the Frank Watters Children's Trust Fund to the Mary Anne Houx and Frank Watters Children's Trust Fund - action requested - ADOPT RESOLUTION 06-147 AND AUTHORIZE THE CHAIR TO SIGN.

8. Resolution in Honor of Lisa Kling Upon Her Retirement from the Butte County Administrative Office - action requested - ADOPT RESOLUTION 06-157 AND AUTHORIZE THE CHAIR TO SIGN.
9. Local Agency Formation Commission - Amendment - approval is requested for an amendment to the contractual services agreement with the Local Agency Formation Commission (LAFCo) which provides for the provision of services by the County to LAFCo. The amendment provides for the transition of LAFCo positions from County employment to LAFCo employment, including transition to independent Workers Compensation and General Liability Insurance programs, elimination of Administration, Human Resources and County Counsel services, and the transition of accounting functions from the County to LAFCo. All other services provided under the original agreement will remain in effect through June 30, 2007 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
10. Letter Opposing Transfer of Solar Renewable Energy Credits to Utility Companies - approval is requested for a letter to the California Public Utilities Commission in opposition to a proposal by PG&E and other California utilities to transfer Solar Renewable Energy Credits to the utilities - action requested - APPROVE LETTER OF OPPOSITION AND AUTHORIZE THE CHAIR TO SIGN.
11. Tri-County Economic Development Corporation - Amendment - approval is requested for an amendment to Exhibit 21 to the Master Subrecipient Agreement with Tri-County Economic Development Corporation for services in support of the Community Development Block Grant (CDBG) Program. Exhibit 21 provides for implementing the marketing plan for the Business Services Web Portal. The amendment increases the amount of grant funds to be used for administration from \$875 to \$1,750. Funding for the increase is provided by grant funds - action requested - APPROVE AMENDMENT TO EXHIBIT #21 AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
12. Community Development Block Grant (CDBG) Budget Adjustments - approval is requested for adjustments to various CDBG budgets. The budgets were prepared based on estimates of funds remaining. The proposed actions provide for adjustments to the actual amounts remaining - action requested - APPROVE BUDGET TRANSFER B-171 (4/5 vote required) ADJUSTING BUDGETS IN FUND 0142 (CDBG GRANTS) AND INCREASING OVERALL APPROPRIATIONS BY \$133,254 AS DETAILED IN THE AGENDA REPORT.

13. Butte County Department of Behavioral Health - approval is requested for a Memorandum of Understanding with the Butte County Department of Behavioral Health for the provision a Homeless Continuum of Care Analysis. The term of the agreement is December 31, 2005, through December 31, 2007, with a maximum amount payable to the Department of Behavioral Health of \$34,475 (\$16,625 in Community Development Block Grant (CDBG) Grant Funds and \$17,850 in CDBG Program Income) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
14. Vanir Construction Management, Inc. - approval is requested for an agreement with Vanir Construction Management, Inc., for the provision of preliminary site evaluations for four possible sites for future construction of a consolidated County health (and possibly other governmental offices) facility. The term of the agreement is December 12, 2006, through March 21, 2007, with a maximum amount payable of \$100,000. Funding for the agreement will be provided by Health Services Realignment Funds and Board approval is also requested for a budget transfer to provide the needed appropriation - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; APPROVE A BUDGET TRANSFER-B-170 (4/5 vote required) ACCEPTING AND APPROPRIATING HEALTH SERVICES REALIGNMENT FUNDS AS DETAILED IN THE AGENDA REPORT; AND DIRECT STAFF TO PREPARE FOR THE REPAYMENT TO THE HEALTH SERVICES REALIGNMENT SERVICES FUND BY OTHER ENTITIES, AGENCIES OR COUNTY FUNDS FOR THE FAIR SHARE OF ALL SITE ACQUISITION AND COMMON INFRASTRUCTURE EXPENSES AT THE TIME ANY NON-HEALTH FACILITIES ARE DEVELOPED.
15. Fixed Asset Purchase and Budget Transfer - approval is requested by Risk Management for the fixed asset purchase of thermal imaging equipment in the estimated amount of \$13,000. The equipment will be used to detect water leaks which will help prevent or reduce the risk of mold growth. Funding for the purchase is available in the ISF Equipment Replacement Fund and Board approval is also requested for a transfer of funds to provide the needed allocation - action requested - APPROVE BUDGET TRANSFER B-170 (4/5 vote required) ACCEPTING AND APPROPRIATING EQUIPMENT REPLACEMENT FUNDS AS DETAILED IN THE AGENDA REPORT; AND APPROVE THE FIXED ASSET PURCHASE OF THERMAL IMAGING EQUIPMENT.

16. PNMit - Amendment - approval is requested for an amendment to the agreement with PNMit for the provision of bulk printing and mailing services. The amendment extends the current term on a month-to-month basis through June 30, 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. (Contract No. X14172)
17. Peerless Building Maintenance - Amendment - approval is requested for an amendment to the agreement with Peerless Building Maintenance for the provision of janitorial services to County-leased buildings. The amendment extends the term of the agreement through June 30, 2007, and increases the maximum amount payable by \$15,750 for the extended term, and to reflect the minimum wage increase effective January 1, 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. (Contract No. X14638)
18. Approval of Minutes - action requested - APPROVE MINUTES OF OCTOBER 10, 2006.
19. Certification of Statement of Votes Cast - pursuant to California Elections Code Section 15372, submitted is the Certification of Statement of Votes Cast for the Consolidated General Election held within the County of Butte on November 7, 2006 - action requested - ACCEPT CERTIFICATION OF STATEMENT OF VOTES CAST.
20. Introduction of an Ordinance of the County of Butte Amending Section 20-66 of Chapter 20, Subdivisions, of the Butte County Code - proposed is an ordinance which will amend the Butte County Code to reference the time specified by State law for holding appeals. The change allows the County to follow the times specified in Government Code Section 66452.5 - action requested - WAIVE READING OF THE ORDINANCE.
21. Biggs-Gridley Hospital Agency Joint Powers Agreement - pursuant to the voters' approval of special property tax measures within County Service Area No. 37 to fund hospital emergency room stand-by costs, approval is requested for a Joint Powers Agreement with the Cities of Biggs and Gridley which will establish the Biggs-Gridley Hospital Agency - action requested - ADOPT RESOLUTION 06-158 APPROVING AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN RESOLUTION AND AGREEMENT.

