

BUTTE COUNTY BOARD OF SUPERVISORS

AGENDA

July 26, 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.**

3.00 CONSENT AGENDA

**BEHAVIORAL
HEALTH**

- 3.01** * Fixed Asset Purchase – approval is requested for the purchase of E-Requester, a software program from Paperless Business Systems, Inc. in the amount of \$24,962.45 The software will be used to improve the department’s internal purchasing process (department budget utilizing MHSA and CAPIT funds) – action requested – APPROVE FIXED ASSET PURCHASE AND RELATED BUDGET ADJUSTMENT.
- 3.02** * Superior Court of California – Collaborative Justice Substance Abuse Program – approval is requested for a revenue agreement with Superior Court of California for the Collaborative Justice Courts Substance Abuse program. The term of the agreement is July 1, 2010 through August 31, 2011 with a maximum amount receivable of \$30,622 – action requested – APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.03** * Karen Vasquez, LCSW - agreement with Karen Vasquez, LCSW to provide trainings for student interns in field placement within Butte County Department of Behavioral Health (BCDBH) and trainings for BCDBH intern supervisors to insure a productive clinical experience for student interns. The term of the agreement is July 26, 2011 through June 30, 2012 with a maximum amount payable of \$50,000 (utilizing MHSA funding) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.04** * Rush Personnel Services, Inc. - agreement with Rush Personnel Services for payroll services for Butte County Department of Behavioral Health (BCDBH) consumers who are receiving training and work experience through BCDBH offices. The term of the agreement is July 1, 2011 through June 30, 2012 with a maximum amount payable of \$243,473 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

CHIEF
ADMINISTRATIVE
OFFICE

3.05 * Butte County Local Appointments List Update - Resolutions Dissolving the Animal Control Advisory Board, County Service Area (CSA) 37 Advisory Committee, and Private Industry Council board – The Clerk of the Board (the Clerk) maintains a Local Appointments List, also known as the Butte County Registry, which contains all regular and ongoing boards, commissions, and committees (Committees) which are appointed by the Board of Supervisors. Some of the committees listed in the current registry have not met in many years for various reasons or are no longer active. The Clerk is reviewing and updating all committees contained in the registry and is working with the appropriate departments to determine if formal dissolution of any committee is appropriate. Approval is requested for resolutions dissolving the Animal Control Advisory Committee, the CSA 37 Advisory Committee, and the Private Industry Council board. Additional requests will be brought forward on future agendas - action requested – ADOPT RESOLUTIONS (3) AND AUTHORIZE THE CHAIR TO SIGN.

3.06 * Approval of Minutes – submitted are the minutes of June 28, 2011 and July 12, 2011 – action requested – APPROVE MINUTES.

CLERK-
RECORDER/REGISTRAR
OF VOTERS

3.07 * Request for Consolidation of Elections – Various Special Districts – As required under provisions of the Uniform District Election Law, California Elections Code 10500 et al. requires a General District Election to 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. Resolution and notices have ordered general district elections be held for the following: Berry Creek Community Services District, Richardson Springs Community Services District and Richvale Sanitary District. The County Clerk-Recorder/Registrar of Voters requests the Board of Supervisors to include with this election, the Buzztail Community Services District who failed to submit the required information. The Uniform District Election Law allows the County Clerk-Recorder/Registrar of Voters to perform the necessary duties and include this district in the General District Election – action requested – APPROVE CONSOLIDATIONS.

DEVELOPMENT
SERVICES

- 3.08** * Amendments for New Era Mine Reclamation – In order to complete the reclamation at the New Era Mining site, it is requested that the remaining Financial Assurance amount of \$206,929.06 be appropriated to the Department of Development Services' budget. Approval is also requested for the following agreement amendments related to the reclamation of the mine: 1) Holdrege & Kull – for reclamation plan preparation, inspection and monitoring services. The amendment extends the term of the agreement through June 30, 2012 and increases the maximum amount payable by \$51,310.47 (department budget); and 2) Lorang Brothers Construction, Inc. – for reclamation activities for Butte County. The amendment extends the term of the agreement, which will be based upon the date of the issued notice to proceed, and increases the maximum amount payable by \$14,281 (department budget) – action requested – APPROVE AGREEMENT AMENDMENTS 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

