

BUTTE COUNTY BOARD OF SUPERVISORS

MINUTES

JUNE 8, 2010



County Supervisors

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

Scott Tandy, Interim Chief
Administrative Officer and
Clerk of the Board

Bruce Alpert, County Counsel

Called to order at 9:05 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: Scott Tandy, 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.

1015-001 CORRECTIONS AND/OR CHANGES TO THE AGENDA.

1. Letter to the Public Utilities Commission (PUC) Regarding Agricultural Utility Rates - The recent drought period has raised the importance of agricultural irrigation flexibility and highlighted the barriers created from electric rates. The limitations imposed by the rate structure force the timing for irrigation into off-peak periods. On June 2, 2010, the Water Commission approved a recommendation to the Board of Supervisors that Butte County submit a letter to the PUC requesting an evaluation of agricultural rates in regards to water resource management and to consider setting a single rate based on the lowest off-peak rate - action requested - ACCEPT THE RECOMMENDATION FROM THE WATER COMMISSION, APPROVE THE LETTER AND AUTHORIZE THE CHAIR TO SIGN. (Water and Resource Conservation)

THE DIRECTOR OF WATER AND RESOURCE CONSERVATION REQUESTED THIS ITEM BE REMOVED FROM THE AGENDA. IT WILL RETURN ON A FUTURE AGENDA.

2. Northern California Water Association (NCWA) Membership Non-renewal - Butte County has been a long standing and active member of NCWA. The annual dues are \$5,000 and up for renewal. Based on budgetary and programmatic priorities, the Department cannot justify continued membership with NCWA at this time. Even though Butte County will no longer be a member of NCWA, the County will continue to partner with NCWA on areas of common interest - action requested - APPROVE LETTER OF NON-RENEWAL AND AUTHORIZE THE CHAIR TO SIGN. (Water and Resource Conservation)

THE DIRECTOR OF WATER AND RESOURCE CONSERVATION REQUESTED THIS ITEM BE REMOVED FROM THE AGENDA. IT WILL RETURN ON A FUTURE AGENDA

CONSENT AGENDA

- 1015-002
1. The United States Department of Agriculture, Animal and Plant Health Inspection Service, and Wildlife Services (APHIS-WS) - amendment to the agreement with APHIS-WS for 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, 2010 through June 30, 2011 with a maximum amount payable of \$56,646 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Agriculture)
 2. Megabyte Systems, Inc. - agreement and addenda with Megabyte Systems, Inc. for the software package for the tax cycle departments including the Assessor, Auditor-Controller, and Treasurer-Tax Collector. The term of the agreement is July 1, 2010 through June 30, 2011 with a maximum amount payable of \$137,033.76 being shared by the departments as detailed in the agenda report (department budgets) - action requested - APPROVE THE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Assessor)
 3. Approval of a 3-Year Audit Period for Bangor Cemetery District - Currently the Bangor Cemetery District is required to provide annual audits of their general purpose financial statements to the County Auditor-Controller. Government Code Section 26909(b) allows Special Districts with unanimous approval of both its governing board and the Butte County Board of Supervisors, along with the recommendation of the County Auditor-Controller, to replace the annual audit with one performed less frequently. The Auditor-Controller has recommended a three-year audit period. Bangor Cemetery District unanimously adopted a resolution requesting the 3-year audit period on May 17, 2010 - action requested - APPROVE A 3-YEAR AUDIT PERIOD FOR BANGOR CEMETERY DISTRICT. (Auditor-Controller)
 4. First Responder Emergency and Medical Services, Inc. - amendment for transportation services for clients to and from local hospitals for evaluation. The term of the agreement is July 1, 2009 through June 30, 2010. The amendment increases the maximum amount payable to 87,766.42, an increase of \$52,766.42 (department budget utilizing managed care funds) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X17902)(Behavioral Health)

