

BUTTE COUNTY BOARD OF SUPERVISORS
MINUTES
September 13, 2011



County Supervisors

Bill Connelly, District 1
Larry Wahl, District 2
Maureen Kirk, District 3
Steve Lambert, District 4
Kim Yamaguchi, District 5

Paul Hahn, 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: Connelly, Wahl, Kirk, Yamaguchi, and Chair Lambert. Also present: Paul Hahn, 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)

1119-001 CONSENT AGENDA

1. California Department of Food and Agriculture (CDFA) - agreement with CDFA to implement the Federal Emergency Order restricting interstate movement of nursery stock and conduct emergency response activities as a result of detections of Sudden Oak Death in nurseries. The term of the agreement is July 1, 2011 through June 30, 2012 with a maximum amount payable of \$34,099.12 (department budget) APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Agriculture)
2. Resolution Adopting Annual County Service Area Per Parcel Service Charges - consideration of a resolution adopting the per parcel service charges for the various County Service Areas for fiscal year 2011/2012 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Auditor-Controller)
3. Resolution Adopting Tax Rates – State law requires the Board to adopt various ad valorem tax rates no later than October 3rd of each year – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Auditor-Controller)
4. Clean King by DeHart - agreement with Clean King by DeHart for daily housekeeping services within the Psychiatric Health Facility and 23-Hour Crisis Stabilization Unit. The term of the agreement is July 1, 2011 through June 30, 2012 with a maximum amount payable of 58,658 (department budget utilizing Realignment, Federal and State Medi-Cal funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)

5. Butte County Special Education Local Plan Area (SELPA) - agreement with Butte County SELPA for educationally-based mental health services authorized by the Individuals With Disabilities Education Improvement Act. SELPA will reimburse the department for non Medi-Cal reimbursable mental health services. The term of the agreement is July 1, 2011 through June 30, 2012. The maximum amount receivable will be determined after services are provided and will be based on actual costs - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
6. Enloe Medical Center - agreement with Enloe Medical Center for inpatient psychiatric services. Under State law, Butte County is responsible for the provision of mental health services to its residents, including without limitation, involuntary psychiatric services in accordance with the Lanterman-Petris-Short (LPS) Act. Butte County wishes to designate Enloe as a LPS Evaluation and Treatment facility. The term of the agreement is August 23, 2011 through June 30, 2012 (There is no monetary impact) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Behavioral Health)
7. Fixed Asset Purchase - approval is requested to accept \$20,000 in unanticipated funds into the Mental Health Services Budget. The \$20,000 represents fiscal year 2009/2010 unexpended funds from Mental Health Services Act (MHSA) fiscal year 2010/2011. The reversion date for these funds is June 30, 2013. The revenue is to be used for the purchase of one vehicle for \$20,000 - action requested - APPROVE BUDGET ADJUSTMENT; AND APPROVE FIXED ASSET PURCHASE OF ONE VEHICLE. (Behavioral Health)
8. Approval of Minutes – submitted are the minutes for August 9, 2011 and August 23, 2011 – action requested – APPROVE MINUTES. (Chief Administrative Office)
9. Resolution Fiscal Year 2011 State Homeland Security Grant Program Application – request for a resolution authorizing the application for \$368,601 grant funds available through the State Homeland Security Grant Program to enhance prevention, preparedness, response and recovery capabilities from threats and incidents of terrorism and natural or manmade hazards – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Chief Administrative Office)
10. Secure Rural Schools Act Reauthorization – Each year the County is required to notify the USDA Forest Service of the County's choice for allocating the funds under the Act. Butte County is requesting the same allocations as requested in previous years: 1) receive the County share of the State payment and 2) reserve 20% of payments for activities under Title II and III of the Secure Rural School and Community Self-Determination Act of 2000 with 13% allocated for Title II and 7% allocated for Title III. Based on allocation estimates from the USDA, the payments to Butte County will be approximately \$405,135 for Title I (evenly split between Roads and Schools) and \$35,450 for Title III. Approximately \$65,834 will remain with the Federal Government for Title II activities – action requested – AUTHORIZE CHAIR TO SIGN LETTER TO USDA-FOREST SERVICE FOR ALLOCATION OF THE SECURE RURAL SCHOOL FUNDS. (Chief Administrative Office)

