

BUTTE COUNTY BOARD OF SUPERVISORS

AGENDA

January 11, 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

9:00 A.M.

1.00 CALL TO ORDER

- 1.01 Call to Order - Board of Supervisors Room, County Administration Building, 25 County Center Drive, Oroville.
 - 1.02 Pledge of Allegiance to the Flag of the United States of America.
 - 1.03 Observation of a Moment of Silence.
 - 1.04 **CORRECTIONS AND/OR CHANGES TO THE AGENDA.**
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2.00 BOARD OF SUPERVISORS ORGANIZATION - 2011

- 2.01 Election of Board Chair
 - 2.02 Election of Board Vice Chair
 - 2.03 Comments by Supervisors
 - 1. New Chair
 - 2. Board Members
-

3.00 CONSENT AGENDA

BEHAVIORAL

HEALTH

- 3.01** * Youth with a Mission – facility use agreement for the high school “Reach for the Future” conference. The term of the agreement is March 3-5, 2011 with a maximum amount payable of \$32,750 (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.
- 3.02** * Youth with a Mission – facility use agreement for the junior high school “Reach for the Future” conference. The term of the agreement is March 24-26, 2011 with a maximum amount payable of \$32,750 (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.

- 3.03 * St. Helena Hospital Center - agreement with St. Helena Hospital Center for inpatient hospitalization services for Behavioral Health clients. The term of the agreement shall begin on the date of execution through June 30, 2011 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.04 * Tri-County Treatment - amendment to the agreement with Tri-County Treatment for drug rehabilitation services. The amendment increases the maximum amount payable by \$39,939.79 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.05 * LocumTenens.Com, LLC - amendment to the agreement with LocumTenens.com, LLC for physician recruiting. The amendment increases the maximum amount payable by \$65,000 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.06 * First Responder - amendment to the agreement with First Responder for emergency and non-emergency transportation services. The amendment increases the maximum amount payable by \$71,489.60 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.07 * Victor Community Support Services - amendment to the agreement with Victor Community Support Services for mental health and family support services. The amendment increases the maximum amount payable by \$96,299.56 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

BOARD OF SUPERVISORS

- 3.08 District 3 Committee Appointments – Supervisor Kirk submits her nominees for District 3 Representatives as follows: Agricultural Advisory Commission – John Nock; Butte County Fish and Game Commission – Andy Wood; Butte County Housing Authority Board - Laura Moravec; Butte County Resource Conservation District – Richard Coon; Butte County Planning Commission – Chuck Nelson; Butte County Water Commission – George Ernie Washington; and Butte County Fair Board/Gridley Swimming Pool District – Kent Ahlswede. All terms will end January 5, 2015 – action requested – MAKE APPOINTMENTS AS LISTED. (Supervisor Kirk)
- 3.09 * Oroville Mosquito Abatement District – action requested – REAPPOINT SCOTT DAMON TO A TERM TO END DECEMBER 31, 2013. (Supervisor Connelly)

CHIEF ADMINISTRATIVE OFFICE

- 3.10 * Approval of Minutes – submitted are minutes of December 13, 2010 and December 14, 2010 - action requested – APPROVE MINUTES. (WITH SUPERVISOR WAHL ABSTAINING FROM VOTE)

GENERAL
SERVICES

- 3.11** * Acquisition of the Oaks Communication Tower – authorization to acquire the Oaks Communication Tower from Comcast to enhance communication systems throughout the County. The total cost of the purchase, including escrow closing costs, is \$87,000. Approval is also requested for a related budget adjustment from the General Fund Appropriation for Contingencies for this purchase - action requested – APPROVED THE ACQUISITION OF THE TOWER; AUTHORIZE THE DIRECTOR OF GENERAL SERVICES TO SIGN ALL DOCUMENTS RELATED TO THE ACQUISITION ON BEHALF OF THE COUNTY; AND APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

HUMAN
RESOURCES

- 3.12** * Flexible Spending Arrangement (FSA) – 125 Cafeteria Plan - agreement with Discovery Benefits, Inc. to administer the County’s medical and dependent care FSA. Approval is also requested for a related resolution establishing authority to pre-fund the Custodial Account for this Plan with a balance of \$50,000 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND ADOPT RELATED RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

- 3.13** * Resolution to Amend the Salary Ordinance - The resolution will amend the salary ordinance as follows:

PUBLIC HEALTH – requests to increase a flexibly staffed Public Health Nurse position from 60% to 80%. Also requests to delete one flexibly staffed Public Health Nurse position and add one flexibly staffed Physician’s Assistant/Certified Nurse Practitioner position. These changes will be funded by salary savings and will increase the allocations in the department from 160.10 to 160.25.