22. Land Conservation Act Applications for Inclusion - department staff and the Land Conservation Act Committee request the Board approve the following four Land Conservation Act Agreements: 1. John and Margot and Jacob and Kennifer Konyn, APN 039-240-098, 58+/- acres, Orchards, Almonds and Walnuts; 2. Jo Anne and Robert Kidd, APN 039-240-099, 58+/- acres, Orchards, Almonds and Walnuts; 3. Dennis Lindberg, APN 029-100-059 and 060, 80+ acres, Rice; 4. Chia and Chue Ly, APN 027-200-061, 66+ acres, 35 acres Prunes, 31 acres Pasture - action requested - APPROVE AGREEMENTS (4) AND AUTHORIZE THE CHAIR TO SIGN.
23. West Coast Environmental and Engineering and Meridian Aggregates Company - Amendment - approval is requested for an amendment to the agreement with West Coast Environmental and Engineering and Meridian Aggregates Company which provides for environmental consulting work for a Mitigated Negative Declaration required as part of the Meridian Aggregates Company's application to expand their mining business. The amendment provides for a revised scope of work, increases the maximum amount payable by \$6,250 (applicant funding) for the additional work; extends the term completion date through December 31, 2006, and revises the agreement's attachments to reflect the changes. All other terms and provisions remain the same. Board approval is also requested to accept and appropriate \$6,250 received from Meridian Aggregates Company to fund the amendment - action requested - APPROVE BUDGET TRANSFER B-172 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT; AND APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15900)
24. Payment for Radio Equipment - approval is requested to authorize the Auditor-Controller to pay the invoice for the purchase of two handheld safety radios and one vehicle safety radio in the amount of \$4,647.13. The purchase was made on a Field Purchase Order and should have been processed on a Purchase Requisition. The purchase will be paid for using grant funds within the department's budget - action requested - AUTHORIZE THE AUDITOR-CONTROLLER TO PAY THE INVOICES FOR SAFETY RADIOS AS LISTED ON FPO # F DA03-1899.

25. Budget Transfer and Fixed Asset Purchase Authority for Automated File Tracking System - approval is requested to transfer \$20,000 from the District Attorney Trust Fund to the department's budget to provide needed appropriations for the purchase of a Remote Frequency Identification Systems. The systems is an automated file tracking system that will interface with the department's automated case tracking system. The cost of the system is approximately \$75,000, but a three year lease purchase agreement is being requested to spread the cost impact - action requested - APPROVE BUDGET TRANSFER B-173 (4/5 vote required) ACCEPTING AND APPROPRIATING TRUST FUND REVENUE AS DETAILED IN THE AGENDA REPORT; AND APPROVE THE FIXED ASSET PURCHASE OF AN AUTOMATED FILE TRACKING SYSTEM IN AN AMOUNT NOT TO EXCEED \$75,000 OVER A THREE-YEAR PERIOD.
26. Lexis Nexis - Amendment - approval is requested for an amendment to the agreement with Lexis Nexis for the provision of on-line legal resources. The amendment extends the term of the agreement through October 31, 2009, increases the maximum amount payable by \$37,116 (department budget) for the extended term, and revises the agreement regarding total number of users, subscription plans and preferred pricing. 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.
27. Resolution to Amend the Butte County Department of Employment and Social Services General Assistance Manual Pursuant to Welfare and Institutions Code Section 17000.5 - approval is requested for an amendment to the County's General Assistance Manual to reflect changes necessitated by legislative and legal enactments. The monthly maximum rate is not be revised - action requested - ADOPT RESOLUTION 06-159 APPROVING THE REVISED GENERAL ASSISTANCE MANUAL AND AUTHORIZE THE CHAIR TO SIGN.
28. Transfer of Encumbrance and Expenditure - approval is requested to transfer the encumbrance and expenditure items associated with the agreement with the National Council on Crime and Delinquency for the Internet Access to SafeMeasures Software application. The encumbrance and expenditure are being moved to the Child Welfare Services budget to better reflect the services provided by the agreement - action requested - APPROVE TRANSFERRING ENCUMBRANCES AND RESULTING EXPENDITURES ASSOCIATED WITH THE AGREEMENT BETWEEN BUDGETS AS DETAILED IN THE AGENDA REPORT.

29. Butte County District Attorney's Office - Amendment - approval is requested for an amendment to the Memorandum of Understanding with the District Attorney's Office for the investigation of in-home supportive services fraud and adult and elder abuse crimes. The amendment increases the maximum amount payable to the District Attorney from the Department of Employment and Social Services by \$125,000 (department budget) for services in fiscal year 2006-2007. 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. (Contract No. X14623)
30. Domestic Violence Trust Fund Revenue - approval is requested to accept and appropriate \$2,000 from the Domestic Violence Trust Fund to provide the allocation for contracted domestic violence prevention services - action requested - APPROVE BUDGET TRANSFER B-191 (4/5 vote required) ACCEPTING AND APPROPRIATING TRUST FUND REVENUE AS DETAILED IN THE AGENDA REPORT.
31. Child Welfare System Outcome Improvement Program Activities - Agreements for Services - Amendments - approval is requested for amendments (6) to the agreements with various providers for services in support of the Child Welfare System Outcome Improvement Program. The maximum amounts payable are increased for the agreements, with funding for all amendments available within the department's budget. The amendments revise the financial provisions as follows: 1) Northern California Youth and Family Programs (Contract No. X15834), increased by \$24,250; 2) Youth For Change (Contract No. X15850) increased by \$15,625; 3) Youth For Change (Contract No. X16066) increased by \$103,823; 4) Northern Valley Catholic Social Services (Contract No. X15860) increased by \$15,624; 5) Parent Education Network (Contract No. X15851) increased by \$15,624; and 6) Catalyst Domestic Violence Services (Contract No. X15835), increased by \$78,844. Board approval is also requested to transfer the encumbrances and expenditures associated with these agreements to the Child Welfare Services budget as required by State regulations - action requested - APPROVE AGREEMENT AMENDMENTS (6) AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFER B-174 TRANSFERRING ENCUMBRANCES AND EXPENDITURES ASSOCIATED WITH THE AGREEMENTS BETWEEN BUDGETS AS DETAILED IN THE AGENDA REPORT.

32. United States Department of Homeland Security, Fiscal Year 2006 Assistance to Firefighters Grant - approval is requested to accept a grant received from the United States Department of Homeland Security under the Fiscal Year 2006 Assistance to Firefighters Grant program. The total grant amount is \$313,000, with a federal share of \$250,400, and a County match of \$62,600. The department will meet the County match within their 2006-2007 department budget. The grant funds will be used to purchase personal protective clothing for County and volunteer fire fighters - action requested - ACCEPT GRANT; AND APPROVE BUDGET TRANSFER B-175 (4/5 vote required) ACCEPTING AND APPROPRIATING GRANT FUNDS AS DETAILED IN THE AGENDA REPORT.
33. Facilities Services Project - Budget Transfers - approval is requested for a transfer of \$25,000 from the General Fund Appropriation for Contingencies to provide the appropriation to fully fund an engineering contract for construction of an Americans with Disabilities Act (ADA) accessible walkway, and to cover a project deficit - action requested - APPROVE BUDGET TRANSFER B-177 (4/5 vote required) ACCEPTING AND APPROPRIATING \$25,000 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.
34. Resolution to Amend the Salary Ordinance - the department has prepared a resolution which will amend the salary ordinance as follows: PUBLIC HEALTH-GENERAL SERVICES - deletes 1 sunset position of Administrative Assistant/Office Specialist, Senior (position end date 6-30-078). Adds 1 sunset position of Administrative Assistant, Senior/Administrative Assistant (position end date 6-30-08), 1 term position of Public Health Education Specialist, Senior/Public Health Education Specialist, Associate (position end date 6-30-08), 1 position of Public Health Assistant, Senior/Public Health Assistant, and 1 position of Supervisor, Public Health Nursing - action requested - ADOPT RESOLUTION 06-160 AND AUTHORIZE THE CHAIR TO SIGN.
35. Managed Health Network - approval is requested for a sole source agreement with Managed Health Network for the provision of the Butte County Employee Assistance Program. The term of the agreement is July 1, 2006, through June 30, 2007. The monthly subscriber rate will be \$10.22 per subscriber for the term of the agreement - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (CONTRACT No. X16349)
36. Resolution in Recognition of Nancy D. Brower, Library Director, Upon Retirement from the Butte County Library - action requested - ADOPT RESOLUTION 06-161 AND AUTHORIZE THE CHAIR TO SIGN.