11. Budget Adjustments for Capital Projects - Budget adjustments are required due to updated expenses and staff time estimates for various capital projects. Increased appropriations are requested for additional materials and staff time offset by Inmate Welfare revenues for the Jail Security System (\$11,000) and additional staff time offset by facility reserve for the Oroville Government Campus Design (\$5,735). In addition, the Behavioral Health remodel of 560 Cohasset, which is funded by State revenue, must be re-budgeted (\$108,412) in the new fiscal year. Lighting improvements at Bangor Fire Station (\$10,000) offset by use of facility reserve and USDA funds must also be re-budgeted in the new fiscal year. The last adjustment moves existing appropriations from the Capital Projects Fund to the General Services Department for staff time on the Evidence Storage Building and Morgue (\$39,544), the Public Health Laboratory remodel (\$56,187) and the Veterans Memorial Park (\$14,300). There is no additional cost to the General Fund for any of the requested adjustments – action requested – APPROVE BUDGET ADJUSTMENTS (4/5 vote required). (Chief Administrative Office)
12. City of Chico - agreement with City of Chico for funding extended hours at the Chico Branch Library. The term of the agreement is July 1, 2011 through June 30, 2012 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. (Chief Administrative Office)
13. Election Systems & Software, Inc. - agreement with Election Systems & Software, Inc. for hardware maintenance and support, and software license and support services for the AccuVote Voting System. The term of the agreement is July 1, 2011 through June 30, 2015 with a maximum amount payable of \$111,796 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Clerk-Recorder/Registrar of Voters)
14. RUSH Personnel Services, Inc. - agreement with RUSH Personnel Services, Inc. for seasonal election worker staffing services for the Elections Division through June 30, 2012. The term of the agreement is September 13, 2011 through June 30, 2012 with a maximum amount payable of \$107,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Clerk-Recorder/Registrar of Voters)

15. Special Districts – Appointment of Nominees in Lieu of Election – Under provisions of the Uniform District Election Law, California Elections Code 10500 et al. requires a General District Election be held on Tuesday, November 8, 2011 for the purpose of electing directors to various special district boards whose term of office expire on December 2, 2011. An election is held only when the number of qualified candidates exceeds the number of positions that have terms expiring for this election. California Elections Code Section 10515 provides for appointment by the Board if the number of persons filing a declaration of candidacy is equal to or less than the number of offices to be filled and when there was no petition submitted calling for an election. The Clerk-Recorder submits a Certificate of Facts requesting the following appointments: 1) Berry Creek Community Services District - Roger Dunn and Charles “Chuck” Hull – each for four year terms; 2) Berry Creek Community Services District – Dorothy Moyle-Smith – for a 2 year term; 3) Buzztail Community Services District – William Ward, J. Scott Armstrong and Robin Wilder – each for 4 year terms; 4) Richardson Springs Community Services District – Daniel Oosterhouse and Jacob Findley – each for 4 year terms; 5) Richardson Springs Community Services District – David Grigg – for a 2 year term; 6) Richvale Sanitary District – Audrey Stephens, Gregory Stephens and Gary Stone – each for 4 year terms – action requested – APPROVE APPOINTMENTS AND AUTHORIZE THE COUNTY CLERK-RECORDER/REGISTRAR OF VOTERS ISSUE THE CERTIFICATE OF APPOINTMENT AND OATH OF OFFICE DOCUMENTS TO THE RESPECTIVE APPOINTEES. (Clerk-Recorder/Registrar of Voters)
16. Alliance for Workforce Development, Inc. (AFWD) - agreement with AFWD for the provision of a Subsidized Employment Program. The goal of the program is to place CalWORKS participants in subsidized employment with local employers for the purpose of gaining work experience and achieving self-sufficiency. 50% of participants’ wages will be funded through AB 98, and the remaining 50% will be provided by local participating employers. The term of the agreement is August 24, 2011 to June 30, 2012 with a maximum amount payable of \$892,885. Approval is requested for a related budget adjustment accepting \$613,940 in unanticipated revenue through AB 98 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE RELATED BUDGET ADJUSTMENT (4/5 vote required). (Employment and Social Services)
17. Relief of Accountability – request for relief from accountability for an inserter and a mailing system. These items are considered obsolete and no longer supported by the manufacturer – action requested – RELIEVE ACCOUNTABILITY FOR FIXED ASSET NUMBERS 25630 AND 25630.1 AND DIRECT THESE ITEMS TO BE REMOVED FROM THE FIXED ASSET LEDGER. (Employment and Social Services)
18. Butte County Fire Safe Council - amendment to the agreement with Butte County Fire Safe Council to implement projects under the Secure Rural Schools and Community Self-Determination Act of 2000 (HR 2389). The amendment extends the term of the contract through December 11, 2012 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Fire)

