

BUTTE COUNTY BOARD OF SUPERVISORS

MINUTES

AUGUST 11, 2009



County Supervisors

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

Gregory G. Iturria, Interim Chief
Administrative Officer and
Clerk of the Board

Bruce Alpert, County Counsel

Called to order at 9:03 a.m. in the Board of Supervisors Room, County Administration Building, 25 County Center Drive, Oroville. Supervisors present: Dolan, Kirk, Lambert, Yamaguchi, and Chair Connelly. Also present: Gregory G. Iturria, Interim 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.

CORRECTIONS AND/OR CHANGES TO THE AGENDA. (None)

0920-001 ITEMS REMOVED FROM THE CONSENT AGENDA FOR BOARD CONSIDERATION AND ACTION.

1. Advanced Step Hire - Assistant Director, Human Resources - Pursuant to Personnel Rule 11.13, the Director of Human Resources is requesting the Board approve the Advanced Step Hire of Charles Wilson at step 5 of the salary range for the Assistant Director of Human Resources position due to his extensive experience in human resource management - action requested - APPROVE ADVANCED STEP HIRE OF CHARLES WILSON TO STEP 5 OF THE SALARY RANGE. (Human Resources)

SUPERVISOR LAMBERT REQUESTED THIS ITEM BE REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION ON THE REGULAR AGENDA.

CONSENT AGENDA

- 0920-002
1. United States Department of Agriculture, Animal and Plant Health Inspection Service, and Wildlife Services (APHIS-WS) - approval is requested for a cooperative agreement with APHIS-WS for the provision of non-domestic animal control services. The wildlife specialist addresses the problem of loss of livestock, wildlife rabies and prevention of property damage. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$54,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE AGRICULTURAL COMMISSIONER TO SIGN THE AGREEMENT. (Agriculture)
 2. Resolutions Confirming Proposition 4 Appropriation Limit Calculations for the County of Butte and all special districts under the control of the Board of Supervisors for Fiscal Year 2009/2010 - action requested - ADOPT RESOLUTIONS 09-124 and 09-125 AND AUTHORIZE THE CHAIR TO SIGN. (Auditor)

3. Butte County Behavioral Health Board - action requested - APPOINT ROBERT PRESTON TO A TERM TO END DECEMBER 31, 2011. (Behavioral Health)
4. Echo Consulting Services of California, Inc. - amendment - approval is requested for this amendment for maintenance and technical support for the Medi-Cal billing system. The amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$89,942.58 (department budget utilizing various grant funds) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X14443) (Behavioral Health)
5. Esplanade Enterprises, Inc. dba Merit Medi-Trans - amendment - approval is requested for an amendment to this agreement for the provision of Emergent and Non-Emergent client transportation services. The amendment increases the maximum amount payable by \$30,000 (department budget utilizing managed care funds) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X17671) (Behavioral Health)
6. Feather River Tribal Health, Inc. - amendment - approval is requested for an amendment to the agreement with Feather River Tribal Health, Inc. This organization acts as Co-Director to the Connecting Circles of Care (CCOC) grant from the Substance Abuse and Mental Health Services Administration. The amendment increases the maximum amount payable by \$25,513.02 (department budget utilizing CCOC funds) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
7. Feather River Tribal Health, Inc. - approval is requested for a sole source agreement with Feather River Tribal Health, Inc. This organization acts as Co-Director to the CCOC grant from the Substance Abuse and Mental Health Services Administration. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$177,174.85 (department budget utilizing CCOC grant funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)