37. Standards and Training for Corrections (STC) Revenue - approval is requested to accept and appropriate \$55,120 received from the State to fund mandated STC training - action requested - APPROVE BUDGET TRANSFER B-179 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.
38. Regulation of Water Wells - adoption of an ordinance amending Chapter 23B of the Butte County Code entitled "Water Wells" to incorporate the requirements of the Department of Water Resources' Bulletin 74-90, to include provisions for cathodic protection and monitoring wells. Also submitted for consideration is a proposed Butte County Well Construction Manual to address interpretational issues arising from the implementation of Bulletin 74-81 and its supplement 74-90 - action requested - ADOPT ORDINANCE 3947 AND AUTHORIZE THE CHAIR TO SIGN; AND ADOPT RESOLUTION 06-162 ESTABLISHING THE BUTTE COUNTY WELL CONSTRUCTION MANUAL AND AUTHORIZE THE CHAIR TO SIGN. (FROM 11-21-06 [4.06])
39. California Department of Health Services - Amendments - approval is requested for an amendment to the Master Agreement with the California Department of Health Services for the provision of funds for AIDS related services. The amendment increases the maximum amount payable to the County by \$59,383 for fiscal year 2006-2007. The amendment to the State's Master Agreement requires an amendment to the Memorandum of Understanding regarding the AIDS Prevention Program, and Board approval is also requested for an amendment to the Memorandum of Understanding to reflect the increase in revenue of \$59,383 - action requested - APPROVE MASTER AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE MEMORANDUM OF UNDERSTANDING AMENDMENT AND AUTHORIZE THE DIRECTOR-PUBLIC HEALTH TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract Nos. R40754B and R40755B)
40. Private Industry Council - approval is requested for an agreement with the Private Industry Council for the provision of teen staff to work in the department's Teen Clinic. The term of the agreement is January 1, 2007, through December 31, 2007, with a maximum amount payable of \$30,000 (grant funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

41. Butte County Children and Families Commission - Amendment - approval is requested for an amendment to the grant agreement with Butte County Children and Families Commission for funds to support the Children's Dental Project. The amendment extends the term of the agreement through June 30, 2007, increases the maximum amount payable to the County by \$76,024, revises the agreement's budget, and adds language to clarify the process for future changes to the agreement. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X15096)
42. Increase Fixed Asset Purchase Authority and Budget Transfer - approval is requested to increase the fixed asset purchase authority for a Mobile Medical Clinic by \$11,058 (from \$125,000 to \$136,058) as a result of completed bids. Board approval is also requested to transfer department funds to provide the appropriation for the purchase - action requested - APPROVE INCREASE TO FIXED ASSET PURCHASE AUTHORITY FOR MOBILE MEDICAL CLINIC TO \$136,058; AND APPROVE BUDGET TRANSFER B-180 ALLOCATING FUNDS AS DETAILED IN THE AGENDA REPORT.
43. Private Industry Council - Amendment - approval is requested for an amendment to the sublease agreement with the Private Industry Council for the property located at 205 Mira Loma Drive, Oroville. The amendment provides for the total leased space to be 1,600 square feet for November and December 2006, and 3,055 square feet from January 2007 through the term of the lease, revises the maximum amount payable to \$56,684.50 (department budget) for the 2 year term, and revises the agreement's exhibits to reflect the change. All other terms and provisions remain the same. Board approval is also requested to appropriate funds from the Public Health General Services and Sales Tax Realignment funds to provide the allocation for the amendment - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFER B-181 (4/5 vote required) APPROPRIATING AND ALLOCATING FUNDS AS DETAILED IN THE AGENDA REPORT. (Contract No. X16314)

44. California Department of Health Services - approval is requested for a grant agreement with the California Department of Health Services for funds to support Public Health preparedness and response to bioterrorism activities, pandemic influenza preparedness planning, and health resources and services administration activities. The term of the agreement is August 31, 2006, through August 31, 2007, with a maximum amount payable to the County of \$704,102 - action requested - APPROVE AGREEMENT AND NON-SUPPLANTATION CERTIFICATION FORM AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
45. Introduction of an Ordinance of the County of Butte Amending Sections 3-103 of Chapter 3 of the Butte County Code - consideration of an ordinance that would eliminate ambiguity in Butte County Code Section 3-103(c) to insure that an individual developing a vacant parcel that is greater than one acre in net area would pay as a minimum for one acre of development - action requested - WAIVE READING OF THE ORDINANCE.
46. Blue Oak Terrace Subdivision, Phase 1 - Subdivision Agreement - Blue Oak Terrace Subdivision Phase 1, APNs 055-370-008, 009, 084 and 114, is located on the south side of the Skyway at the Skyway Crossroads, along the westerly town limit line of the Town of Paradise. This is a conditionally approved gated private street subdivision consisting of 40 lots for single family residences developed in two phases. The developer has provided performance bonds and a Subdivision Agreement to guarantee construction of improvements required for Phase 2. The improvements are currently under construction, however, the initial Subdivision Agreement has expired. Proposed is a new Subdivision Agreement that will extend the completion date for construction of the improvements - action requested - APPROVE SUBDIVISION AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

47. Blue Oak Terrace Subdivision, Phase 2 - Subdivision Agreement - Blue Oak Terrace Subdivision Phase 2, APNs 055-370-008, 009, 084 and 114, is located on the south side of the Skyway at the Skyway Crossroads, along the westerly town limit line of the Town of Paradise. This is a conditionally approved gated private street subdivision consisting of 40 lots for single family residences developed in two phases. The developer has provided performance bonds and a Subdivision Agreement to guarantee construction of improvements required for Phase 1. The improvements are currently under construction, however, the initial Subdivision Agreement has expired. Proposed is a new Subdivision Agreement that will extend the completion date for construction of the improvements - action requested - APPROVE SUBDIVISION AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.
48. Module 4, Phase C Base Liner Construction at the Neal Road Sanitary Landfill (County Project No 757-5879) - Request to Advertise for Invitation for Bids - approval is requested to advertise for Invitation for Bids to construct a base liner for the Module 4 Phase C expansion at the Neal Road Sanitary Landfill. The work will consist of placing and grading low perm soil, installing geomembrane components, installing leachate collection pipes, placing and grading drainage gravel, and placing and grading operations layer soil - action requested - AUTHORIZE THE DIRECTOR-PUBLIC WORKS TO RELEASE INVITATION FOR BIDS.
49. Oro-Bangor Highway Bridge Across Rocky Honcut Painting Project (County Project No. 10661-03-1) - Notice of Completion - the project consisted of the removal of existing paint coatings and corrosion down to bare metal and application of a new paint coating system. The existing timber bridge rail was removed and replaced with concrete barrier rail and appropriate end treatments. All contract work has been completed - action requested - ACCEPT CONTRACT WORK; AUTHORIZE THE CHAIR TO SIGN THE NOTICE OF COMPLETION; AND DIRECT RECORDING OF THE NOTICE OF COMPLETION.
50. Resolution Authorizing the Director of Public Works to Act as the Official Representative for Butte County in Nominating and Submitting Applications for Safe Routes to Schools Grant Projects - approval is requested for a resolution which would authorize the Director of Public Works to submit four separate applications under the Safe Routes to Schools program for infrastructure projects, two for curbs, gutters and sidewalks projects and two for signing and striping projects - action requested - ADOPT RESOLUTION 06-163 AND AUTHORIZE THE CHAIR TO SIGN.