19. Resolution to Amend the Salary Ordinance – The combination of the changes below will leave the total County position allocations unchanged:

District Attorney: requests to delete position of Manager, Legal Secretarial Services and add one position of Office Specialist, Senior/Office Specialist/Office Assistant. Because of increased clerical workload, the department has chosen not to fill the allocation at the Manager level and will use the funding for the clerical workload in the department. The savings from this change will be used for additional clerical extra help. This change will leave the total allocations in the department unchanged.

Behavioral Health: requests to change one position of Psychiatrist from a seventy five percent position to a fulltime position and decrease one position of Staff Nurse, Senior/Staff Nurse/Staff Nurse, Associate from a fulltime position to a seventy five percent position. These changes will allow the Department to better manage medical care for their clients. The increase in cost of approximately \$39,427 for this fiscal year will be accounted for with both salary savings from vacant positions as well as from increased revenue generation from the increase to the Psychiatrist position. In addition the department is requesting to delete one position of Supervisor, Mental Health Clinician and add one Program Manager, Clinical Services. This will allow the department greater flexibility when hiring and assigning functions. There is no budget impact this year as the Supervisor, Mental Health Clinician was budgeted at a higher step while the new Program Manager, Clinical Services would be hired at a lower step. These changes will leave the total allocations in the department unchanged.

Public Works: requests to delete one position Account Clerk, Senior/Account Clerk/Accounting Specialist and add one position of Accountant, Senior/Accountant. With the changes to road accounting funding as well as added workload to the department, this change will better meet the operational and functional needs of the department. The increase in cost of approximately \$6,035 for this fiscal year will be funded by salary savings from vacant positions in the department – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)

20. Resolution Adopting a Policy for Acceptance of Board of Supervisors Compensation/Benefit Waiver and Acceptance of Benefit Waivers – On July 12, 2011, the Board of Supervisors gave direction to staff to modify their compensation/benefit packet which reflected a change in the contribution made by the County towards the Employer Paid Membership Contribution (EPMC) – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)
21. Resolution Proclaiming *Zeitoun* as the Book in Common for the County of Butte in 2011-2012 - Since 2000, California State University, Chico (CSUC) has sponsored a Book in Common program to engage its students in reading, intellectual engagement, and community dialogue. For 2011-2012, Butte County Library and other community partners are collaborating with CSUC to expand the program throughout Butte County – action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Library)