5. Proposition 63 - Mental Health Services Act (MHSA) - Innovation Component Draft Plan - MHSA brings various types of funding for mental health services such as Community Services and Supports, Prevention Early Intervention, Capital Facilities & Technology, Workforce Education and Training, and Innovation. Butte County Department of Behavioral Health (BCDBH) has plans in place for all components except Innovation. Submitted for review is the MHSA Innovation Draft Plan that has been compiled by BCDBH after input from the community, stakeholders, consumers, and staff members. The plan has had a 30-day public review and comment period and was reviewed in a public hearing held by the Butte County Behavioral Health Board. This plan will be submitted to the California Department of Mental Health and the Mental Health Services Oversight and Accountability Office for approval - action requested - ACCEPT FOR INFORMATION. (Behavioral Health)
6. Proposition 63 - Distribution of MHSA Prevention Early Intervention (PEI) Statewide Funds to California Counties Mental Health Services Authority (Cal MHSA) - On October 27, 2009 the Butte County Board of Supervisors approved BCDBH's membership in the CalMHSA Joint Powers Authority. The purpose of CalMHSA is to administer the statewide PEI projects. The distribution agreement was posted on the BCDBH website on May 6, 2010 for a 30-day public review and comment period and presented to the Butte County Behavioral Health Board on May 20, 2010 - action requested - APPROVE THE MHSA PEI DISTRIBUTION AGREEMENT. (Behavioral Health)
7. Esplanade Enterprises, Inc. dba Merit Medi-Trans, Inc. - amendment for emergent and non-emergent client transportation services. The amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$72,726.60 (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. X17822)(Behavioral Health)
8. Best, Best, & Krieger - amendment for legal services related to administrative appeals and other areas requiring legal services. The amendment increases the maximum amount payable to \$61,059.88, an increase of \$10,000 (department budget utilizing realignment funds). All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15943)(Behavioral Health)

9. Superior Court of California - Collaborative Justice Substance Abuse Program - Superior Court of California, County of Butte, has received a grant from the Administrative Office of the Courts for a Collaborative Justice Courts Substance Abuse Focus Program to be used in conjunction with Butte County's Prop 36 Treatment Court. BCDBH provides services to Prop 36 clients as a component of this grant. BCDBH will provide Alcohol and Drug Services and substance abuse testing for clients involved in Prop 36 Treatment Court. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount receivable of \$38,320 - action requested - APPROVE THE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
10. 3CORE - Membership Cash Match 2010-2011 - 3CORE was designated by the U.S. Department of Commerce to serve as an Economic Development District (EDD) for Butte, Glenn, and Tehama counties to create new employment, diversify the local economy, and improve local conditions to alleviate unemployment within these counties. Each year 3CORE applies for planning funds to continue to serve the area. In addition, each jurisdiction is asked to contribute a cash match in order to continue membership within the 3CORE EDD. The agreement for the 2010-2011 local membership cash match is \$14,500. The services the County will receive from 3CORE through continued membership in the District are outlined in the detailed agenda report. The annual membership is paid through the County's Community Development Block Grant (CDBG) Small Business Revolving Loan Fund which is currently managed and administered by 3CORE - action requested - APPROVE THE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Chief Administrative Office)
11. Consolidated Area Housing Authority of Sutter County for Housing Rehabilitation - The State Community Development Block Grant Program (CDBG) allows jurisdictions to enter into subrecipient agreements to execute CDBG funded activities on the jurisdiction's behalf. On September 11, 2007, Butte County entered into a master subrecipient agreement with the Consolidated Area Housing Authority of Sutter County (Housing Authority) to administer the County's Housing Rehabilitation program, which serves low-income households in the unincorporated areas of the County. The term of the agreement is March 23, 2010 through June 30, 2011 with a maximum amount payable of \$70,000 - action requested - APPROVE EXHIBIT #3 TO THE MASTER SUBRECIPIENT AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Chief Administrative Office)