- 3.09** * In-Home Supportive Services (IHSS) Public Authority - amendment to the agreement with IHSS Public Authority for IHSS provider enrollment and anti-fraud related activities. The amendment extends the term of the agreement through June 30, 2012 and increases the maximum amount payable by \$45,000 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.10** * Butte County Department of Behavioral Health (BCDBH) - amendment to the agreement with BCDBH for non Medi-Cal or non-recoverable mental health services for children in group homes. The amendment increases the maximum amount payable by \$25,000 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.11** * Butte County Department of Behavioral Health (BCDBH) - approval is requested for an agreement with BCDBH for the provision of mental health and/or alcohol and drug treatment services for children, their parents, and family members who are at risk of child abuse and in need of prevention or intervention services. The term of the agreement is July 1, 2011 through June 30, 2012. The Department of Employment and Social Services will reimburse BCDBH \$400,000 to provide treatment, referral, assessment, and case management services and BCDBH will provide \$227,307 in additional services (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.12** * Child Abuse Prevention Council of Butte County - agreement with the Child Abuse Prevention Council of Butte County for the Provision of Child Abuse Prevention Council Activities. The term of the agreement is July 1, 2011 through June 30, 2014 with a maximum amount payable of \$143,400 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

- 3.13 * Child Abuse Prevention Council of Butte County - agreement with the Child Abuse Prevention Council of Butte County for the Provision of Community Child Abuse Prevention and Intervention Activities. The term of the agreement is July 1, 2011 through June 30, 2014 with a maximum amount payable of \$164,346 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.14 * Northern Valley Catholic Social Services - agreement with Northern Valley Catholic Social Service for facilitation/coordination services for the Parent Education Experiential Resource Program. The term of the agreement is July 1, 2011 through June 30, 2012 with a maximum amount payable of \$40,500 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.15 * County of Lake, Department of Social Services - agreement with the County of Lake, Department of Social Services for the provision of the Northern California Partnership for Safe and Stable Families project. The term of the agreement is October 1, 2010 through September 30, 2011 with a maximum amount payable of \$38,357 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.16 * Oroville Hospital - agreement with Oroville Hospital for the provision of Medi-Cal and County Medical Services Program eligibility determination services. The term of the agreement is July 1, 2011 through June 30, 2012 with a maximum amount payable of \$58,232 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.17 * Counseling Solutions - agreement with Counseling Solutions for facilitation and coordination services for the Parent Education Experiential Resource Program. The term of the agreement is July 1, 2011 through June 30, 2012 with a maximum amount payable of \$40,500 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.18 * Northern Valley Catholic Social Service - agreement with Northern Valley Catholic Social Service for facilitation services to Children's Services clients. The term of the agreement is July 1, 2011 through June 30, 2012 with a maximum amount payable of \$81,744 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.19 * Resolution Recognizing Donna Gaghagen, Assistant Director Upon Her Retirement from Butte County – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

FARM, HOME, & 4-H 3.20 * Acknowledgment of Joseph Connell as New Farm, Home and 4-H Department Head – The University of California-Division of Agriculture and Natural Resources has notified Butte County Board of Supervisors that Joseph Connell has assumed the duties of Director of the Cooperative Extension Program effective July 1, 2011. He replaces Susan Donahue who has accepted a position coordinating the statewide Expanded Food and Nutrition Education Program – action requested - ACCEPT FOR INFORMATION

GENERAL
SERVICES

3.21 * Ray Morgan Company - agreement with Ray Morgan Company for the lease of a high speed digital laser printer used in the County Print Shop. The term of the agreement begins on the date of installation and acceptance certification through 60 months from the date of installation and acceptance certification with a maximum amount payable of \$129,605.40 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE PURCHASE OF THE FIXED ASSET.

3.22 * Budget Adjustment – request for budget adjustment in the amount of \$85,000 for General Services to oversee the relocation of the Public Health Department’s Chico office of the Women, Infants and Children (WIC) Program – action requested – APPROVE BUDGET ADJUSTMENT (4/5 vote required).

3.23 * Oroville Redevelopment Agency - agreement with Oroville Redevelopment Agency for funding in the amount of \$120,000 to supplement a grant from the department of Housing and Urban Development (HUD) for the construction of a retaining wall for the Oroville Veterans Memorial Park for All of Butte County - 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).