22. California Department of Public Health - agreement with California Department of Public Health for immunization services. The term of the agreement is January 1, 2011 through December 31, 2011 with a maximum amount receivable of \$65,991 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Public Health)
23. Oroville Hospital - agreement with Oroville Hospital for a nurse case manager for the Local Health Connections Pilot Project (LHCPP). The term of the agreement is July 1, 2011 through June 30, 2013 with a maximum amount payable of \$252,695 (department budget utilizing 100% grant funding from the CMSP Governing Board) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Public Health)
24. Adoption of an Ordinance Amending and Adding Multiple Sections to Article IV, Entitled "Flood Hazard Prevention," of Chapter 26, Entitled "Buildings," of the Butte County Code – consideration of a proposed ordinance which will amend Chapter 26 of the Butte County Code to revise the Flood Hazard Prevention Ordinance to meet the minimum requirements of the National Flood Insurance Program - action requested – ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (From 8-23-11 [Item 4.05])(Public Works)
25. Budget Adjustments – request for budget adjustments in order to incorporate final adjustments to County Service Areas budgets into the County Fiscal Year 2011-12 final budget – action requested – APPROVE BUDGET ADJUSTMENTS (4/5 vote required). (Public Works)
26. Request for Temporary Construction Easement – request for a resolution authorizing the Director of Public Works to negotiate and enter into agreements for temporary construction easements for the Ord Ferry Road Bridge Seismic Retrofit Project at the Sacramento River, County Project No. 42071-97-1, Federal Bridge Replacement Project STPLZ-5912(019). The project is funded through the Federal Highway Bridge Program which provides 88.53% reimbursement for preliminary engineering. Future phases of work, including construction, will receive 100% reimbursement – action requested – ADOPT RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO ENTER INTO AGREEMENTS FOR TEMPORARY CONSTRUCTION EASEMENT. (Public Works)
27. Contract Change Order and Notice of Completion for Rehabilitation of Hegan Lane from Railroad Tracks to Midway – This change order makes the following changes: 1) increases and decreases the engineers estimate to reflect the actual quantities used during construction; 2) compensates the contractor for extra work at an agreed unit cost; and 3) provides additional funding for extra work performed that was not part of the original contract. All contract work has been completed – action requested – 1) APPROVE CONTRACT CHANGE ORDER FOR A DECREASED AMOUNT OF \$49,687.70 AND AUTHORIZE THE CHAIR TO SIGN; 2) ACCEPT CONTRACT WORK; 3) APPROVE NOTICE OF COMPLETION AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)
28. Budget Adjustment – request for a \$38,404 budget adjustment from the Inmate Welfare Fund for the installation of new flooring system in the Jail docile holding room - action requested - APPROVE BUDGET ADJUSTMENT (4/5 vote required). (Sheriff-Coroner)

- 29. Budget Adjustment – request for a \$26,642 budget adjustment from the Inmate Welfare Fund to complete the installation of equipment on patrol vehicles – action requested – APPROVE BUDGET ADJUSTMENT (4/5 vote required). (Sheriff-Coroner)
- 30. Annual Inmate Welfare Fund Expenditure Report – Pursuant to Penal Code Section 4025(e), submitted is the annual Inmate Welfare Fund Expenditure Report – action requested – ACCEPT FOR INFORMATION. (Sheriff-Coroner)
- 31. National Rifle Association (NRA) Foundation – a grant donation in the amount of \$4,930 from the NRA Foundation has been received to purchase three two-position turning targets – action requested – ACCEPT FOR INFORMATION. (Sheriff-Coroner)
- 32. Transfer Vehicle Asset – request to transfer ownership of 1978 parcel van from the Butte County Search and Rescue (BCSR) to Glenn County Search and Rescue. Due to the age of the vehicle, BCSR no longer has a need for the van – action requested – AUTHORIZE THE TRANSFER OF OWNERSHIP. (Sheriff-Coroner)
- 33. Appriss - agreement with Appriss for the provision of the Victim Information and Notification Everyday (VINE) system which provides automated victim notification services. The term of the agreement is October 20, 2011 through October 19, 2014 with a maximum amount payable of \$46,517 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Sheriff-Coroner)
- 34. Adoption of an Ordinance Amending Chapter 33A of the Butte County Code – The Butte County Basin Management Objectives program is a required element of a Groundwater Management Strategy and integrated regional water management plans. The Butte County Water Commission reviewed the plans and had recommended modifications to the Groundwater Management Ordinance, which is Chapter 33A of the Butte County Code – action requested – ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (From 8-23-11 [Item 5.05]) (Sheriff-Coroner)
- 36. State Council on Developmental Disabilities - Area Board II - At the request of the Butte County Coordinating Council on Development Disabilities, re-appoint Mr. Steven Sharpe as Butte County representative on the Area Board II to a term to end December 31, 2013 – action requested – APPROVE APPOINTMENT. (Other Departments and Agencies)
- 37. Western Canal Water District - The Secretary of the Western Canal Water District has certified that the number of Declarations of Candidacy for the 2011 General District Election cycle did not exceed the number of trustee vacancies. Pursuant to Elections Code Section 10515, the District is requesting the Board appoint and declare elected the following candidates to four year terms to end December 4, 2015: Eric Larrabee, Kenneth Anderson, and Bryce Lundberg - action requested – APPROVE APPOINTMENTS. (Other Departments and Agencies)

MOTION: I MOVE TO APPROVE THE CONSENT AGENDA.

