

BUTTE COUNTY BOARD OF SUPERVISORS

MINUTES

JANUARY 6, 2009



County Supervisors

Bill Connelly, District 1
Jane Dolan, District 2
Maureen Kirk, District 3
Steve Lambert, District 4
Kim Yamaguchi, District 5

C. Brian Haddix, Chief Administrative
Officer and Clerk of the Board

Bruce Alpert, County Counsel

Called to order at 9:10 a.m. in the Board of Supervisors Room, County Administration Building, 25 County Center Drive, Oroville. Supervisors present: Connelly, Dolan, Lambert, Yamaguchi, and Kirk. Also present: C. Brian Haddix, Chief Administrative Officer; Bruce Alpert, County Counsel; and Kathleen Moghannam, Assistant Clerk of the Board.

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

Observation of a Moment of Silence.____

0901-001 **BOARD OF SUPERVISORS ORGANIZATION - 2009**

1. Election of Board Chair
2. Election of Board Vice Chair

MOTION: I NOMINATE SUPERVISOR CONNELLY AS CHAIR AND SUPERVISOR DOLAN AS VICE CHAIR.

M 2
VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (MOTION CARRIED UNANIMOUSLY)

3. Comments by Supervisors
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0901-002 **CORRECTIONS AND/OR CHANGES TO THE AGENDA.**

THE ITEM LISTED BELOW IS ON THE CONSENT AGENDA FOR THE IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY BOARD

1. Approval of Request for Proposals for Contract In-Home Supportive Services (IHSS) - approval is requested to authorize the Department of Employment and Social Services (DESS) to release a Request for Proposals for Contract Mode services for IHSS for a two-year period from July 1, 2009 through June 30, 2011. If approved by the Board, the department plans to release the RFP on January 30, 2009 - action requested - APPROVE RELEASE OF REQUEST FOR PROPOSALS.

THIS ITEM WAS REMOVED FROM THE AGENDA BY THE DEPARTMENT. IT WILL RETURN ON A FUTURE AGENDA FOR BOARD ACTION.

0901-003 CONSENT AGENDA

1. Northern Valley Catholic Social Services (NVCSS) - amendment - approval is requested for an amendment to the agreement with NVCSS for the provision of school-based mental health services to school children in rural areas. The amendment increases the maximum amount payable by \$190,000.92 (department budget utilizing Medi-cal and EPSDT funds) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
2. Caminar, Inc. - approval is requested for an agreement with Caminar, Inc. for the provision of housing support and additional services for homeless individuals. The term of the agreement is July 1, 2008 through June 30, 2009 with a maximum amount payable of \$319,081.95 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
3. Youth for Change - amendment - approval is requested for an amendment to the agreement with Youth for Change for the provision of services associated with the Mental Health Services Act (MHSA) Link Program. The amendment will cover the final payment for labor related costs associated with the Drop-In Center and Shelter. The amendment increases the maximum amount payable by \$48,750 (department budget utilizing MHSA funds) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
4. Butte County Office of Education Partners in Health and Safety (BCOE) - approval is requested for a revenue agreement with BCOE to support community and school based drug prevention strategies. The term of the agreement is October 1, 2008 through September 30, 2009 with a maximum amount receivable of \$9,000 - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT. (Behavioral Health)