12. Butte County Department of Development Services - Memorandum of Understanding (MOU) for the services of a Butte County Code Enforcement Officer for the Child Support Services Early Intervention Program. The term of the agreement is July 1, 2010 through June 30, 2011 with a maximum amount payable of \$85,000 (proposed department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Child Support Services)
13. Butte County District Attorney - Memorandum of Understanding (MOU) for Investigative and Process Services. The term of the agreement is July 1, 2010 through June 30, 2011 with a maximum amount payable of \$263,000 (proposed department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Child Support Services)
14. Bartkiewicz, Kronick & Shanahan - amendment for the provision of legal services. The amendment increases the hourly reimbursement rates and adjusts the mileage rate to the applicable Internal Revenue Service (IRS) rate as set forth in the agenda report. The amendment is effective May 15, 2010 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (County Counsel)
15. Plan B, Professional Answering Services, LLC - approve agreement with Plan B, Professional Answering Services, LLC for answering services for the Adult Services Division and Children's Services Division. The term of the agreement is from July 1, 2010 through June 30, 2013 with a maximum amount payable of \$28,870 (proposed 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)
16. Counseling Solutions, Inc. - agreement for counseling, parent education, and support groups for Children's Services clients. The term of the agreement is April 1, 2010 through June 30, 2011 with a maximum payable amount of \$144,600 (proposed department budget using Child Welfare Services Outcome Improvement Plan funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Employment and Social Services)

17. Northern Valley Catholic Social Services - agreement for counseling, parent education, and support groups for Children's Services clients. The term of the agreement is April 1, 2010 through June 30, 2011 with a maximum amount payable of \$97,720 (proposed department budget using Child Welfare Services Outcome Improvement Plan funds) - action requested - APPROVE THE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Employment and Social Services)
18. Private Industry Council (PIC) - agreement for the maintenance and development of the HelpCentral.org website, an online directory of health and human services in Butte County. The term of the agreement is May 1, 2010 through June 30, 2011 with a maximum amount payable of \$42,349 (proposed 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)
19. Catalyst Domestic Violence Services - approve agreement with Catalyst Domestic Violence Services for Domestic Violence Prevention and Support Services. The term of the agreement is July 1, 2010 through June 30, 2012 with a maximum amount payable of \$165,996 (proposed department budget) - action requested - APPROVE THE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
20. Northern California Youth and Family Programs - amendment for the relative locator program for foster youth. The term of the agreement is March 1, 2010 through June 30, 2011 with a maximum amount payable of \$32,470, an increase of \$30,000 (proposed department budget utilizing state allocations) - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Employment and Social Services)

21. Consolidated Agreements for Janitorial Services in Leased Facilities - In an effort to minimize costs for the County's janitorial services, a Request for Proposal (RFP) 38-10 was sent to obtain bids for janitorial services for a two year period for the County's leased facilities. The leased facilities were divided into five service areas. Of the 61 companies qualified to provide the service, seven responded. The following companies were awarded based on best and lowest price: Zone 1 (Oroville) - Chico Office in the amount of \$42,552, Zone 2 (Paradise) - Peerless for \$4,800, Zone 3 (Chico) Clean King for \$14,976, Zone 4 (Chico)- Clean King for \$20,484 and Zone 5 (Chico) - Peerless for \$10,560. The term of the agreement is July 1, 2010 through June 30, 2012 - action requested - APPROVE AGREEMENTS AS OUTLINED IN THE DETAILED AGENDA REPORT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (General Services)
22. Wilgus Fire Control - approve agreement with Wilgus Fire Control for testing and monitoring the countywide fire system. Request for Quotations was sent to ten companies with two qualified companies considered. The term of the agreement is July 1, 2010 through June 30, 2013 for a maximum amount payable of \$56,700 - action requested - APPROVE THE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (General Services)
23. Resolution to Amend the Salary Ordinance - the department has prepared a resolution which will amend the salary ordinance as follows:

DISTRICT ATTORNEY - requests to extend the following sunset positions from June 30, 2010 to June 30, 2011. One (1) position of Office Assistant (Class Code 1057), One Half (.5) position of Paralegal (Class Code 7024), Three (3) positions of Investigator I/II, One half (.5) position of Investigative Assistant (Class Code 7018), Three (3) positions of Investigative Assistant (Class Code 7018) and one (1) position of Supervisor, Deputy District Attorney. These positions will continue to be funded by their respective funding sources through June 30, 2011 and leave the total allocations in the department unchanged.

LIBRARY - requests to extend two(2) sunset positions of Library Assistant (Class Code 2815) from June 30, 2010 to June 30, 2011. In addition, the department is requesting to convert an existing sunset Library Assistant position with a sunset date of June 30, 2010 to a full-time position with no sunset date. These changes will leave the total allocations in the department unchanged.