HUMAN RESOURCES – requests to add the classification of Supervisor, Child Support Attorney at salary range 70 to Section 57g of the Salary Ordinance. In conjunction with the addition of this new classification, the department requests to delete the classification of Chief Attorney, Child Support Services. These changes are being made to better meet the needs of the Child Support Department.

CHILD SUPPORT SERVICES - In conjunction with the above request, CSS requests to add one position of Supervisor, Child Support Attorney. Once a departmental promotional recruitment is conducted, the vacated position will then be deleted on a future agenda. Any additional costs for the new allocation will be funded by salary savings in the department. The change will initially increase the allocations in the department from 109.5 to 110.5 until the vacated position is deleted at a future meeting – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

LIBRARY

3.14 * Library Donations – The Library has received the following donations for books: \$1,000 from Chico Friends of the Library; \$714.94 from Oroville Friends of the Library; \$1000 from Joan Regan; \$700 from Ruthmarie Farris; and \$100 from Karen Horn – action requested - ACCEPT DONATIONS AND AUTHORIZE LETTERS OF APPRECIATION.

3.15 * Library Advisory Board – action requested – APPOINT DONALD KIDD AS REPRESENTATIVE TO TERM TO END DECEMBER 31, 2014.

PUBLICHEALTH

3.16 * California Family Health Council, Inc. (CFHC) - agreement with CFHC for funding for family planning services. The term of the agreement is January 1, 2011 through December 31, 2011 with a maximum amount receivable of \$117,140 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

PUBLICWORKS

3.17 * Butte Regional Household Hazardous Waste Facility – The California Code of Regulations, Title 22, Section 67450.30 requires the department submit an annual Certificate of Self-Insurance with an amended closure cost estimate for the future cost of closure of the Facility – action requested – AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO SIGN THE CERTIFICATE OF SELF-INSURANCE.

3.18 * SIMS Recycling Solutions – The Department of Public Works distributed a Request for Proposal for electronic waste recycling at the Neal Road Recycling and Waste Facility. Three firms submitted responsive proposals with SIMS Recycling Solutions offering the highest annual net revenue in the amount (\$63,789) to the County - action requested - APPROVE AGREEMENT WITH SIMS RECYCLING SOLUTIONS AND AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO SIGN ON BEHALF OF THE COUNTY SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

SHERIFF-CORONER

3.19 * Budget Adjustment – approval is requested for a \$12,870 budget adjustment from restricted inmate welfare cash funds for the purchase of rifles, security entry system, identification cards, and remodel of the Sheriff's Work Alternative Program (SWAP) office and storage room - action requested - APPROVE BUDGET ADJUSTMENT (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS.

3.20 * Budget Adjustment - approval is requested to accept and appropriate \$2,400 received through an Active Shooter Course hosted by the Sheriff's Office - action requested - APPROVE BUDGET ADJUSTMENT (4/5 vote required).

OTHERDEPARTMENTS
AND AGENCIES

3.21 * County Medical Services Program (CMSP) Governing Board – The CMSP Governing Board is composed of County Supervisors, County Administrative Officers, and County health and welfare officials from 34 California Counties. Butte County is one of the eleven counties in 'Group 2' of this board. The Governing Board is conducting an election for a representative from Group 2 counties. Supervisor John Nicoletti of Yuba County is the sole candidate - action requested – ELECT JOHN NICOLETTI TO SERVE AS SUPERVISOR REPRESENTATIVE FOR GROUP 2 COUNTIES.

3.22 * Sacramento River Conservation Area Forum – action requested – REAPPOINT SHIRLEY LEWIS, LANDOWNER REPRESENTATIVE AND LES HERINGER, ALTERNATE LANDOWNER REPRESENTATIVE TO TERMS TO END DECEMBER 31, 2013.

3.23 * Northern Sacramento Valley Integrated Regional Water Management Governing Board - action requested – APPOINT ANN SCHWAB AS AT-LARGE MEMBER OF PREDOMINATELY GROUNDWATER DEPENDENT AREA. (TERM TO END DECEMBER 31, 2013).

4.00 REGULAR AGENDA

BOARDS,
COMMISSIONS AND
COMMITTEES

4.01 * Boards, Commissions and Committees

1. Appointments to Listed Vacancies
2. Board Member or Committee Reports
- 3.** 2011 Board of Supervisors Committee Assignments - actions requested - DISBAND ANY COMMITTEE THAT IS NO LONGER NEEDED OR IF TASK IS COMPLETE; APPOINT BOARD REPRESENTATIVE(S) TO COMMITTEES AS DETAILED IN THE COMMITTEE ASSIGNMENT TABLE; AND ALTER ANY OTHER BOARD ASSIGNMENTS.

**BUDGET, LEGISLATIVE
OR COUNTY RELATED**

UPDATES

- 4.02 Update of Current Budget and Legislative Issues by the Chief Administrative Officer.
- 4.03 Update of General Plan 2030 Process by Director of Development Services
- 4.04 * Update Regarding Upcoming Butte County Code Amendments by Director of Development Services.
- 4.05 Items Removed from the Consent Agenda for Board Consideration and Action.