5. Signature Services, A Property Management Company (MC Horning) - approval is requested for a recast lease agreement with Signature Services for the property located at 805 Cedar, Suites A & B, Paradise. The term of the recast lease is January 1, 2009 through December 31, 2011 with an initial monthly payment of \$5,485.98 (\$0.757 per square foot) with a 3% yearly escalation clause on base rent only - action requested - APPROVE RECAST LEASE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
6. Resource Conservation District - Supervisor Yamaguchi submits his nomination for District 5 representative to the Resource Conservation District - action requested - REAPPOINT ED CHOMBEAU TO A TERM TO END JANUARY 7, 2013. (Board of Supervisors)
7. Butte County Mosquito Abatement and Vector Control District - Supervisor Dolan submits her nomination for District 2 representative to Butte County Mosquito Abatement and Vector Control District - action requested - REAPPOINT DAN HUTFLESS TO A TERM TO END DECEMBER 31, 2012. (Board of Supervisors)
8. Change in District 2 Commissioner on the Butte County Planning Commission - action requested - REMOVE CURRENT DISTRICT 2 APPOINTEE FROM THE PLANNING COMMISSION. (Board of Supervisors)
9. Expanded Holiday Hours for Butte County Employees - approval is requested for the addition of four hours of holiday time for Butte County employees and for ratification of the closure of Butte County offices effective 1:00 p.m. on Friday December 24, 2008 for four hours - action requested - APPROVE THE ADDITION OF FOUR HOURS OF HOLIDAY TIME AND RATIFY CLOSURE OF BUTTE COUNTY OFFICE FOR FOUR HOURS. (Chief Administrative Office)
10. Eileen Stern - approval is requested for an agreement with Eileen Stern for the provision of fiscal consulting services which will include a review of in-house processes to ensure the department maximizes funding and efficiency. The term of the agreement is December 15, 2008 through February 28, 2009 with a maximum amount payable of \$43,500 (department budget)- action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Employment and Social Services)

11. Resolution Recognizing January 25 through January 31, 2009 as Employment and Eligibility Staff Week in Butte County - action requested - ADOPT RESOLUTION 09-001 AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)

12. Resolution to Amend the Salary Ordinance - the department has prepared a resolution which will amend the salary ordinance as follows:

AUDITOR-CONTROLLER - requests to delete one (1) position of Auditor-Accountant, Principal/Auditor-Accountant, Senior/Auditor-Accountant (Class Codes 1271/1272/1274) effective January 1, 2009. This position is being deleted as part of the recommendations of the Finance Management Options Committee in May 2008. The current incumbent in the position will be transferred to a vacant Internal Auditor position (Class code 1254) within the department. This change will decrease the allocated positions in budget unit 050 from 20 to 19.

PUBLIC HEALTH - requests to delete one (1) vacant position of Accounting Specialist/Account Clerk, Senior/Account Clerk (Class Codes 1283/1285/1286) and one (1) vacant position of Office Specialist, Senior/Office Specialist/Office Assistant (Class Codes 1057/1056/1055). In addition, the department requests to add one (1) position of Financial Technician/Financial Technician, Senior (Class Codes 12/88/1287). The reductions of the two (2) positions versus the funding of the one (1) new position will create salary and benefit savings while allowing the department to achieve cost efficiencies through centralizing the financial tasks within the department. This change will decrease the allocated positions in budget unit 540-011 from 176.35 to 175.35 budget -action requested - ADOPT RESOLUTION 09-002 AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)

13. Public Library Innovation Grant Application - approval is requested for the submission of a grant application to the International City/County Management Association. The Butte County Library is submitting an application to create a small business resource program to foster economic development activities in Butte County - action requested - APPROVE SUBMISSION OF GRANT APPLICATION. (Library)