SHERIFF - requests to flexibly staff a Deputy Sheriff position to a Deputy Sheriff/Correctional Officer allocation. This change will allow the department more flexibility in hiring when positions are difficult to fill. This change leaves the total allocation in the department unchanged.

PUBLIC HEALTH - requests to flexibly staff six (6) positions of Animal Control Officer to Animal Control Officer, Senior/Animal Control Officer. These changes will leave the total allocations in the department unchanged - action requested - ADOPT RESOLUTION 10-087 AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)

24. Fremont-Rideout Comp Clinic - approve agreement with Fremont-Rideout Comp Clinic for pre-employment medical examinations for certain job classifications. The term of the agreement is July 1, 2010 through June 30, 2011 with a maximum amount payable of \$45,000 - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Human Resources)
25. Allvest Information Services(dba Assessments.com) - amendment to the agreement with Allvest Information Services (dba Assessments.com) for a software and training program designed to evaluate the criminogenic risk factors and treatment needs of juvenile probationers. The amendment extends the term of the agreement through June 30, 2011 and increases the maximum amount payable by \$30,100 (department budget). The amendment will also update the contract insurance requirements as approved by the Butte County Risk Manager - action requested - APPROVE THE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Probation)

26. Identix Incorporated - amendment for the maintenance of Juvenile Hall's Live Scan fingerprinting machine. The amendment extends the term through June 30, 2011 and increases the maximum amount payable to \$35,146, an increase of \$6,414 (proposed department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Probation)
27. Adoption of an Ordinance Amending Butte County Code Chapter 26-13.1 - consideration of a proposed ordinance which will add three new options for postponing the installation of frontage improvements for new single family residences and duplexes. These options are more consistent with the methods the cities and town use to defer urban frontage improvements in the incorporated areas of Butte County - action requested - ADOPT ORDINANCE NO. 4023 AND AUTHORIZE THE CHAIR TO SIGN. (From 5-25-10 [Item 4.07])(Public Works)
28. Town of Paradise - agreement with the Town of Paradise for Butte County to provide striping and road maintenance services to the Town for direct cost reimbursement. Additionally, the County may request road maintenance services from Paradise when the Town's equipment may be better suited to service some County roadways - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Public Works)
29. Letter of Support for Assembly Bill 2139 (AB 2139) - California Product Stewardship Act - approval is requested for a letter of support for AB 2139 which proposes an extended producer responsibility framework on several toxic products that are currently banned from disposal in landfills. If approved, Butte County will join the Regional Council of Rural Counties, the California State Association of Counties, the League of California Cities and others in support of this legislation that would lessen the impact on local government to manage these wastes - action requested - APPROVE LETTER OF SUPPORT AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)

- 30. Budget Transfer and Fixed Asset Purchase - approval is requested to transfer \$14,000 and approve appropriation for the purchase of a utility vehicle which will be used for the Sheriff's Work Alternative Program (SWAP) to improve the supervision of SWAP participants. Inmate Welfare Funds will be used for the purchase - APPROVE BUDGET ADJUSTMENT (4/5 vote required) AS DETAILED IN THE AGENDA REPORT; AND APPROVE FIXED ASSET PURCHASE OF NEW UTILITY VEHICLE. (Sheriff-Coroner)
- 31. CSU, Chico Research Foundation - approval is requested for an agreement with CSU, Chico Research Foundation for Legal Research Assistants at the Jail Library. The term of the agreement is July 1, 2010 through June 30, 2011 with a maximum amount payable of \$38,524 - action requested - APPROVE THE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Sheriff-Coroner)
- 32. Monthly Investment Report - submitted is the Monthly Investment Report dated April 30, 2010, in accordance with the Statement of Investment Policy dated July 1, 2009 - action requested - ACCEPT FOR INFORMATION. (Treasurer/Tax Collector)

MOTION: I MOVE TO ADOPT THE CONSENT AGENDA WITH THE EXCEPTION OF ITEM 3.33 AND 3.34 WHICH WERE REMOVED FROM THIS AGENDA.

2 M

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

REGULAR AGENDA

1015-003 Boards, Commissions and Committees.