M 2

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

1119-002 **REGULAR AGENDA**

Boards, Commissions and Committees

1. Appointments to Listed Vacancies (None)

2. Board Member or Committee Reports

SUPERVISOR KIRK REPORTED ON A MEETING OF THE CALIFORNIA STATE ASSOCIATION OF COUNTIES BOARD OF DIRECTORS.

SUPERVISOR YAMAGUCHI REPORTED ON A REGIONAL COUNCIL OF RURAL COUNTIES MEETING.

SUPERVISOR CONNELLY REPORTED THAT HE ATTENDED A 9/11 MEMORIAL IN OROVILLE. (9:30)

1119-003 Update of Current Budget and Legislative Issues by the Chief Administrative Officer.

PAUL HAHN, CHIEF ADMINISTRATIVE OFFICER, PROVIDED A REPORT.

1119-004 General Plan Follow-Up and Implementation by Director of Development Services.

TIM SNELLINGS, DIRECTOR OF DEVELOPMENT SERVICES, PROVIDED A REPORT. (21:35)

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

PUBLIC HEARINGS AND TIMED ITEMS

1119-005 Request for Easement Across “No Access Strips” – On behalf of Michael Houar, Stewart Title has requested an easement across two County owned one-foot no access strips in the Forest Ranch area. The no access strips are located adjacent to the property lines between the Vineyard Vista Subdivision and land owned by Mr. Houar, who currently has the right to use the Vineyard Vista Subdivision’s roads with the exception of the no access strips granted to the County – action requested – AUTHORIZE THE CHAIR TO EXECUTE AN EASEMENT IN FAVOR OF MR. HOUAR ALLOWING INGRESS AND EGRESS OVER THE ONE FOOT NO ACCESS STRIPS IN A MANNER CONSISTENT WITH HIS CURRENT RIGHTS TO USE THE SUBDIVISIONS ROADS, SUBJECT TO: 1) REVIEW BY PUBLIC WORKS AND COUNTY COUNSEL; 2) MR. HOUAR’S AGREEMENT TO PARTICIPATE IN THE MAINTENANCE OF THE VINEYARD VISTA SUBDIVISION’S ROADS; AND 3) RESTRICTING THE USE OF SAID EASEMENT TO THAT WHICH IS CONSISTENT WITH A SINGLE FAMILY RESIDENTIAL USE. (Public Works)

SHAWN OBRIEN, ASSISTANT DIRECTOR OF PUBLIC WORKS PROVIDED A REPORT. (30:00)

THE FOLLOWING MEMBERS OF THE PUBLIC ADDRESSED THE BOARD: RICH BASSETT; TIMOTHY SJOSTROM; JIM CRANE; KELLY DOWNING; AND NELS CHRISTIANSON.

MOTION: I MAKE A MOTION OF INTENT TO AUTHORIZE THE CHAIR TO EXECUTE AN EASEMENT IN FAVOR OF MR. HOUAR ALLOWING INGRESS AND EGRESS OVER THE ONE FOOT NO ACCESS STRIPS IN A MANNER CONSISTENT WITH HIS CURRENT RIGHTS TO USE THE SUBDIVISIONS ROADS, SUBJECT TO: 1) REVIEW BY PUBLIC WORKS AND COUNTY COUNSEL; 2) MR. HOUAR’S AGREEMENT TO PARTICIPATE IN THE MAINTENANCE OF THE VINEYARD VISTA SUBDIVISION’S ROADS; AND 3) RESTRICTING THE USE OF SAID EASEMENT TO THAT WHICH IS CONSISTENT WITH A SINGLE FAMILY RESIDENTIAL USE AND COMPLIES WITH THE SAME REQUIREMENTS OF THE EXISTING SUBDIVISION REGARDING UNDERGROUND UTILITIES AND/OR POWER POLES.