14. Library Donations - pursuant to Government Code Section 25355, donations of \$1,749.40 from the Oroville Friends of the Library; \$500 from Jim and Mary Johnson; \$117 from an anonymous source; \$3,875.62 from Chico Friends of the Library; and \$200 from Maudie Penney have been received for the purchase of books. \$473.81 has been received from the Paradise Friends of Library for operations - action requested - ACCEPT DONATIONS AND AUTHORIZE LETTERS OF APPRECIATION. (Library)
15. Youthful Offender Block Grant - approval is requested to accept and appropriate \$366,222 in grant funds for the provision of alternate services to juveniles who are no longer eligible for placement within the Division of Juvenile Justice, formerly California Youth Authority - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT. (Probation)
16. Accept Donation - a donation in the amount of \$200 has been received from the Omega Nu Foundation for purchase of supplies for females in Juvenile Hall -action requested - ACCEPT DONATION AND AUTHORIZE RESOLUTION 09-003 OF APPRECIATION. (Probation)
17. Garian Partnership/Ridgewood Plaza - approval is requested for a lease agreement with Garian Partnership/Ridgewood Plaza for the property located at 1370 Ridgewood Drive, Suites 20A, 21, and 22, Chico, CA. The location is utilized by the California Children's Services (CCS) Program. The term of the lease agreement is January 1, 2009 through December 31, 2011. The rate for the first year is \$3,480 per month (\$.87 per square foot). The rate for the second year will increase to \$.89 per square foot - action requested - APPROVE LEASE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Public Health)
18. Resolution Recognizing John "Jack" H. Warson Upon His Retirement from Butte County after Thirty-Four Years of Service - action requested - ADOPT RESOLUTION 09-004 AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)
19. Resolution of Intent to Vacate a Portion of Esquon Road and Hamlin Road in Durham - consideration of a resolution that gives notice of a Public Hearing to vacate a portion of the public right of way on Esquon Road and Hamlin Road in Durham - action requested - ADOPT RESOLUTION 09-005 WHICH SETS PUBLIC HEARING FOR JANUARY 27, 2009 AT 10:30 A.M. AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)

20. Contract Change Order for the Construction of the Aguas Frias Road Bridge across Butte Creek, County Project No. 23201-95-1 - approval is requested for this change order which provides for increased funding for roadway excavation. This contract change order results in an overall increase to the contract of \$41,707. There is sufficient funding in the department's budget to cover the increase - action requested - APPROVE CONTRACT CHANGE ORDER AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Public Works)
21. Resolution Authorizing Submittal of Grant Application to California Integrated Waste Management Board (CIWMB) - consideration of a resolution which authorizes the Regional Council of Rural Counties Environmental Services Joint Powers Authority (ESJPA) to submit a regional tire amnesty grant application on behalf of Butte County to CIWMB. ESJPA will act as lead agency for this grant - action requested - ADOPT RESOLUTION 09-006 AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)
22. Budget Transfers for County Service Areas (CSA) 21 (Skansen Sewer) and 82 (Stirling City Sewer) - approval is requested for following budget transfers as detailed in the agenda report: \$486 from CSA 21 and \$1,610 from CSA 82. These transfers are needed as the State Water Resources Control Board adopted an increased fee schedule on October 7, 2008 which included an increased annual fee for waste discharge - action requested -APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT. (Public Works)
23. Cooperative Agreement with the Town of Paradise to Pursue Grant Funding - authorization is requested for the Director of Public Works to negotiate a cooperative agreement with the Town of Paradise to pursue a Congestion Mitigation and Air Quality (CMAQ) grant for a proposed joint project to construct a traffic signal and intersection improvements at Skyway and Pentz Road in Paradise. Any additional actions will be brought back before the Board - action requested - AUTHORIZE DIRECTOR OF PUBLIC WORKS TO NEGOTIATE A COOPERATIVE AGREEMENT TO PURSUE CMAQ GRANT. (Public Works)