- 1. Appointments to Listed Vacancies. (4:44)

MOTION: I MOVE TO APPOINT STEVE SEIDENGLANZ TO THE PRIVATE INDUSTRY COUNCIL.

M 2

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

2. Board Member or Committee Reports.

SUPERVISOR YAMAGUCHI REPORTED ON A MEETING OF THE SIERRA NEVADA CONSERVANCY.

CHAIR CONNELLY REPORTED ON HIS ATTENDANCE AT A MEETING OF THE CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) IN SACRAMENTO.

SUPERVISOR LAMBERT REPORTED ON REPORTED ON HIS ATTENDANCE AT THE CSAC MEETING.

1015-004 Update on Current Budget and Legislative Issues by the Chief Administrative Officer. (14:24)

SCOTT TANDY, INTERIM CHIEF ADMINISTRATIVE OFFICER PROVIDED A REPORT.

MR. TANDY INTRODUCED ANNE ROBIN, BUTTE COUNTY'S NEW DIRECTOR OF BEHAVIORAL HEALTH.

HE PROVIDED A REPORT ON THE STATE BUDGET AND REPORTED THAT THE STATE IS CURRENTLY DISCUSSING THREE SEPARATE PROPOSED BUDGETS AT THIS TIME.

1015-005 Update of General Plan 2030 Process by Director-Development Services.

TIM SNELLINGS, DIRECTOR OF DEVELOPMENT SERVICES PROVIDED A REPORT. HE INFORMED THE BOARD THAT THE DRAFT ZONING ORDINANCE WILL BE RELEASED ON JULY 2, 2010 FOR A PUBLIC COMMENT PERIOD.

CHAIR CONNELLY REQUESTED DEVELOPMENT SERVICES WORK WITH THE BOARD'S GENERAL PLAN SUBCOMMITTEE TO DISCUSS ZONING ISSUES WITHIN THE PALERMO AREA. HE REQUESTED THE SUBCOMMITTEE RETURN TO THE FULL BOARD WITH A REPORT.

1015-006 Update Regarding Upcoming Butte County Code Amendments by Director-Development Services. (28:19)

TIM SNELLINGS, DIRECTOR OF DEVELOPMENT SERVICES PROVIDED A REPORT.

SUPERVISOR DOLAN REQUESTED AN UPDATE ON THE CODE ENFORCEMENT COMMITTEE'S DEVELOPMENT OF STANDARDS FOR FENCES. SHE STATED THAT SHE HAS BEEN RECEIVING CALLS RELATED TO 8-14 FOOT HIGH FENCES THAT HAVE BEEN BUILT IN SOME RESIDENTIAL NEIGHBORHOODS.

CHAIR CONNELLY REQUESTED AN ITEM BE INCLUDED ON THE JUNE 22, 2010 AGENDA FOR THE FORMATION OF A BOARD SUBCOMMITTEE TO WORK WITH THE DISTRICT ATTORNEY AND SHERIFF TO ADDRESS ANY POTENTIAL CODE AMENDMENTS AND ALL ISSUES RELATED TO MEDICAL MARIJUANA GROWS AND DISPENSARIES. (33:10)

PUBLIC HEARINGS AND TIMED ITEMS

1015-007 Public Hearing - Lower Tuscan Aquifer Monitoring, Recharge and Data Management Project - Draft Initial Study/Proposed Mitigated Negative Declaration - Butte County has been awarded grant funds from the California Department of Water Resources through Proposition 50 to conduct the Lower Tuscan Aquifer Monitoring, Recharge and Data Management Project. The three-year project is being managed by the County Department of Water and Resource Conservation. On May 13, 2010, the Draft Initial Study/Proposed Mitigated Negative Declaration was released for a 30-day public comment period that ends on June 11, 2010 - action requested - CONDUCT A PUBLIC HEARING ON THE DRAFT INITIAL STUDY AND PROPOSED MITIGATED NEGATIVE DECLARATION, ACCEPT PUBLIC COMMENTS, AND DIRECT STAFF TO RESPOND IF NECESSARY. (Water and Resource Conservation)

PAUL GOSSELIN, DIRECTOR OF WATER AND RESOURCE CONSERVATION, AND CHRIS THOMAS, SENIOR PLANNER WITH DEVELOPMENT SERVICES PROVIDED A REPORT TO THE BOARD.