2 M

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

REGULAR AGENDA

1119-006 Voice-Over-Internet Protocol Emergency Response (VIPER) System – The Sheriff’s office existing radio software and recording system is in need of replacement. The department would like to replace with equipment compatible to the new VIPER system. All Public Safety Answering Points in Butte County are switching to the VIPER system which allows the dispatch center to exist anywhere an internet connection is available in the event of a need to relocate. The State of California is funding the entire VIPER system at a cost of \$216,375. Butte County will need to purchase the compatible radio software and recording systems at a cost of \$82,325 (utilizing Rural County Sheriff Funds) – action requested – APPROVE BUDGET ADJUSTMENT (4/5 vote required) AND APPROVE FIXED ASSET PURCHASE OF RECORDING DEVICE. (Sheriff).

SHERIFF JERRY SMITH PROVIDED A REPORT. (1:02:37)

MOTION: I MOVE TO APPROVE BUDGET ADJUSTMENT (4/5 vote required) AND APPROVE FIXED ASSET PURCHASE OF RECORDING DEVICE.

2 M

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

PUBLIC HEARINGS AND TIMED ITEMS

1119-007 Presentation by Plumas National Forest on Motorized Travel Management Plan – Representatives from the Plumas National Forest will make a presentation on recent efforts to improve and implement the Plumas Forest Motorized Travel Management Plan – action requested – NO ACTION REQUIRED. ACCEPT FOR INFORMATION. (Public Works)

MIKE CRUMP, DIRECTOR OF PUBLIC WORKS, PROVIDED A REPORT.

LAWRENCE CRABTREE AND PETE HOCHREIN FROM PLUMAS NATIONAL FOREST PROVIDED REPORTS. (1:12:30)

THE FOLLOWING MEMBERS OF THE PUBLIC ADDRESSED THE BOARD: DOUG TEETER; TIM ADKINS; DAVID PURVIS; VANCE SEVERIN; AMY GRANAT; MATT COLWELL; CORKY LAZZARINO; THOMAS BAIRD; CHRIS VAN KLEIST (2:38:00); GABRIEL EGGAN; JERRY ANTONELLI; TANYA IRISH; CARL HARLAND; RANDY SAUNDERS; B.K. BROOKS; CINDY GRANTHAM.

REGULAR AGENDA

1119-008 Oroville Veterans Memorial Park for All of Butte County Project Update – The concept for the Oroville Veterans Memorial Park was developed many years ago and was detailed on April 6, 2004 in the “Oroville Veterans Memorial Park Expansion Site Feasibility Study” completed at the request of the Oroville Veterans Memorial Park Committee. Many hours of volunteer time have been dedicated to raising funds to achieve the original goal for the Park, as well as staff time from the County and other local agencies spent seeking grant funding for the Park. Despite a lack of sufficient funding, progress has been significant with additional phases of the project slated for the near future as funding becomes available. Staff will provide an overview of key elements of this project – action requested – NO ACTION REQUIRED. ACCEPT FOR INFORMATION. (General Services)

GRANT HUNSICKER, DIRECTOR OF GENERAL SERVICES, PROVIDED A REPORT TO THE BOARD.

1119-009 Award of Contract for the Oroville Veterans Memorial Park Retaining Wall and Related Budget Adjustment - On November 23, 2010, the Board of Supervisors approved an amendment to the Capital Improvement Program (CIP) to include the Oroville Veterans Memorial Park for all of Butte County. A key component of the Park is the retaining wall that provides a vista point overlooking the river to the North. The County published an Invitation for Bids (IFB) number 11-12 to nine plan rooms and to contractors believed to be qualified to complete this type of work. Of the three contractors responding, the lowest responsive bid that meets the County requirements is from Wahlberg, Inc., located in Corning, California. A summary of the bids are as follows:

<u>Contractor Name & City</u>	<u>Total bid Price</u>
Wahlberg, Inc., Corning, CA	\$241,200
Jason Able Construction, Corning, CA	\$268,990
Franklin Construction, Inc., Chico, CA	\$322,700