8. CSU, Chico Research Foundation - approval is requested for an agreement with the CSU, Chico Research Foundation Passages Program for the provision of comprehensive assessment, intervention, and ongoing support to older adults in Butte County. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$214,829.05 (department budget utilizing Mental Health Services Act (MHSA) funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
9. 7th Avenue Center - approval is requested for a sole source agreement with 7th Avenue Center which provides beds and services to Behavioral Health clients who are in need of 24-hour skilled nursing services. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$71,200 (department budget utilizing Realignment funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
10. Country Villa Merced Behavioral Health - approval is requested for a sole source agreement with Country Villa Merced Behavioral Health for the provision of community mental health services for chronic mentally disordered patients. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$60,051.51 (department budget utilizing Realignment funds) - action requested -APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
11. Kindred HealthCare dba Medical Hill Rehab Center, LLC - approval is requested for a sole source agreement with Kindred HealthCare, a skilled nursing facility which serves chronic mentally disordered patients. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$60,225 (department budget utilizing Realignment funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
12. Stairways Recovery, Inc. - approval is requested for an agreement with Stairways Recovery, Inc. for the provision of vocational services and supports for eligible Butte County adults. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$54,098.27 (department budget utilizing MHSA funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)

13. Michael Clarke, Ph.D. - approval is requested for an agreement with Michael Clarke, Ph.D. for the provision of consultation and training services related to the Connecting Circles of Care program. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$122,720 (department budget utilizing MHSA funds)- action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
14. Youth For Change - amendment - approval is requested for an amendment to the agreement with Youth For Change for the provision of specialty mental health services, day treatment, medication support services, crisis intervention and case management to youth clients and their families with full scope Medi-Cal. The amendment decreases the maximum amount payable by \$200,248.44 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
15. Youth For Change - approval is requested for a sole source agreement with Youth For Change for the provision of specialty mental health services, day treatment, medication support services, crisis intervention and case management to youth clients and their families with full scope Medi-Cal. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$2,109,854.17 (department budget utilizing State and Federal Medi-Cal funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
16. Youth for Change - approval is requested for an agreement with Youth for Change for the provision of Multidimensional Treatment Foster Care (MTFC) for seriously emotionally disturbed youth enrolled in the Connecting Circles of Care program. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$317,107.49 (department budget utilizing grant funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)

17. City of Chico - approval is requested for an agreement with the City of Chico to provide funding for eighteen hours per week at the Chico Branch Library. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount receivable of \$131,828 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE RELATED BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT. (Chief Administrative Office)
18. Approval of Minutes - action requested - APPROVE MINUTES OF JULY 21, 2009 AND AUGUST 4, 2009. (Chief Administrative Office)
19. Resolution Recognizing August 2009 as Child Support Awareness Month - action requested - ADOPT RESOLUTION 09-126 AND AUTHORIZE THE CHAIR TO SIGN. (Child Support Services)
20. Butte County District Attorney's Office - approval is requested for an agreement with the District Attorney for the provision of child support investigative services and legal process services. The term of the agreement July 1, 2009 through June 30, 2010 with a maximum amount payable of \$245,448 (department budget)-action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Child Support Services)
21. A Matter on Which a Public Hearing Has Been Held and a Motion of Intent Adopted - Appeal of One Condition of the Planning Commission's Decision Related to Tentative Parcel Map (TPM) 07-0008 (Burge) - At the April 21, 2009 Board of Supervisors meeting, the Board considered an appeal to amend Condition of Approval #9 which required the improvement of access roads to the parcel being divided. The access roads are: Fire Camp Road, Sandra Lane, and Shirley Lane. The subject property is located at 87 Shirley Lane, Oroville, CA. - action requested - PURSUANT TO THE BOARD'S APRIL 21, 2009 MOTION OF INTENT, ADOPT RESOLUTION 09-127 GRANTING THE APPEAL TO AMEND THE PLANNING COMMISSION'S CONDITION OF APPROVAL #9. (Development Services)
22. Accept Unanticipated Revenue - approval is requested to accept \$3,000 from the California District Attorney Association's Scholarship Program. The Association provides these funds to offset costs of conferences attended by prosecutors - action requested - ACCEPT UNANTICIPATED REVENUE AND APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT. (District Attorney)