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24. Budget Transfer - approval is requested for additional appropriations of \$77,000 funded by restricted revenue in order to purchase two vehicles for the civil division. This restricted revenue can only be used for the replacement of vehicles and equipment and prohibits use for fund for staff expenses - action requested -APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT; AND APPROVE FIXED ASSET PURCHASE OF TWO VEHICLES. (Sheriff-Coroner)
25. Surplus Helicopter Engine - approval is requested to declare surplus an old OH6 helicopter engine that has no flight hours left. The current engine in the Sheriff's OH6 helicopter is maintained by Vertical Solutions Unlimited, and this company has agreed to exchange the old engine for a \$6,000 credit to cover future maintenance costs - action requested - DECLARE HELICOPTER ENGINE SURPLUS AND AUTHORIZE DISPOSITION TO VERTICAL SOLUTIONS UNLIMITED FOR A \$6,000 CREDIT. (Sheriff-Coroner)
26. Accept Unanticipated Revenue - approval is requested to accept \$56,734 in grant funds for the Sexual Assault Felony Enforcement Team - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED FUNDS AS DETAILED IN THE AGENDA REPORT. (Sheriff-Coroner)
- _____
27. Monthly Investment Report - submitted is the Monthly Investment Report dated November 28, 2008, in accordance with the Statement of Investment Policy dated July 1, 2008 - action requested - ACCEPT FOR INFORMATION. (Treasurer/Tax Collector)
- _____
28. Water Advisory Committee - the Butte County Water Commission submits recommendations for appointments to the Butte County Water Advisory Committee - action requested - APPOINT KAREN PETERS, BIGGS-WEST GRIDLEY SUB-UNIT AND GARY KERHOULAS, BUTTE SINK SUB-UNIT TO TERMS TO END JANUARY 6, 2011; AND REAPPOINT THE FOLLOWING MEMBERS TO TERMS TO END JANUARY 6, 2013: MARK ORME, BUTTE SUB-UNIT; MYRON OPENSHAW, CHEROKEE SUB-UNIT; DAVID SIEPERDA, LLANO SECO SUB-UNIT; ~~LES~~ LEE-HERINGER, M&T SUB-UNIT; TONI RUGGLE, NORTH YUBA SUB-UNIT; GENE HARRIS, RICHVALE SUB-UNIT; MIKE EDWARDS, THERMALITO SUB-UNIT; AND NANI TEVES, LITTLE CHICO CREEK WATERSHED AT-LARGE. (Water and Resource Conservation)

29. Local Child Care Planning Council Membership Certification - the Butte County Office of Education submits for approval the Local Child Care Planning Council Certification Statement - action requested - ACCEPT AND APPROVE THE CERTIFICATION STATEMENT REGARDING COMPOSITION OF THE LOCAL CHILD CARE PLANNING COUNCIL AND AUTHORIZE THE CHAIR TO SIGN. (Other Departments and Agencies)

30. Reclamation District No. 833 - action requested - APPOINT JERRY DAVIS AS TRUSTEE TO A TERM TO END DECEMBER 4, 2009. (Other Departments and Agencies)

MOTION: I MOVE TO APPROVE THE CONSENT AGENDA.

2 M

VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (MOTION CARRIED UNANIMOUSLY)

PRESENTATION OF RESOLUTION RECOGNIZING EMPLOYMENT AND ELIGIBILITY WEEK TO CATHI GRAMS, DIRECTOR OF EMPLOYMENT AND SOCIAL.

PRESENTATION OF RESOLUTION TO JACK WARSON IN HONOR OF HIS RETIREMENT FROM BUTTE COUNTY.

REGULAR AGENDA

0901-004 Boards, Commissions and Committees.

1. Appointments to Listed Vacancies. (16:01)

MOTION: I MOVE TO REAPPOINT/APPOINT THE FOLLOWING INDIVIDUALS TO THE FOLLOWING COMMITTEES: JAMES EDWARDS TO THE OROVILLE CEMETERY DISTRICT; HARREL WILSON TO THE OROVILLE MOSQUITO ABATEMENT DISTRICT; CONNIE MENAS TO THE BUTTE COUNTY FAIR BOARD; BOB POST TO THE BUTTE COUNTY FISH AND GAME COMMISSION; LOU CECCHI TO THE AGRICULTURAL ADVISORY COMMITTEE; CLARENCE LOBO TO THE HOUSING AUTHORITY; D.C. JONES TO THE RESOURCE CONSERVATION DISTRICT; HARREL WILSON TO THE PLANNING COMMISSION; T.C. DENNIS TO THE COMMUNITY ACTION AGENCY; DUKE SHERWOOD TO THE SURFACE MINING AGGREGATE OPERATIONS COMMITTEE; AND LAWRENCE GRUNDMANN TO THE WATER COMMISSION.

M 2

VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (MOTION CARRIED UNANIMOUSLY)

MOTION: I MOVE TO REAPPOINT JACK BEQUETTE TO THE BUTTE COUNTY MOSQUITO AND VECTOR CONTROL DISTRICT.