PUBLIC HEARING OPENED: 9:45 A.M.
PUBLIC HEARING CLOSED: 10:05 A.M.

THE FOLLOWING MEMBERS OF THE PUBLIC ADDRESSED THE BOARD: CAROL PERKINS AND RICHARD HARRIMAN.

THE DEPARTMENT WILL PROVIDE A RESPONSE TO PUBLIC COMMENTS IN THEIR STAFF REPORT FOR THE JUNE 22, 2010 BOARD OF SUPERVISORS AGENDA AND AT A PUBLIC HEARING TO BE HELD JUNE 22, 2010.

NO BOARD ACTION WAS TAKEN ON THIS ITEM.

RECESS: 10:07 A.M.
RECONVENE: 10:15 A.M.

1015-008 Public Hearing - Itemized Cost of Nuisance Abatement for property located at 3421 Spencer Avenue, Oroville, CA, APN 035-113-001 - This property was abated between March 9 & March 11, 2010 - action requested - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$8,377.86; 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)

TIM SNELLINGS, DIRECTOR OF DEVELOPMENT SERVICES PROVIDED A REPORT TO THE BOARD.

PUBLIC HEARING OPENED: 10:16 A.M.
 PUBLIC HEARING CLOSED: 10:16 A.M.

MOTION: I MOVE TO APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$8,377.86; 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.

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

1015-009 County of Butte Fiscal Year 2010/2011 Proposed Budget - submission of the fiscal year 2010/2011 Proposed Budget - action requested - 1) ACCEPT PROPOSED BUDGET FOR FISCAL YEAR 2010/2011 AS THE AUTHORITY FOR EXPENDITURES DURING PREPARATION OF THE ADOPTED BUDGET FOR FISCAL YEAR 2010/2011, AND AS THE BASIS FOR BUDGET HEARINGS; AND 2) SET THE PUBLIC HEARING FOR CONSIDERATION OF THE BUDGET FOR TUESDAY, JUNE 22, 2010 AT 1:30 P.M. AND DIRECT THE CLERK OF THE BOARD TO PUBLISH NOTICE OF THE HEARING PURSUANT TO GOVERNMENT CODE SECTION 29080. (Chief Administrative Office)(1:08:00)

SCOTT TANDY, INTERIM CHIEF ADMINISTRATIVE OFFICER PROVIDED A REPORT TO THE BOARD.

CHAIR CONNELLY REQUESTED STAFF PROVIDE OPTIONS FOR BUDGET CUTS IN OTHER DEPARTMENTS IN ORDER TO RESTORE FUNDS TO FIRE/PUBLIC SAFETY AND POTENTIALLY REMOVE THE BROWNOUTS OF FIRE STATIONS CURRENTLY IN PLACE.

CHAIR CONNELLY REQUESTED THE FIRE SUBCOMMITTEE LOOK INTO OTHER OPTIONS WITH THE CALFIRE CONTRACT OR LOOK INTO POTENTIAL ASSESSMENT DISTRICTS OR ANY OTHER FUNDING OPTIONS THAT WOULD HELP RESTORE PUBLIC SAFETY.

RUDY JENKINS ADDRESSED THE BOARD.

MOTION: I MOVE TO: 1) ACCEPT PROPOSED BUDGET FOR FISCAL YEAR 2010/2011 AS THE AUTHORITY FOR EXPENDITURES DURING PREPARATION OF THE ADOPTED BUDGET FOR FISCAL YEAR 2010/2011, AND AS THE BASIS FOR BUDGET HEARINGS; AND 2) SET THE PUBLIC HEARING FOR CONSIDERATION OF THE BUDGET FOR TUESDAY, JUNE 22, 2010 AT 1:30 P.M. AND DIRECT THE CLERK OF THE BOARD TO PUBLISH NOTICE OF THE HEARING PURSUANT TO GOVERNMENT CODE SECTION 29080.