23. Equitable Sharing Agreement and Certifications - approval is requested for the Fiscal Year 2008/2009 Equitable Sharing Agreement and Certification which will be submitted to the Department of Justice and the United States Department of the Treasury as required by law - action requested - AUTHORIZE THE CHAIR TO SIGN AGREEMENT AND CERTIFICATIONS. (District Attorney)
24. Accept Unanticipated Revenue - approval is requested to accept \$23,265 in Justice Assistance Grant (JAG) funds. These funds will be used for the replacement of aged computer equipment - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED FUNDS AS DETAILED IN THE AGENDA REPORT. (District Attorney)
25. Regents of the University of California - UC Davis (UCD) - approval is requested for this agreement for the provision of training services. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$51,520 (department budget). UCD will contribute an in-kind contribution of \$7,728 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Employment and Social Services)
26. Butte-Glenn Community College District - approval is requested for an agreement with the District for the provision of Employability Soft Skills classes for CalWORKS Welfare-to-Work participants. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$58,000 (department budget)- action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Employment and Social Services)
27. Catalyst Domestic Violence Services - amendment - approval is requested for an amendment to this agreement for the provision of domestic violence services. The amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$30,000 (department budget) -action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (X16799)(Employment and Social Services)

28. Butte County District Attorney's Office - approval is requested for an agreement with the District Attorney for the provision of investigative services. The term of the agreement is July 1, 2009 through June 30, 2011 with a maximum amount payable of \$1,480,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Employment and Social Services)
29. Enloe Medical Center - amendment - approval is requested for an amendment to the agreement with Enloe Medical Center for the provision of Medi-Cal and County Medical Services Program (CMSP) eligibility determination services. The amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$55,872 -action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Employment and Social Services)
30. Award of Contract for Mail Processing Equipment - Request for Proposals (RFP) 49-09 was sent to three companies qualified to supply mail processing equipment for a five year period, including maintenance/service. The lowest responsible and responsive bidder was International Mailing Equipment, Inc., Sacramento, CA with a bid of \$79,040 - action requested - - action requested - AWARD BID TO INTERNATIONAL MAILING EQUIPMENT OF SACRAMENTO, CA.; AND APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (General Services)
31. Resolution to Amend the Salary Ordinance - The resolution will amend the salary ordinance as follows: CHILD SUPPORT SERVICES - requests to delete one (1) position of Administrative Analyst, Senior/Administrative Analyst/Administrative Analyst, Associate and add one (1) position of Administrative Assistant, Senior/Administrative Assistant. This will leave the total allocations in the department unchanged at 110.

PUBLIC HEALTH - requests to add one (1) position of Supervisor, Public Health Nutritionist and one (1) position of Animal Control Officer. Funding for the Supervisor, Public Health Nutritionist position will be provided by an increase in Women, Infants, and Children funds. This position will end June 30, 2010. The Animal Control Officer position, which is a limited term position to end June 30, 2010, is being added to backfill for a current position due to a long term illness. These changes will increase the total allocations in the department from 158.05 to 160.05 - action requested - ADOPT RESOLUTION 09-128 AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)

32. William Avery and Associates, Inc. - approval is requested for an agreement with William Avery and Associates, Inc. for the provision of contract services for meet and confer with employee organizations involving labor relations and negotiations; and for instruction and training of management personnel in the implementation of labor relations agreements. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$55,000 - action requested - APPROVE THE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Human Resources)
33. Library Donations - pursuant to Government Code Section 25355, donations of \$1,200 from the Paradise Friends of the Library; \$100 from Maudie Penney; and \$500 from Alpha Betas care of Kay Tolle have been received for Books; \$472.54 from the Paradise Friends of the Library for Operations - action requested - ACCEPT DONATIONS AND AUTHORIZE LETTERS OF APPRECIATION. (Library)
34. Dale Fry, Backgrounds & More - amendment - approval is requested for an amendment to the agreement with Dale Fry, Backgrounds & More for the provision of background investigations for Probation and Juvenile Hall. The amendment extends the term of the agreement to June 30, 2010 and increases the maximum amount payable by \$5,000 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Probation)
35. Access Information Management dba Chico Shred - amendment - approval is requested for an amendment to the agreement with Chico Shred for the provision of document shredding services. The amendment extends the term of the agreement to June 30, 2010 and increases the maximum amount payable by \$2,600 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Probation)
36. Redwood Toxicology Laboratory, Inc. - approval is requested for an agreement with Redwood Toxicology Laboratory Services, Inc. for the provision of drug test screening of probationers. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$65,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Probation)