51. Resolution Authorizing the Director of Public Works to Negotiate and Enter into Agreements for Acquisition of Real Property for Public Road Purposes and Agreements for Temporary Construction Easements for the Skyway and Honey Run Road Signalization Project (County Project No. 51262-06-1) - approval is requested for a resolution which will authorize the Director of Public Works to negotiate with land owners for acquisition of needed rights-of-way and temporary construction easement in support of the Skyway-Honey Run Road Signalization Project - action requested - ADOPT RESOLUTION 06-164 AND AUTHORIZE THE CHAIR TO SIGN.
52. Resolution Authorizing the Director of Public Works to Negotiate and Enter into Agreements for Acquisition of Real Property for Public Road Purposes and Permission to Enter and Construct Improvements for Property Owner's Benefit for the Durham-Pentz Road and Butte Campus Drive Signalization Project (County Project No. 43341-06-1) - approval is requested for a resolution which will authorize the Director of Public Works to negotiate with land owners for acquisition of needed rights-of way and to allow construction of needed improvements in support of the Durham-Pentz Road and Butte Campus Drive Signalization Project - action requested - ADOPT RESOLUTION 06-165 AND AUTHORIZE THE CHAIR TO SIGN.
53. Transfer of Surplus Property - approval is requested to declare surplus a 48" desktop fuming chamber (fixed asset no. 26848) and authorize its transfer to the Chico Police Department for use in their evidence processing laboratory. The Sheriff's Office will retain the ability to use the equipment after it has been transferred. The conveyance is being conducted pursuant to Government Code Section 25365 and 6061 - action requested - DECLARE ITEM SURPLUS TO THE NEEDS OF THE COUNTY AND AUTHORIZE TRANSFER TO THE CHICO POLICE DEPARTMENT.
53. Increase Fixed Asset Purchase Authority and Budget Transfer - approval is requested to increase the fixed asset purchase authority for an inmate transport bus by \$14,000 (from \$204,000 to \$218,000) as a result of completed bids. Board approval is also requested to transfer funds needed for the increase from the Inmate Welfare Trust Fund - action requested - APPROVE INCREASE TO FIXED ASSET PURCHASE AUTHORITY FOR TRANSPORT BUS TO \$218,000; AND APPROVE BUDGET TRANSFER B-190 (4/5 vote required) ACCEPTING AND APPROPRIATING TRUST FUND REVENUE AS DETAILED IN THE AGENDA REPORT.

54. Budget Adjustments - approval is requested for revisions to the department's Operations budget and Butte Interagency Narcotics Task Force budget. The changes are being made to adjust various line items and there is no impact on the General Fund - action requested - APPROVE A BUDGET TRANSFER B-188 MAKING ADJUSTMENTS AS DETAILED IN THE AGENDA REPORT.
55. State of California, Department of Parks and Recreation - approval is requested for a revenue agreement with the State of California, Department of Parks and Recreation, for funds to provide for snow grooming, plowing and removal services in the Butte Meadows/Jonesville Snow Park area. The term of the agreement is from the Notice to Commence through June 30, 2008, with a maximum amount payable to the County of \$100,000 (\$50,000 per fiscal year). The department included \$40,000 in anticipated revenue in its annual budget for this agreement, and Board approval is also requested to accept and appropriate the additional \$10,000 received - action requested - APPROVE AGREEMENT AND AUTHORIZE THE SHERIFF TO SIGN; AUTHORIZE THE SHERIFF TO SIGN ALL DOCUMENTS NECESSARY TO CARRY OUT THE PURPOSES OF THE AGREEMENT; AND APPROVE BUDGET TRANSFER B-184 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.
56. Jail Shower Modification Funding - approval is requested to transfer \$12,462 from the Criminal Justice Facilities Construction Fund to the department's budget to provide the appropriation needed to complete the Jail Shower Modification project - action requested - APPROVE BUDGET TRANSFER B-187 (4/5 vote required) ACCEPTING AND APPROPRIATING CONSTRUCTION FUND REVENUE AS DETAILED IN THE AGENDA REPORT.
57. State of California, Department of Boating and Waterways - Amendment - approval is requested for an amendment to the grant agreement with the State of California, Department of Boating and Waterways, for funds to support safety and enforcement activities on waterways in the Butte County. The amendment provides for an increased allocation to the County in the amount of \$11,273, and Board approval is also requested to accept and appropriate the additional funds. 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. R40863)

58. Standards and Training for Corrections (STC) Revenue - approval is requested to accept and appropriate \$44,720 received from the State to fund mandated STC training - action requested - APPROVE BUDGET TRANSFER B-189 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.
59. Drug and Gang Activity Education Trust Fund Transfer - approval is requested to transfer \$4,800 from the Drug and Gang Activity Education Trust Fund to the department's budget to provide the allocation needed to purchase presentation equipment and materials which will be used for public outreach programs, including programs targeted at methamphetamine use prevention - action requested - APPROVE BUDGET TRANSFER B-189 (4/5 vote required) ACCEPTING AND APPROPRIATING TRUST FUND REVENUE AS DETAILED IN THE AGENDA REPORT.
60. Relief of Accountability - approval is requested for relief of accountability for a fixed asset form burster machine (fixed asset no. 19140). The equipment was inadvertently sent to surplus without proper documentation. The District Attorney and Auditor-Controller have reviewed the request - action requested - GRANT RELIEF OF ACCOUNTABILITY.
61. Monthly Investment Report - submitted is the Monthly Investment Report dated October 31, 2006, in accordance with the Butte County Statement of Investment Policy dated July 1, 2006 - action requested - ACCEPT FOR INFORMATION.
62. Resolution Increasing the Revolving Fund for the Central Collections Division of the Butte County Treasurer-Tax Collector's Office - approval is requested for a resolution which will increase the amount of the revolving fund used by the Central Collections Division for fees associated with serving writs from \$1,000 to \$2,000. Fees are subsequently recovered as wage garnishment payments are received - action requested - ADOPT RESOLUTION 06-166 AND AUTHORIZE THE CHAIR TO SIGN.
63. Butte County Children and Families Commission Annual Audit - pursuant to Butte County Code, submitted is the Fiscal Year 2005-2006 BUTTE COUNTY CHILDREN AND FAMILIES COMMISSION FINANCIAL STATEMENTS AND SUPPLEMENTAL INFORMATION WITH INDEPENDENT AUDITORS' REPORT - action requested - ACCEPT FOR INFORMATION.