2 M

VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (MOTION CARRIED UNANIMOUSLY)

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JANUARY 6, 2009

REGULAR AGENDA

0901-009 Economic Development Update - In connection with establishing an economic development strategy for Butte County, it is requested that the Board determine an appropriate date for a special meeting for a workshop in February 2009 - action requested - SET A DATE IN FEBRUARY 2009 FOR A SPECIAL MEETING TO ADDRESS ECONOMIC DEVELOPMENT.

C. BRIAN HADDIX, CHIEF ADMINISTRATIVE OFFICER PROVIDED A BRIEF REPORT. HE INDICATED THE LOCATION OF THE WORKSHOP WOULD BE DETERMINED AT A LATER DATE.

MOTION: I MOVE TO HOLD THE ECONOMIC WORKSHOP ON FEBRUARY 17, 2009.

2 M

VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (MOTION CARRIED UNANIMOUSLY)

RECESS: 10:25 A.M.

RECONVENE: 10:35 A.M.

PUBLIC HEARINGS AND TIMED ITEMS

0901-010 Timed Item - Butte County Library Community Survey Results - Presentation regarding the results of the countywide telephone survey conducted by Godbe Research and funded by all five Butte County Friends of the Library groups and the library's endowment funds with the North Valley Community Foundation -action requested - ACCEPT REPORT AND ITS USE AS A FOUNDATION FOR THE DEVELOPMENT OF A BUTTE COUNTY LIBRARY STRATEGIC PLAN. (Library)

PRESENTATION BY DEREK WOLFGRAM, LIBRARY DIRECTOR.

0901-011 Public Hearing - Itemized Cost of Nuisance Abatement for property located at 335 Reyman Street, Oroville, APN 033-051-010. This property was abated on September 8-9, 2008 - action requested - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$7,239.64; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED. (Department of Development Services)

PRESENTATION BY TIM SNELLINGS, DIRECTOR OF DEVELOPMENT SERVICES.

PUBLIC HEARING OPENED: 11:03 A.M.
PUBLIC HEARING CLOSED: 11:03 A.M.

MOTION: I MOVE TO APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$7,239.64; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED.

M 2
VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (MOTION CARRIED UNANIMOUSLY)

RECESS: 11:06 A.M.
RECONVENE: 11:12 A.M.

0901-012 Public Hearing - Itemized Cost of Nuisance Abatement for property located at 230 Fernwood Avenue, Oroville, APN 033-066-002. This property was abated on August 26-27, 2008 - action requested - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$20,393.73; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED. (Department of Development Services) (2:18:00)

PRESENTATION BY TIM SNELLINGS, DIRECTOR OF DEVELOPMENT SERVICES.

ANNETTE DEBROTHERN ADDRESSED THE BOARD.

PUBLIC HEARING OPENED: 11:14 A.M.
PUBLIC HEARING CLOSED: 11:26 A.M.

MOTION: I MOVE TO APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$20,393.73; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED.

2 M

VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (MOTION CARRIED UNANIMOUSLY)

0901-013 Public Hearing - Itemized Cost of Nuisance Abatement for property located at ~~2742~~ 5742 Vista Del Cerro, Oroville, APN 078-130-004. This property was abated on October 21, 2008 - action requested - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$11,793.48; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED. (Department of Development Services)

PRESENTATION BY TIM SNELLINGS, DIRECTOR OF DEVELOPMENT SERVICES.

PUBLIC HEARING OPENED: 11:36 A.M.
PUBLIC HEARING CLOSED: 11:37 A.M.

MOTION: I MOVE TO APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$11,793.48; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED.

M 2

VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (MOTION CARRIED UNANIMOUSLY)

0901-014 Public Hearing - Itemized Cost of Nuisance Abatement for property located at 38 Sand Creek Drive, Berry Creek, APN 062-350-006. On June 12, 2008, a hearing was held with a hearing officer. After the hearing officer's decision, the property was self-abated by the beneficiary of the property between October 18-19, 2008. Although the property was abated by the beneficiary, the department incurred a total of \$3,300.32 in costs related to the June 12 abatement hearing - action requested - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$3,300.32; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED. (Department of Development Services)

PRESENTATION BY TIM SNELLINGS, DIRECTOR OF DEVELOPMENT SERVICES.