37. Agreement Amendments for Counseling Services - approval is requested for two agreement amendments for the provision of counseling services for minors at Juvenile Hall. The agreement amendments are with the following providers: 1) Christina Wong, Licensed Clinical Social Worker - the amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$66,000 (funded through the Juvenile Justice Crime Prevention Act of 2000); and 2) Lisa Creamer O'Donnell, Licensed Marriage and Family Therapist - the amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$77,179 (funded by CCOC grant funds) - action requested - APPROVE AGREEMENTS (2) AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Probation)
38. Chico Unified School District (CUSD) - approval is requested for two separate agreements with CUSD for the department to provide two half-time Probation Officers to assist with the Focus on the Future program and Truancy program. The contract period for both agreements is July 1, 2009 through June 30, 2010. The maximum amount payable for the agreement for Focus on the Future program is \$40,086 (department budget) and the maximum amount payable for the Truancy program is \$39,617 (department budget) - action requested - APPROVE AGREEMENTS (2) AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Probation)
39. Identix - amendment - approval is requested for an amendment to the agreement with Identix for the provision of annual Live Scan fingerprinting machine maintenance at the Butte County Juvenile Hall. The amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$6,414 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Probation)
40. Juvenile Justice Crime Prevention Act of 2000 (JJCPA) Agreement Amendments - approval is requested two amendments to existing agreements under JJCPA. The agreement amendments are with the following providers: 1) Gary Bess Associates - the amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$40,000 (department budget); and 2) Northern Valley Catholic Social Services - the amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$15,000 (department budget) - action requested - APPROVE AGREEMENTS (2) AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Probation)

41. Tobacco Education Allocation Agreement - approval is requested to accept the allocation of \$150,000 from the State Department of Health Services for the tobacco education program. This funding covers the period of July 1, 2009 through June 30, 2010 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Public Health)
42. California Department of Public Health (CDPH) - approval is requested for a revenue agreement with CDPH for the purpose of planning and implementing the Immunization Network of Northern California (INNC). The Butte County Department of Public Health has been chosen to be the lead county for the INNC and will manage the central database, train on the use of the system, and draft the provider participation agreements and the regional charter. The term of the agreement is July 1, 2009 through June 30, 2010 with an maximum amount receivable of \$275,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Public Health)
43. Award of Bid for the Landfill Gas Compliance Well Installation at the Neal Road Recycling and Waste Facility, County Project No. 757-75713 - Two bids were received and opened on July 14, 2009. The lowest responsible and responsive bidder was WDC Exploration & Wells of Zamora, CA with a bid in the amount of \$82,898 - action requested - AWARD BID TO WDC EXPLORATION & WELLS OF ZAMORA, CA; AND APPROVE RELATED BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT. (Public Works)
44. Resolution Prohibiting Stopping, Standing, or Parking on the East and West Sides of Autrey Lane from Las Plumas Avenue to Monte Vista Avenue in South Oroville from 7:00 a.m. to 6:00 p.m. - action requested - ADOPT RESOLUTION 09-129 AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)
45. Fiscal Year 2009 Inmate Welfare Expenditure Report - Pursuant to Penal Code Section 4025(e), submitted is the annual Inmate Welfare Expenditure Report - action requested - ACCEPT FOR INFORMATION. (Sheriff-Coroner)
46. Surplus Vehicle - approval is requested to surplus a 1984 military ambulance that had been used as the Sheriff's SWAT vehicle (County Vehicle #768). A new vehicle was purchased last year with grant funds -action requested -DECLARE COUNTY VEHICLE #768 SURPLUS. (Sheriff-Coroner)