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

1015-010 Neal Road Recycling and Waste Facility Annual Report - The Department of Public Works Waste Management Division presents the annual report for the Neal Road Recycling and Waste Facility - action requested - ACCEPT FOR INFORMATION. (Public Works)(1:39:50)

BILL MANNEL, SOLID WASTE MANAGER PROVIDED A REPORT.

NO BOARD ACTION WAS TAKEN ON THIS INFORMATIONAL ITEM.

1015-011 Presentation of Children and Families Commission Fiscal Year 2008/2009 Annual Report - action requested - ACCEPT FOR INFORMATION. (Butte County Children and Families Commission)

SUPERVISOR KIRK, WHO IS THE CHAIR OF BUTTE COUNTY CHILDREN AND FAMILIES COMMISSION (BCCFC) AND JILL BLAKE, DIRECTOR OF THE BCCFC PROVIDED A REPORT.

NO BOARD ACTION WAS TAKEN ON THIS INFORMATIONAL ITEM.

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

PUBLIC COMMENT (Limited to Five Minutes)(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.

RECESS

Recessed at 11:15 a.m. as the Butte County Board of Supervisors and Convene as the In-Home Supportive Services Public Authority Board.

BUTTE COUNTY
IN-HOME SUPPORTIVE SERVICES
PUBLIC AUTHORITY BOARD
MINUTES
JUNE 8, 2010

Called to order at 11:16 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.

AGENDA ITEMS

1005-001 Refined Technologies, Inc. (RTI) - agreement for with Refined Technologies, Inc. to provide a registry from which In-Home Supportive Services (IHSS) recipients may seek providers. The agreement includes renewing the license agreement for the Care Tracker software program as well as training for staff and technical support. The term of the agreement is July 1, 2010 through ~~July~~ June 30, 2013 with a maximum amount payable of \$16,200 - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

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

M 2

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

PUBLIC COMMENT (Limited to Five Minutes)(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.

ADJOURNMENT

Adjourned at 11:16 a.m. as the Butte County In-Home Supportive Services Public Authority Board and reconvene as the Butte County Board of Supervisors.

CLOSED SESSION

1015-012 **THE BOARD RECESSED AT 11:17 A.M. TO CLOSED SESSION REGARDING:**

PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT, PURSUANT TO GOVERNMENT CODE SECTION 54957: CHIEF ADMINISTRATIVE OFFICER AND DIRECTOR OF HUMAN RESOURCES.

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

ACTUAL LITIGATION PURSUANT TO GOV. CODE SEC. 54956.9(A): TWO CASES

1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100).
2. NORTH CONTINENT LAND & TIMBER, INC. V. COUNTY OF BUTTE, ET AL; SACRAMENTO COUNTY SUPERIOR COURT CASE NO.34-2010-80000542.

CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6:

LABOR NEGOTIATORS: JACK HUGHES & JAN CHRISTOFFERSON
EMPLOYEE

ORGANIZATIONS: BCEA, BCMEA, PPOA, PEA,
DSA - MANAGEMENT/SUPERVISORY UNIT,
DSA- GENERAL UNIT,
BCCOA - SUPERVISORY UNIT,
BCCOA - GENERAL UNIT.

THE BOARD RECONVENED AT 1:35 P.M.FROM CLOSED SESSION REGARDING:

PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT, PURSUANT TO GOVERNMENT CODE SECTION 54957: CHIEF ADMINISTRATIVE OFFICER AND DIRECTOR OF HUMAN RESOURCES.

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
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 ORGANIZATIONS: BCEA, BCMEA, PPOA, PEA,
 DSA - MANAGEMENT/SUPERVISORY UNIT,
 DSA- GENERAL UNIT,
 BCCOA - SUPERVISORY UNIT,
 BCCOA - GENERAL UNIT. (No Announcements)

ADJOURNMENT : THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD, THE MEETING WAS ADJOURNED AT 1:35 P.M., TO RECONVENE AT A REGULAR MEETING OF THE BOARD TO BE HELD TUESDAY, JUNE 22, 2010 AT 9:00 A.M.

BILL CONNELLY, CHAIR
BUTTE COUNTY BOARD OF SUPERVISORS

ATTEST:

Scott Tandy, Interim Chief Administrative Officer
and Clerk of the Board

By: _____