64. In-Home Supportive Services Advisory Committee - action requested - REAPPOINT MARK GORDON, CURRENT OR PAST RECIPIENT OF PERSONAL CARE SERVICES REPRESENTATIVE, TO A TERM TO END DECEMBER 19, 2009.

MOTION: I MOVE TO APPROVE THE CONSENT AGENDA WITH ITEM 3.35 AMENDED TO CORRECT THE POSITION END DATE FOR THE POSITION OF ADMINISTRATIVE ASSISTANT/OFFICE SPECIALIST, SENIOR FROM 06-30-07 TO 06-30-08, AND THE REMOVAL OF ITEMS 3.10, 3.49, 3.55 AND 3.60.

2 M

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

CHAIR JOSIASSEN PRESENTED A RESOLUTION TO NANCY BROWER, DIRECTOR-LIBRARIES, UPON HER RETIREMENT FROM THE COUNTY OF BUTTE.

CHAIR JOSIASSEN PRESENTED A RESOLUTION TO LISA KLING, EXECUTIVE ASSISTANT TO THE CHIEF ADMINISTRATIVE OFFICER, UPON HER RETIREMENT FROM THE COUNTY OF BUTTE.

REGULAR AGENDA

0624-003 Boards, Commissions and Committees. (497)

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

SUPERVISOR YAMAGUCHI PROVIDED A REPORT ON HIS ATTENDANCE AT A DOMESTIC VIOLENCE CONFERENCE AND PROVIDED AN UPDATE ON THE LATEST SIERRA NEVADA CONSERVANCY MEETING.

SUPERVISOR CONNELLY REPORTED ON MEETINGS HE ATTENDED AT THE CALIFORNIA STATE ASSOCIATION OF COUNTIES ANNUAL MEETING.

PAUL MCINTOSH, CHIEF ADMINISTRATIVE OFFICER, PRESENTED THE 2006 GREENPOWER ON-SITE GENERATION AWARD THE COUNTY RECEIVED FROM THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AGENCY AND THE DEPARTMENT OF ENERGY FOR THE SOLAR POWER PROJECT. BUTTE COUNTY RECEIVED ONE OF THREE AWARDS ISSUED NATIONALLY.

SUPERVISOR JOSIASSEN REPORTED ON HIS ATTENDANCE AT THE ANNUAL CALIFORNIA STATE ASSOCIATION OF COUNTIES MEETING, AND HIS ATTENDANCE AT THE RENEWABLE RESOURCE CONFERENCE WITH PAUL.

0624-004 Update on Current Budget and Legislative Issues by the Chief Administrative Officer. PAUL MCINTOSH, CHIEF ADMINISTRATIVE OFFICER, INTRODUCED TO THE BOARD KATHLEEN MOGHANNAM, NEW ASSOCIATE CLERK OF THE BOARD, AND DEREK WOLFGRAM, NEW DIRECTOR-LIBRARIES. THE BOARD WAS ALSO INFORMED THAT THE STATE HAS FALLEN SO BEHIND IN THEIR REIMBURSEMENTS FOR SERVICES TO THE DEPARTMENT OF BEHAVIORAL HEALTH THAT THEIR REVENUES ARE NOW AT ZERO AND THE GENERAL FUND WILL NEED TO SUPPORT THAT DEPARTMENT UNTIL REIMBURSEMENTS ARE REINSTATED.

0624-005 2007 Federal and State Legislative/Regulatory Platforms - presentation of the County 2007 Federal and State Legislative/Regulatory Platforms which describe the County's legislative and regulatory priorities and goals for the upcoming legislative session - action requested - ADOPT PLATFORMS.

MOTION: I MOVE TO ADOPT THE STATE PLATFORM WITH THE ADDITION OF THE MAGALIA DAM ISSUE, THE HIGHWAY 70 CORRIDOR ISSUE, AND THE LEVEE BONDS/REPAIR ISSUE ADDED. I FURTHER MOVE TO ADOPT THE FEDERAL LEGISLATIVE PLATFORM WITH THE ADDITION OF THE FOREST HIGHWAY 171 ISSUE AND THE OPHIR ROAD INTERCHANGE ITEM.

2 M

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

RECESS: 10:31 A.M.

RECONVENE: 10:43 A.M.

PUBLIC HEARINGS AND TIMED ITEMS

0624-006 Continued Public Hearing- Ramon LeFevre - Tentative Parcel Map Appeal - consideration of an appeal of the Planning Commission's denial of a Tentative Parcel Map to subdivide two 20 acre parcels into four parcels, two at 5 acres and two at 15 acres, in the Critical Winter Deer Herd Area on property zoned A-5 (Agricultural - 5 acre parcels) and located on the south side of LeFevre Lane at Century Court, approximately 4,000 feet west of Upham Road in the Bangor area, and identified as APN 028-180-052, 056, 057 - action requested:

1. DENY THE APPEAL OF THE PLANNING COMMISSION'S DECISION; **OR**
2. GRANT THE APPEAL AND ADOPT A RESOLUTION ADOPTING THE MITIGATED NEGATIVE DECLARATION, MAKING RECOMMENDING FINDINGS AND APPROVING THE TENTATIVE PARCEL MAP (TPM 04N-30) FOR RAMON LEFEVRE, SUBJECT TO THE CONDITIONS OF APPROVAL AS DETAILED IN EXHIBIT "A" OF THE PROPOSED RESOLUTION. (FROM 10-24-06 [5.01])

PUBLIC HEARING RECONVENED: 10:43 A.M.
PUBLIC HEARING CLOSED: 11:12 A.M.

MOTION: I MOVE TO GRANT THE APPEAL AND ADOPT RESOLUTION 06-167 ADOPTING THE MITIGATED NEGATIVE DECLARATION, MAKING RECOMMENDING FINDINGS AND APPROVING THE TENTATIVE PARCEL MAP (TPM 04N-30) FOR RAMON LEFEVRE, SUBJECT TO THE CONDITIONS OF APPROVAL AS DETAILED IN EXHIBIT "A" OF THE PROPOSED RESOLUTION.