- 47. Monthly Investment Report - Submitted is the monthly investment report dated June 30, 2009, in accordance with Butte County Statement of Investment Policy dated July 1, 2008 - action requested - ACCEPT FOR INFORMATION. (Treasurer/Tax Collector)
- 48. Northwest Society for the Prevention of Cruelty to Animals (NWSPCA) - approval is requested for a sole source agreement with NWSPCA for the provision of sheltering animals impounded by the Butte County Animal Control Program. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$463,548 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Treasurer/Tax Collector)

MOTION: I MOVE TO ADOPT THE CONSENT AGENDA WITH THE EXCEPTION OF ITEM 3.33 WHICH WAS REMOVED FROM CONSENT FOR DISCUSSION ON THE REGULAR AGENDA.

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

0920-003 PRESENTATION OF RESOLUTION ADOPTED ON THE CONSENT AGENDA.

- 1. Resolution Recognizing August 2009 as Child Support Awareness Month. Sharon Stone, Director of Child Support Services accepted the resolution. (10:54)

REGULAR AGENDA

0920-004 Boards, Commissions and Committees.

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

0920-005 Update on Current Budget and Legislative Issues by the Chief Administrative Officer.

GREGORY G. ITURRIA, INTERIM CHIEF ADMINISTRATIVE OFFICER INTRODUCED C. LINDA BARNES, THE TREASURER/TAX COLLECTOR WHO PROVIDED A REPORT ON THE ISSUANCE TAX REVENUE ANTICIPATION NOTES (TRANS). (13:25) MS. BARNES INTRODUCED PEGGY MOAK, ASSISTANT TREASURER/TAX COLLECTOR, WHO PROVIDED ADDITIONAL INFORMATION ON THE PROCESSES USED FOR SECURING THE TRANS FOR BUTTE COUNTY. (19:45)

MR. ITURRIA PROVIDED A REPORT ON THE IMPACT OF THE REVISED STATE BUDGET ON BUTTE COUNTY. HE ESTIMATED THAT THE TOTAL IMPACT IN BUTTE COUNTY WILL EXCEED \$20 MILLION AND REVIEWED SPECIFIC IMPACTS TO VARIOUS DEPARTMENTS. (23:44)

0920-006 Update of General Plan 2030 Process by Director-Development Services.

TIM SNELLINGS, DIRECTOR OF DEVELOPMENT SERVICES PROVIDED AN UPDATE ON GENERAL PLAN 2030.

1. January 2010 Study Session to Consider the Draft General Plan 2030 - action requested - DETERMINE DATES FOR A TWO-DAY STUDY SESSION IN JANUARY 2010.

THE BOARD SCHEDULED TWO SPECIAL MEETINGS TO BE HELD ON TUESDAY, JANUARY 19, 2010 AND THURSDAY, JANUARY 21, 2010 TO CONSIDER THE DRAFT GENERAL PLAN 2030. THE MEETINGS WILL BE HELD IN THE BOARD OF SUPERVISORS CHAMBERS.

PUBLIC HEARINGS AND TIMED ITEMS

0920-007 Public Hearing - Resolution Approving the Submittal of a State Community Development Block Grant (CDBG) Application - consideration of a resolution to approve the submittal of a CDBG grant application for \$70,000 for Planning and Technical Assistance (PTA) activities to complete Phase I Development of the Master Plan for Urban Street Improvements in the Unincorporated Area of South Oroville. Upon approval, the county will be required to provide a \$700 cash match which will be paid from CDBG Program Income - action requested - ADOPT RESOLUTION 09-130 AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER OR DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS RELATED TO THE GRANT. (Chief Administrative Office)

JENNIFER MACARTHY, MANAGER OF PROGRAM DEVELOPMENT, PROVIDED A REPORT TO THE BOARD.

MIKE CRUMP, DIRECTOR OF PUBLIC WORKS ADDRESSED THE BOARD.

PUBLIC HEARING OPENED: 9:51 A.M.
PUBLIC HEARING CLOSED: 9:51 A.M.

MOTION: I MOVE TO ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER OR DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS RELATED TO THE GRANT.