Remaining appropriations of approximately \$238,000, which are funded by a portion of a Housing and Urban Development (HUD) grant and funds from the Oroville Redevelopment Agency, are not sufficient to cover the low bid amount (\$241,200) plus necessary contingencies of approximately \$24,000. Due to weather and State permitting constraints this project is time sensitive, so General Services is requesting that \$28,000 be transferred from the General Services Department’s budget designated to the Veterans Hall/Park transition project to the Capital Projects budget to fill the gap – action requested – AWARD AND APPROVE THE CONTRACT WITH WAHLBERG, INC. FOR THE RETAINING WALL, AND AUTHORIZE THE CHAIR TO SIGN; AND APPROVE RELATED THE BUDGET ADJUSTMENTS AS DEFINED ON THE BUDGET IMPACT WORKSHEET. (General Services)

MOTION: I MOVE TO AWARD AND APPROVE THE CONTRACT WITH WAHLBERG, INC. FOR THE RETAINING WALL, AND AUTHORIZE THE CHAIR TO SIGN; AND APPROVE RELATED THE BUDGET ADJUSTMENTS AS DEFINED ON THE BUDGET IMPACT WORKSHEET.

M 2

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

PUBLIC HEARINGS AND TIMED ITEMS

1119-010 Butte County Regional Economic Development Strategy – The Butte County General Plan 2030 adopted in October 2010 included an Economic Development Element which details the goals objectives and action items associated with economic development planning for the next 20 years. On January 25, 2011, the Board of Supervisors approved the Butte County Regional Economic Development Strategy. Staff will provide a status report on the implementation of the Strategy – action requested – NO ACTION REQUIRED. ACCEPT FOR INFORMATION. (Administration)

JENNIFER MACARTHY PROVIDED A REPORT. (4:10:41)

TRACI HOLT AND SHANE STARR FROM THE ALLIANCE FOR WORKFORCE DEVELOPMENT.

Countywide Work Plan for Fiscal Year 2011-2012 – The Chief Administrative Officer, Paul Hahn will provide an overview of eleven Butte County Department Head work teams established in May of this year. The Department Heads have identified a number of key issues that County departments will address in the current fiscal year – action requested – NO ACTION REQUIRED. ACCEPT FOR INFORMATION. (Administration)

THIS ITEM WAS CONTINUED TO THE SEPTEMBER 27, 2011 BOARD OF SUPERVISORS MEETING. THERE WAS NO DISCUSSION TODAY.

PUBLIC COMMENT (None)

REGULAR AGENDA

1119-011 California Assembly Bill 109 (AB 109) Informational Workshop – AB 109 establishes a local Community Corrections Partnership (CCP) to recommend a local plan for the implementation of the 2011 public safety realignment. The Interim Chief Probation Officer, Ken Morgan, is the current CCP Chair. He will present information concerning the impacts of AB 109 realignment – action requested – NO ACTION REQUIRED. ACCEPT FOR INFORMATION. (Probation)

KEN MORGAN PROVIDED A REPORT.

1119-012 **CLOSED SESSION**

THE BOARD RECESSED TO CLOSED SESSION REGARDING:

ACTUAL LITIGATION PURSUANT TO GOV. CODE SECTION 54956.9(a): 3 CASES

1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100);
2. SOLANO COUNTY WATER AGENCY v. CALIFORNIA DWR, SACRAMENTO SUPERIOR COURT CASE NO. 016388;
3. BEC v. COUNTY OF BUTTE; BUTTE COUNTY SUPERIOR COURT CASE NO. 152362.

CONSULTATION WITH AND INSTRUCTION TO LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6(a):

LABOR NEGOTIATOR: BRIAN RING

EMPLOYEE ORGANIZATION: UNREPRESENTED EMPLOYEES.

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

POTENTIAL LITIGATION PURSUANT TO GOV. CODE SEC. 54956.9(c) – 1 POTENTIAL CASE - US FOREST SERVICE OVER PLUMAS NATIONAL FOREST TRAVEL MANAGEMENT PLAN.

There were no announcements.

ADJOURNMENT:

THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD THE MEETING WAS ADJOURNED AT APPROXIMATELY 2:00 P.M. AND WILL RECONVENE AT A REGULAR MEETING OF THE BOARD TO BE HELD TUESDAY, SEPTEMBER 27, 2011 AT 9:00 A.M.