PUBLIC HEARING OPENED: 11:40 A.M.
PUBLIC HEARING CLOSED: 11:40 A.M.

MOTION: I MOVE TO APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$3,300.32; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED.

M 2
VOTE: 1 Y 2 Y 3 Y 4 Y 5 Y (MOTION CARRIED UNANIMOUSLY)

Items Removed from the Consent Agenda for Board Consideration and Action. (None)

PUBLIC COMMENT (None)

0901-015 ADJOURNMENT

Adjourned at 11:40 a.m as the Butte County Board of Supervisors and reconvened as the Butte County In-Home Supportive Services Public Authority Board.

BUTTE COUNTY
IN-HOME SUPPORTIVE SERVICES
PUBLIC AUTHORITY BOARD
MINUTES
JANUARY 6, 2009

Called to Order at 11:40 a.m. in the Butte County Board of Supervisors Room, 25 County Center Drive, Oroville. Members present: Dolan, Kirk, Lambert, Yamaguchi and Chair Connelly. Also present: Assistant Clerk, Kathleen Moghannam.

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 is prohibited from taking action on any item not listed on the agenda.

CONSENT AGENDA

1. Approval of Request for Proposals for Contract In-Home Supportive Services (IHSS) - approval is requested to authorize the Department of Employment and Social Services (DESS) to release a Request for Proposals for Contract Mode services for IHSS for a two-year period from July 1, 2009 through June 30, 2011. If approved by the Board, the department plans to release the RFP on January 30, 2009 - action requested - APPROVE RELEASE OF REQUEST FOR PROPOSALS.

THIS ITEM WAS REMOVED FROM THE AGENDA BY THE DEPARTMENT. IT WILL RETURN ON A FUTURE AGENDA FOR BOARD ACTION. THERE WAS NO ACTION TAKEN ON THIS ITEM.

Adjourned at 11:40 a.m as the Butte County In-Home Supportive Services Public Authority Board and reconvened as the Butte County In-Home Supportive Services Public Authority Board.

CLOSED SESSION

0901-016 **THE BOARD RECESSED AT 11:45 A.M. TO CLOSED SESSION REGARDING:**

ACTUAL LITIGATION PURSUANT TO GOV. CODE SEC. 54956.9(a): FIVE CASES

1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100).
2. BUTTE COUNTY V. NATIONAL INDIAN GAMING COMMISSION (NIGC); CASE NO. 08-519 USDC - DISTRICT OF COLUMBIA;
3. ALAMEDA COUNTY, ET AL V. DWR, SACRAMENTO SUPERIOR COURT CASE NO. 05AS01775;
4. BUTTE ENVIRONMENTAL COUNCIL V. COUNTY OF BUTTE, BUTTE SUPERIOR COURT CASE NO. 144968;
5. MILLER V. COUNTY OF BUTTE, ET AL., U.S. DISTRICT COURT CIV NO. S-00-1733.

SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOV. CODE SEC. 54956.9(b) (1) - ONE POTENTIAL CASE.

PUBLIC EMPLOYEE EMPLOYMENT, PERFORMANCE EVALUATIONS, INCLUDING: GOALS, PURSUANT TO GOVERNMENT CODE SECTION 54957:

1. AGRICULTURAL COMMISSIONER
2. BEHAVIORAL HEALTH DIRECTOR
3. CHIEF ADMINISTRATIVE OFFICER
4. CHIEF PROBATION OFFICER
5. CHILD SUPPORT SERVICES DIRECTOR
6. COUNTY COUNSEL
7. DEVELOPMENT SERVICES DIRECTOR
8. EMPLOYMENT AND SOCIAL SERVICES DIRECTOR
9. HUMAN RESOURCES DIRECTOR
10. INFORMATION SERVICES DIRECTOR
11. LIBRARY DIRECTOR
12. PUBLIC HEALTH DIRECTOR
13. PUBLIC WORKS DIRECTOR
14. WATER AND RESOURCE CONSERVATION DIRECTOR.