M 2

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

0920-008 Public Hearing - Resolution Approving the Submittal of a State Community Development Block Grant (CDBG) Application - consideration of a resolution to approve the submittal of a CDBG grant application for \$300,000 for projects associated with CDBG's Economic Development Allocation. Funds can be used for business loans, infrastructure activities and/or Microenterprise Assistance Activities - action requested - ADOPT RESOLUTION 09-131 AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER OR DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS RELATED TO THE GRANT. (Chief Administrative Office)

JENNIFER MACARTHY, MANAGER OF PROGRAM DEVELOPMENT, PROVIDED A REPORT TO THE BOARD.

MARC NEMANIC, EXECUTIVE DIRECTOR OF TRI-COUNTY ECONOMIC DEVELOPMENT CORPORATION ADDRESSED THE BOARD.

PUBLIC HEARING OPENED: 10:00 A.M.
PUBLIC HEARING CLOSED: 10:00 A.M.

MOTION: I MOVE TO ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER OR DESIGNEE TO EXECUTE ALL NECESSARY DOCUMENTS RELATED TO THE GRANT.

2 M

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

0920-009 ITEMS REMOVED FROM THE CONSENT AGENDA FOR BOARD CONSIDERATION AND ACTION.

1. Advanced Step Hire - Assistant Director, Human Resources - Pursuant to Personnel Rule 11.13, the Director of Human Resources is requesting the Board approve the Advanced Step Hire of Charles Wilson at step 5 of the salary range for the Assistant Director of Human Resources position due to his extensive experience in human resource management - action requested - APPROVE ADVANCED STEP HIRE OF CHARLES WILSON TO STEP 5 OF THE SALARY RANGE. (Human Resources)

SUPERVISOR LAMBERT REQUESTED THIS ITEM BE REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION ON THE REGULAR AGENDA.

LAURA BRUNSON, DIRECTOR OF HUMAN RESOURCES ANSWERED QUESTIONS FROM THE BOARD.

RUDY JENKINS ADDRESSED THE BOARD.

MOTION: I MOVE TO APPROVE ADVANCED STEP HIRE OF CHARLES WILSON TO STEP 5 OF THE SALARY RANGE.

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

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.

0920-010 CLOSED SESSION

THE BOARD RECESSED AT 10:10 A.M. TO CLOSED SESSION REGARDING:

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

1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100);
2. FIRST RESPONDER EMS, COUNTY OF BUTTE, ET AL V. CALIFORNIA EMS, ET AL; THIRD DISTRICT COURT OF APPEAL CASE NO. C060407;
3. BUTTE COUNTY V. NIGC (NATIONAL INDIAN GAMING COMMISSION); CASE NO. 08-519 USDC - DISTRICT OF COLUMBIA;
4. BUTTE COUNTY V. DWR; YOLO COUNTY SUPERIOR COURT CONSOLIDATED CASE NO. CV09-1258.

THE BOARD RECONVENED AT 11:05 A.M. FROM CLOSED SESSION REGARDING:

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

1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100);
2. FIRST RESPONDER EMS, COUNTY OF BUTTE, ET AL V. CALIFORNIA EMS, ET AL; THIRD DISTRICT COURT OF APPEAL CASE NO. C060407;
3. BUTTE COUNTY V. NIGC (NATIONAL INDIAN GAMING COMMISSION); CASE NO. 08-519 USDC - DISTRICT OF COLUMBIA;
4. BUTTE COUNTY V. DWR; YOLO COUNTY SUPERIOR COURT CONSOLIDATED CASE NO. CV09-1258.

ADJOURNMENT :

THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD, THE MEETING WAS ADJOURNED AT 11:05 A.M., TO RECONVENE AT A REGULAR MEETING OF THE BOARD TO BE HELD TUESDAY, AUGUST 25, 2009 AT 9:00 A.M.

BILL CONNELLY, CHAIR
BUTTE COUNTY BOARD OF SUPERVISORS

ATTEST:

Gregory G. Iturria, Interim Chief Administrative
Officer and Clerk of the Board

By: _____