5.00 PUBLIC HEARINGS AND TIMED ITEMS

9:45 A.M.

5.01 * Public Hearings – Itemized Cost of Nuisance Abatements for the Following Properties:

- A. 12345 Lone Cherry Road, Forest Ranch, APN 063-250-024 (CE07-0769) – This property was abated between November 17, 2008 through September 27, 2010 – APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$3,640.96 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.
- B. 827 Grand Avenue, Oroville, APN 031-231-005 (CE09-0366) – This property was abated by the County between October 5, 2010 through October 8, 2010 - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$11,826.14 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.
- C. 15245 Reese Road, Chico, APN 047-200-040 (CE08-0159) – This property was abated between June 6, 2008 through January 9, 2009 - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$3,734.92 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).

**Information and Procedures Concerning the Agenda and Conduct of
the Board of Supervisors Meetings****Meeting Information:**

Meetings are generally held the second and fourth Tuesday of each month. Meetings start at 9:00 a.m. and are held in the Board of Supervisors Chambers, County Administration Building, 25 County Center Drive, Oroville. At the end of each year the Board adopts a meeting schedule for the upcoming year. Meeting dates can be changed as a result of holidays or other events so please check the meeting calendar to be certain. Copies of the adopted meeting calendar for the year are available in the County Administrative Office or at the Clerk of the Board website at www.buttecounty.net/cob.

Agenda Information:

The agenda for every meeting of the Board is posted in front of the County Administration Building at least 72 hours before each meeting, and is available by mail subscription, e-mail subscription, or at the Clerk of the Board website. A copy of the agenda and supporting materials provided to the Board of Supervisors members to explain each agenda item (excluding documents that are not a public record within the meaning of the Public Records Act) are available for your review at the County Administrative Office, the Chico, Oroville, and Paradise libraries (please do not remove items from these files), and at the Clerk of the Board website. Copies of supporting materials can be made for you at a charge to cover costs. The list of communications included with the agenda packages is not comprehensive. Additional communications to the Board of Supervisors may have been received but not included in the agenda supporting material. Copies of all communications received by the Board of Supervisors (excluding documents that are not a public record within the meaning of the Public Records Act) are available at the Administrative Office upon request. An (*) appearing before an agenda item signifies that material has been provided to the Board of Supervisors members to explain that item.

**Agenda Format and
Meeting Order:**

The agenda is usually organized into the following areas and meetings generally proceed in the following order:

1. **Consent Agenda:** these are items that are considered routine and are handled by one motion and vote of the Board. If you wish to discuss any item on the Consent Agenda you can either fill out a speaker card (located in the back of the board room) and give it to the Clerk of the Board (sitting to the right of the Board) or, when the Chair asks if there is anything anyone would like to remove from the Consent Agenda, stand and approach the podium and request the item be removed. The removed items are discussed at the end of the Regular Agenda.
2. **Regular Agenda:** this is where presentations to the Board and items that require full discussion are heard. Items removed from the Consent Agenda are discussed under this section.
3. **Public Hearing and Timed Items:** this is where items that are required by law to be heard as a public hearing are set. This is the section where appeals before the Board are usually discussed. Hearings may start after the time listed, but will never start before the time listed.
4. **Public Comment:** this is the area of the agenda where members of the audience may address the Board on any matter not listed on the agenda. The Board, by law, cannot take action on any matter not listed on the agenda, but may respond to statements or questions and provide staff direction.
5. **Closed Session:** the Board is authorized, by law, to meet in a closed session in certain circumstances. This area of the agenda identifies those items that will be discussed during the closed session.

Public Participation:

It is the policy of the Board of Supervisors, and a requirement of the California Open Meetings Law, to allow members of the public the opportunity to comment on all matters before the Board. Public participation is limited to matters within the subject matter jurisdiction of the Board pursuant to Government Code Section 54954.3. The Board has adopted policy and procedures to facilitate the meeting process and conduct. A complete listing of these policies and procedures can be found in the printed booklet agenda, obtained at the County Administrative Office, or viewed at the Clerk of the Board website.

The Board of Supervisors is also committed to making its proceedings accessible to all citizens. Individuals with special needs should call the Clerk of the Board at 530-538-7631, Monday through Friday, 8:00 a.m. to 5:00 p.m. to request disability-related modifications/accommodations or to request materials in alternate formats. All requests for special accommodations and/or alternative format documents must be made 48 hours prior to the meeting.

For further information contact the:

Clerk of the Board of Supervisors
County Administrative Office
25 County Center Drive, Oroville, CA 95965
530-538-7631
www.buttecounty.net/cob