M 2

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

0624-007 Continued Public Hearing - Martin Marietta Materials (Table Mountain Quarry) Mining Permit and Reclamation Plan 04-01/Modification of Use Permit 96-02 - consideration of an appeal of the Planning Commission's approval of a Mining Permit and Reclamation Plan 04-01 and the modification of Use Permit 96-02 to expand the permitted mining area of an existing operation to include approximately 44+ additional acres of olivine basalt on the top of north Table Mountain. The project also includes: the reconstruction of approximately 2,800 feet of road along the existing road grade from the plant site and approximately 1,500 feet of new road construction; the installation of an elevated conveyor system to transport rock from the quarry to the processing facility; the relocation of the processing facility approximately 700 feet to the northeast; a time extension of Use Permit 96-02 to the year 2029; the construction of a 4,000 square-foot shop building; and the construction of a new rail spur adjacent and parallel to the existing rail spur. The applicant has also filed a petition to cancel a 175-acre portion of 460 acres subject to a Land Conservation Act Agreement, and has submitted a revised Reclamation Plan in accordance with the Surface Mining and Reclamation Act. This is a project on which notice of intent to adopt a negative declaration with mitigation measures regarding environmental impacts has been given. The Table Mountain Quarry is located on north Table Mountain at 2216 Table Mountain Boulevard, northeast of the intersection of State Route 70 and State Route 149, north of Oroville, and identified as 041-140-014, 028, 032, 034; 041-160-031, 037, 039, 044 and 045; and 041-210-045 - action requested - CONTINUE HEARING OPEN TO JANUARY 23, 2007, AT 10:35 A.M. (FROM 10-10-06 [5.01])

PUBLIC HEARING RECONVENED AT 11:13 A.M., AND CONTINUED OPEN TO JANUARY 23, 2007, AT 10:35 A.M.

REGULAR AGENDA

0624-008 Update of General Plan Process by Director-Development Services. REPORT TO THE BOARD BY TIM SNELLINGS, DIRECTOR-DEVELOPMENT SERVICES.

0624-009 Report to the Board regarding additional audit services provided by Bartig, Basler and Ray - action requested - ACCEPT FOR INFORMATION.

REPORT TO THE BOARD BY BRAD CONSTANTINE, BARTIG, BASLER AND RAY.

0624-010 Program 2.2 of the General Plan Agricultural Element - 300-Foot Agricultural Buffer - consideration of proposed resolution, developed after consultation with the General Plan Ad Hoc Committee, which will clarify the applicability of the 300-foot buffer requirement in Program 2.2 of the General Plan Agricultural Element - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (FROM 11-21-06 [4.04])

MOTION: I MOVE TO ADOPT THE RESOLUTION, AS AMENDED TO REVISE ITEM NO. 2 ON PAGE 2 OF THE RESOLUTION TO READ, "APPLIES AT THE SPHERE OF INFLUENCE OF ANY CITY/COMMUNITY BOUNDARIES ON THE LAND TO BE DEVELOPED AND OUTSIDE OF THOSE BOUNDARIES...", ITEM NO. 3 ON PAGE 3 OF THE RESOLUTION REMOVED, AND ITEM 4 ON PAGE 3 REVISED TO READ, DIRECT STAFF TO PREPARE AN ORDINANCE TO APPLY TO RESIDENTIAL BUILDING PERMITS AS QUICKLY AS POSSIBLE, ALLOWING FOR THE PUBLIC REVIEW PROCESS. IN THE INTERIM, RESIDENTIAL BUILDING PERMITS SHALL BE REVIEWED AND THE BUILDING ENVELOPES SHALL BE CITED IN A MATTER THAT MINIMIZES THE IMPACT ON ADJOINING AGRICULTURE. SUBCOMMITTEE IS TO REVIEW THE PROPOSED LANGUAGE IN ITEM 3 AND RETURN TO THE BOARD NEW LANGUAGE REGARDING UNUSUAL CIRCUMSTANCES.
2 M

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

0624-011 Community Facilities Districts Goals and Policies - consideration of the goals and policies required to allow the use of Community Facilities Districts to fund backbone infrastructure and certain County services. Pursuant to the Mello-Roos Community Facility Act of 1982 (California Government Code Section 53311 et seq.) proposed are local Goals and Policies - action requested - ADOPT THE COUNTY OF BUTTE LOCAL PUBLIC FINANCING GOALS AND POLICIES AS RECOMMENDED. (FROM 11-21-06 [4.08])**3550 (**00)

MOTION: I MOVE TO ADOPT THE COUNTY OF BUTTE LOCAL PUBLIC FINANCING GOALS AND POLICIES AS RECOMMENDED.
2 M

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

0624-012 Proposition 42 Repayment and Pavement Maintenance Plan - consideration of the acceptance of unanticipated Proposition 42 repayment, the allocation of various fiscal year funds, the purchase of a striping truck, and recommendations for the Pavement Maintenance Plan - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT; APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FISCAL YEAR 2005-2006 CARRY-OVER FUND BALANCE INTO THE FISCAL YEAR 2006-2007 BUDGET; APPROVE THE FIXED ASSET PURCHASE OF A STRIPING TRUCK; AND DIRECT PUBLIC WORKS TO PROCEED WITH CONTRACT PLANS AND SPECIFICATIONS FOR CHIP SEAL AND OVERLAY FOR SPRING 2007 CONTRACT, ACCORDING TO THE PAVEMENT MAINTENANCE PLAN. (***)

ITEMS 3.55 REMOVED FROM THE CONSENT AGENDA HEARD CONTEMPORANEOUS WITH THIS ITEM

1. State of California, Department of Transportation - approval is requested for a Cooperative Agreement with the State of California, Department of Transportation, regarding the design and construction of a signal at Ophir Road and State Route 70. In order for the project to proceed, the County will need to make a contribution of \$1,000,000, and Board approval is also requested to transfer the needed funds from the Road Fund (fund balance) in order to provide payment under the agreement. The department will be applying for grant funds in the amount of \$500,000 to offset a portion of the project costs - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

MOTION: I MOVE TO APPROVE THE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFER B-182 ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

M 2

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

MOTION: I MOVE TO APPROVE BUDGET TRANSFER B-1836 ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT, AND ACCEPTING AND APPROPRIATING FISCAL YEAR 2005-2006 CARRY-OVER FUND BALANCE INTO THE FISCAL YEAR 2006-2007 BUDGET; APPROVE THE FIXED ASSET PURCHASE OF A STRIPING TRUCK; AND DIRECT PUBLIC WORKS TO PROCEED WITH CONTRACT PLANS AND SPECIFICATIONS FOR CHIP SEAL AND OVERLAY FOR SPRING 2007 CONTRACT, ACCORDING TO THE PAVEMENT MAINTENANCE PLAN.

S M

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

0624-013 CLOSED SESSION

RECESS : THE BOARD RECESSED AT 12:56 P.M. TO A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): LAKE OROVILLE INTERVENTION (FERC 2100). A CONFERENCE WITH LEGAL COUNSEL REGARDING INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(c): TWO POTENTIAL CASES. PUBLIC EMPLOYEE PERFORMANCE EVALUATIONS, INCLUDING GOALS, PURSUANT TO GOVERNMENT CODE SECTION 54957: 1. AGRICULTURAL COMMISSIONER; 2. DIRECTOR-BEHAVIORAL HEALTH; 3. CHIEF ADMINISTRATIVE OFFICER; 4. CHIEF PROBATION OFFICER; 5. COUNTY COUNSEL; 6. DIRECTOR-CHILD SUPPORT SERVICES; 7. DIRECTOR-DEVELOPMENT SERVICES; 8. DIRECTOR-EMPLOYMENT AND SOCIAL SERVICES; 9. DIRECTOR-HUMAN RESOURCES; 10. DIRECTOR-INFORMATION SYSTEMS; 11. DIRECTOR-LIBRARIES; 12. DIRECTOR-PUBLIC HEALTH; 13. DIRECTOR-PUBLIC WORKS; 14. DIRECTOR-WATER AND RESOURCE CONSERVATION.