THE BOARD RECONVENED AT 1:40 P.M. FROM CLOSED SESSION REGARDING:

ACTUAL LITIGATION PURSUANT TO GOV. CODE SEC. 54956.9(a): FIVE CASES

1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100).
2. BUTTE COUNTY V. NATIONAL INDIAN GAMING COMMISSION (NIGC); CASE NO. 08-519 USDC - DISTRICT OF COLUMBIA;
3. ALAMEDA COUNTY, ET AL V. DWR, SACRAMENTO SUPERIOR COURT CASE NO. 05AS01775;
4. BUTTE ENVIRONMENTAL COUNCIL V. COUNTY OF BUTTE, BUTTE SUPERIOR COURT CASE NO. 144968;
5. MILLER V. COUNTY OF BUTTE, ET AL., U.S. DISTRICT COURT CIV NO. S-00-1733.

SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOV. CODE SEC. 54956.9(b)(1) - ONE POTENTIAL CASE.

PUBLIC EMPLOYEE EMPLOYMENT, PERFORMANCE EVALUATIONS, INCLUDING: GOALS, PURSUANT TO GOVERNMENT CODE SECTION 54957:

1. AGRICULTURAL COMMISSIONER
2. BEHAVIORAL HEALTH DIRECTOR
3. CHIEF ADMINISTRATIVE OFFICER
4. CHIEF PROBATION OFFICER
5. CHILD SUPPORT SERVICES DIRECTOR
6. COUNTY COUNSEL
7. DEVELOPMENT SERVICES DIRECTOR
8. EMPLOYMENT AND SOCIAL SERVICES DIRECTOR
9. HUMAN RESOURCES DIRECTOR
10. INFORMATION SERVICES DIRECTOR
11. LIBRARY DIRECTOR
12. PUBLIC HEALTH DIRECTOR
13. PUBLIC WORKS DIRECTOR
14. WATER AND RESOURCE CONSERVATION DIRECTOR. (No announcements)

PUBLIC HEARINGS AND TIMED ITEMS

0901-017 Timed Item - Presentation Regarding Sutter-Butte Flood Control Agency (the Agency), Feather River Levees Early Implementation Project - the Agency has been working with the Corps of Engineers on a feasibility study to investigate flood damage protection in the Yuba City Basin of Sutter and Butte Counties. The Agency is also exploring the feasibility of proceeding with an Early Implementation Project which would repair and improve the west bank of the Feather River to its original design from the Thermalito Afterbay to Yuba City. The Agency will provide a presentation. It is also requested that the Board appoint a replacement for Supervisor Josiassen as a representative on the Agency - action requested - ACCEPT FOR INFORMATION; PROVIDE DIRECTION TO AGENCY REPRESENTATIVES AND STAFF; AND APPOINT A BOARD MEMBER AS AGENCY REPRESENTATIVE. (Department of Public Works)

PRESENTATION BY SCOTT SHAPIRO, DAVE PETERSON, AND MICHAEL PICKER.

MOTION: I MOVE TO APPOINT SUPERVISOR LAMBERT TO REPLACE SUPERVISOR JOSIASSEN AS REPRESENTATIVE AND SUPERVISOR KIRK AS ALTERNATE. (3:20:47)

VOTE: M 2
1 Y 2 Y 3 Y 4 Y 5 Y (MOTION CARRIED UNANIMOUSLY)

ADJOURNMENT:

THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD, THE MEETING WAS ADJOURNED AT 2:28 P.M., TO RECONVENE AT A REGULAR MEETING OF THE BOARD TO BE HELD TUESDAY, JANUARY 27, 2009 AT 9:00 A.M.

BILL CONNELLY, CHAIR
BUTTE COUNTY BOARD OF SUPERVISORS

ATTEST:

C. Brian Haddix, Chief Administrative
Officer and Clerk of the Board

By: _____