RECONVENE : THE BOARD RECONVENED AT 1:50 P.M. FROM A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): LAKE OROVILLE INTERVENTION (FERC 2100). A CONFERENCE WITH LEGAL COUNSEL REGARDING INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(c): TWO POTENTIAL CASES. PUBLIC EMPLOYEE PERFORMANCE EVALUATIONS, INCLUDING GOALS, PURSUANT TO GOVERNMENT CODE SECTION 54957: 1. AGRICULTURAL COMMISSIONER; 2. DIRECTOR-BEHAVIORAL HEALTH; 3. CHIEF ADMINISTRATIVE OFFICER; 4. CHIEF PROBATION OFFICER; 5. COUNTY COUNSEL; 6. DIRECTOR-CHILD SUPPORT SERVICES; 7. DIRECTOR-DEVELOPMENT SERVICES; 8. DIRECTOR-EMPLOYMENT AND SOCIAL SERVICES; 9. DIRECTOR-HUMAN RESOURCES; 10. DIRECTOR-INFORMATION SYSTEMS; 11. DIRECTOR-LIBRARIES; 12. DIRECTOR-PUBLIC HEALTH; 13. DIRECTOR-PUBLIC WORKS; 14. DIRECTOR-WATER AND RESOURCE CONSERVATION. (NO ANNOUNCEMENTS)

REGULAR AGENDA

0624-014 United States Department of Agriculture Low Interest Loan Application for Replacement of Bangor Fire Station - consideration of a resolution authorizing the submittal of a low interest loan application to the United States Department of Agriculture for funds in the amount of \$1.1 million to fund replacement of the office/barracks at the Bangor Fire Station. Board approval is also requested for a transfer from the General Fund Appropriation for Contingencies in the amount of \$50,000 to fund preliminary work for the construction project - action requested - ADOPT RESOLUTION AUTHORIZING LOAN APPLICATION AND AUTHORIZE THE CHAIR TO SIGN; AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER TO SIGN ALL DOCUMENTS WITHIN AND RELATED TO THE LOAN APPLICATION; AND APPROVE A BUDGET TRANSFER B-176(4/5 vote required) ACCEPTING AND APPROPRIATING \$50,000 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.

MOTION: I MOVE TO ADOPT RESOLUTION 06-169 AUTHORIZING LOAN APPLICATION AND AUTHORIZE THE CHAIR TO SIGN; AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER TO SIGN ALL DOCUMENTS WITHIN AND RELATED TO THE LOAN APPLICATION; AND APPROVE BUDGET TRANSFER ACCEPTING AND APPROPRIATING \$50,000 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.

M 2

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

0624-015 Award of Contract for Americans with Disabilities Act (ADA) Work and Budget Transfer for Additional Remodel Work at the Chico Veterans Memorial Hall - consideration of the bid results for construction work at the Chico Veterans Memorial Hall to provide for ADA compliance, and a budget transfer for additional work including removal of asbestos, interior remodeling and exterior work. A Community Development Block Grant (CDBG) award will provide \$223,780 of the needed funding. Bids will be opened for the project on December 7, 2006. If the lowest qualified bidder exceeds the CDBG funding, Board approval will be requested to transfer the additional funding needed for the contract from the General Fund Appropriation for Contingencies. Additionally, it is estimated that work needed to create a fully functioning hall will total another \$228,863, and Board approval is also requested for a transfer from the General Fund Appropriation for Contingencies to provide the allocation for that additional work - action requested - RECEIVE BID RESULTS; AWARD CONTRACT TO LOWEST RESPONSIVE BIDDER; IF THE AWARDED CONTRACT EXCEEDS THE CDBG FUNDING, AUTHORIZE A BUDGET TRANSFER (4/5 vote required) FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES IN THE AMOUNT NECESSARY TO COVER THE CONTRACT AND ACCEPT AND ALLOCATE THE FUNDS TO THE CONTRACT AS DETAILED IN THE STAFF PRESENTATION; AND APPROVE A BUDGET TRANSFER B-192 (4/5 vote required) ACCEPTING AND APPROPRIATING \$268,863 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.

MOTION: I MOVE TO RECEIVE BID RESULTS; AWARD CONTRACT TO LOWEST RESPONSIVE BIDDER, DON AZEVADO CONSTRUCTION, INC., OF CHICO; AND APPROVE BUDGET TRANSFER ACCEPTING AND APPROPRIATING \$268,863 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.

2 M

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

PUBLIC HEARINGS AND TIMED ITEMS

0624-016 Public Hearing - Development Impact Fees - consideration of an ordinance amending Sections 3-175, 3-194, 3-213, 3-232, 3-251 and 3-270 of Chapter 3 of the Butte County Code, and an ordinance amending section 3-164 of Chapter 3 and Section 10-33.5 of Chapter 10 of the Butte County Code, adjusting Countywide development impact fees on new residential and nonresidential development in the unincorporated and incorporated areas of the County, and adjusting fees in the North Chico Specific Plan Area and the Chico Urban Area for street facilities - action requested - ADOPT ORDINANCES (2) AND AUTHORIZE THE CHAIR TO SIGN.

PUBLIC HEARING OPENED: 2:01 P.M.

PUBLIC HEARING CLOSED: 2:01 P.M. I

MOTION: I MOVE TO ADOPT ORDINANCE 3948 ADJUSTING COUNTYWIDE DEVELOPMENT IMPACT FEES.

M 2

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

MOTION: I MOVE TO ADOPT ORDINANCE 3949 ADJUSTING THE NORTH CHICO SPECIFIC PLAN AND CHICO URBAN AREA STREET FACILITY DEVELOPMENT IMPACT FEES.

2 M

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

REGULAR AGENDA

0624-017 Updated Administrative Procedures and Rules for Implementing the California Land Conservation (Williamson) Act - the Land Conservation Act Advisory Committee recommends the Board accept public testimony and provide direction to staff regarding changes to the November 14, 2006, draft updated Butte County Administrative Procedures and Uniform Rules for Implementing the California Land Conservation (Williamson) Act - action requested - PROVIDE STAFF DIRECTION; DIRECT FINAL DOCUMENTS BE PREPARED AND RETURNED TO THE BOARD FOR ACTION.

MOTION: I MOVE TO DIRECT STAFF TO INCORPORATE THE BOARD'S DIRECTION AND TO PREPARE FINAL DOCUMENTS RETURN THOSE DOCUMENTS TO THE BOARD FOR ACTION.

M 2

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

0624-018 ITEMS REMOVED FROM THE CONSENT AGENDA FOR BOARD CONSIDERATION AND ACTION.

ITEM 3.55 CONSIDERED UNDER MINUTE ORDER 0624-012.

- 1. Butte County Audit Committee Bylaws - approval is requested to accept the bylaws for the Butte County Audit Committee. The bylaws describe the purpose, administration, duties, responsibilities and authority of the Committee and guide and govern its activities - action requested - ACCEPT BYLAWS.

MOTION: I MOVE TO ACCEPT THE BYLAWS.

M 2

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

- 2. Butte Meadows Hillslider's Snowmobile Club - approval is requested for an agreement with the Butte Meadows Hillslider's Snowmobile Club for snow grooming, plowing and removal in the area surrounding the Jonesville Snowpark. The term of the agreement is from the Notice to Commence through June 30, 2007, with a maximum amount payable of \$50,000 (State grant funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

MOTION: I MOVE TO APPROVE THE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

M S

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

- 3. Telfer Oil Company - approval is requested to ratify a Blanket Purchase Agreement with Telfer Oil Company for the purchase of oil needed for chip seal projects. Due to a delay in the bidding process, the agreement was signed by the Chief Administrative Officer ~~to allow for the purchase and delivery of needed oil prior to Board approval because the product was delivered and used prior to execution of the purchase agreement.~~ The term of the agreement is October 1, 2006, through December 31, 2006, with product rates ranging from \$255 a ton to \$694 a ton (department budget) - action requested - RATIFY AGREEMENT AND CHIEF ADMINISTRATIVE OFFICER'S SIGNATURE.

MOTION: I MOVE TO RATIFY THE AGREEMENT AND THE CHIEF ADMINISTRATIVE OFFICER'S SIGNATURE.

M 2

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

RECESSED AT 3:11 P.M. AS THE BUTTE COUNTY BOARD OF SUPERVISORS AND
CONVENED AS THE BUTTE COUNTY IN-HOME SUPPORTIVE SERVICES PUBLIC
AUTHORITY BOARD.

BUTTE COUNTY IN-HOME SUPPORTIVE SERVICES
PUBLIC AUTHORITY BOARD
MINUTES
DECEMBER 12, 2006

Called to order at 3:11 p.m., in the Butte County Board of Supervisors Room, 25 County Center Drive, Oroville. Board members present: Connelly, Dolan, Yamaguchi, and Chair Josiassen. Also present: Marion Reeves and Kathleen Moghannam, Deputy Clerks.

Agenda Items

0612-001 Recognition of California United Homecare Workers Union, AFSCME/SEIU as Exclusive Representative - on November 9, 2006, the California United Homecare Workers Union, AFSCME/SEIU was elected as the unit for representation with regard to wages, hours and other terms and conditions of employment for the In-Home Supportive Services Public Authority providers - action requested - RECOGNIZE THE CALIFORNIA UNITED HOMECARE WORKERS UNION, AFSCME/SEIU, AS THE EXCLUSIVE REPRESENTATIVE FOR THE IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY PROVIDERS FOR THE PURPOSE OF MEETING AND CONFERRING WITH THE IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY WITH RESPECT TO WAGES, HOURS, AND OTHER TERMS AND CONDITIONS OF WORK.

MOTION: I MOVE TO RECOGNIZE THE CALIFORNIA UNITED HOMECARE WORKERS UNION, AFSCME/SEIU, AS THE EXCLUSIVE REPRESENTATIVE FOR THE IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY PROVIDERS FOR THE PURPOSE OF MEETING AND CONFERRING WITH THE IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY WITH RESPECT TO WAGES, HOURS, AND OTHER TERMS AND CONDITIONS OF WORK.

2 M

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

0612-002 Employment Agreement for Public Authority Special Aide Position - approval is requested for an at-will employment agreement with Bradford Lawton for employment as a Public Authority Services Specialist Aide Position - action requested - APPROVE AT-WILL EMPLOYMENT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

MOTION: I MOVE TO APPROVE THE AT-WILL EMPLOYMENT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

2 M

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

Public Comment

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 is prohibited from taking action on any item not listed on the agenda. (**** 00) (NONE)

Adjournment

ADJOURNED AT 3:17 P.M. AS THE BUTTE COUNTY IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY BOARD AND RECONVENED AS THE BUTTE COUNTY BOARD OF SUPERVISORS.

PUBLIC COMMENT (None)

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.

CLOSED SESSION

- 0624-019 **RECESS:** THE BOARD RECESSED AT 3:17 P.M. TO A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): LAKE OROVILLE INTERVENTION (FERC 2100). A CONFERENCE WITH LEGAL COUNSEL REGARDING INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(c): TWO POTENTIAL CASES. PUBLIC EMPLOYEE PERFORMANCE EVALUATIONS, INCLUDING GOALS, PURSUANT TO GOVERNMENT CODE SECTION 54957: 1. AGRICULTURAL COMMISSIONER; 2. DIRECTOR-BEHAVIORAL HEALTH; 3. CHIEF ADMINISTRATIVE OFFICER; 4. CHIEF PROBATION OFFICER; 5. COUNTY COUNSEL; 6. DIRECTOR-CHILD SUPPORT SERVICES; 7. DIRECTOR-DEVELOPMENT SERVICES; 8. DIRECTOR-EMPLOYMENT AND SOCIAL SERVICES; 9. DIRECTOR-HUMAN RESOURCES; 10. DIRECTOR-INFORMATION SYSTEMS; 11. DIRECTOR-LIBRARIES; 12. DIRECTOR-PUBLIC HEALTH; 13. DIRECTOR-PUBLIC WORKS; 14. DIRECTOR-WATER AND RESOURCE CONSERVATION.
- 0624-020 **RECONVENE:** THE BOARD RECONVENED AT 4:41 P.M. FROM A CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): LAKE OROVILLE INTERVENTION (FERC 2100). A CONFERENCE WITH LEGAL COUNSEL REGARDING INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(c): TWO POTENTIAL CASES. PUBLIC EMPLOYEE PERFORMANCE EVALUATIONS, INCLUDING GOALS, PURSUANT TO GOVERNMENT CODE SECTION 54957: 1. AGRICULTURAL COMMISSIONER; 2. DIRECTOR-BEHAVIORAL HEALTH; 3. CHIEF ADMINISTRATIVE OFFICER; 4. CHIEF PROBATION OFFICER; 5. COUNTY COUNSEL; 6. DIRECTOR-CHILD SUPPORT SERVICES; 7. DIRECTOR-DEVELOPMENT SERVICES; 8. DIRECTOR-EMPLOYMENT AND SOCIAL SERVICES; 9. DIRECTOR-HUMAN RESOURCES; 10. DIRECTOR-INFORMATION SYSTEMS; 11. DIRECTOR-LIBRARIES; 12. DIRECTOR-PUBLIC HEALTH; 13. DIRECTOR-PUBLIC WORKS; 14. DIRECTOR-WATER AND RESOURCE CONSERVATION. (NO ANNOUNCEMENTS)

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD,
THE MEETING WAS ADJOURNED AT 4:41 P.M., TO
RECONVENE AT A REGULAR MEETING OF THE BOARD TO BE
HELD TUESDAY, JANUARY 9, 2007, AT 9:00 A.M.

CURT JOSIASSEN, CHAIR

ATTEST:

Paul McIntosh, Chief Administrative
Officer and Clerk of the Board

By: _____