3.24 * Guillon Business Park Properties LP2 – lease agreement with Guillon Business Park Properties LP2 for the property located at 78 Table Mountain Boulevard in Oroville. The location is utilized by the Public Health Department (PH) and the Department of Employment and Social Services (DESS). The Department of Child Support Services (DCSS) would also consolidate their two locations into one single location at this property. The term of the lease agreement is August 1, 2011 through July 31, 2018. Lease payments will begin on August 1, 2011 for PH and DESS and the DCSS lease payments will begin December 1, 2011. Once the property is fully occupied the initial lease payment will be \$69,527.67 (\$1.055 per square foot). A budget adjustment in the amount of \$504,776 is also requested to remodel the portion of the facility that will occupy DCSS. The budget adjustment is necessary to establish these improvements in the Capital Projects Fund and an amendment to the Capital Improvement Program to include this project. The project will be funded by State and federal funds – action requested – 1) APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; 2) APPROVE BUDGET ADJUSTMENT (4/5 vote required) AND TOTAL FIXED ASSET PROJECT COSTS OF \$504,776; 3) APPROVE AMENDMENT TO THE CAPITAL IMPROVEMENT PROGRAM; AND 4) APPOINT THE GENERAL SERVICES DIRECTOR AS OFFICER OF THE PROJECT.

HUMAN
RESOURCES

- 3.25 * Managed Health Network (MHN) - amendment to the agreement with MHN for the Butte County Employee Assistance Program. The amendment extends the term of the agreement through June 30, 2012 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.26 * Resolution to Amend the Salary Ordinance – The resolution will amend the salary ordinance as follows:

Human Resources: requests the following changes to the Salary Ordinance: 1) add the classification of Manager, Land Development to section 57, reference F of the Salary Ordinance titled, “Management, Confidential and Supervisory Unit.” The salary range for this classification shall be set at 62 (Biweekly Salary: Step 1- \$2,533.75 to Step 7- \$3,395.47). In conjunction with this addition, the department request to delete the classification of Deputy Director, Public Works (Range 64) from the Salary Ordinance as this classification is no longer utilized; 2) delete the classification of Supervisor, Bridge Maintenance (Range 41) from section 57, reference F of the Salary Ordinance titled, “Management, Confidential and Supervisory Unit” as this classification is no longer utilized; 3) add the classification of County Architect to section 57 reference G of the Salary Ordinance titled, “Professional Employees

Unit.” The salary range for this classification shall be set at 70 (Biweekly Salary: Step 1: \$3,087.13 to Step 7: \$4,137.05). The creation of this classification was approved as part of the General Services Department’s FY 11-12 budget; 4) change the title of the Supervisor, Mail & Courier Services classification to Supervisor, Central Services; 5) delete the Social Worker, Associate classification from section 57 reference H of the Salary Ordinance titled, “Social Services Workers’ Unit” as this classification is no longer utilized within the County. All of the changes above were agreed to by both the Human Resources Department and applicable employee association.

Public Works: In conjunction with the request by Human Resources above, the department requests to delete one position of Deputy Director, Public Works and add one position of Manager, Land Development. This new position better meets the current and future needs of the department. This change will result in a cost decrease to the department of approximately \$3,336 for FY 11-12. This change will leave the total allocations in the department unchanged.

General Services: In conjunction with the request by Human Resources above, the department requests to add one position of County Architect to their allocations. This position was approved as part of the approved FY 11-12 budget. This change will increase the total allocations in the department from 46 to 47.

Employment & Social Services: requests to delete one sunset position of Program Manager, Employment & Social Services. The position is no longer needed within the department. In addition the department is requesting to change all the Social Worker, Senior/Social Worker/Social Worker, Associate positions in the department to Social Worker, Senior/Social Worker positions. This request is in response to Human Resources request above to delete the Social Worker, Associate classification from the Salary Ordinance. There is no fiscal impact with this change as there are no incumbents in the Social Worker, Associate classification. These changes will decrease the allocations in budget unit 570-001 from 164 to 163 and decrease the total allocations in the department from 586 to 585.

Public Health: The Public Health Department is requesting to change one allocation of Administrative Analyst, Senior/Administrative Analyst/Administrative Analyst, Associate position to a flexibly staffed Supervisor, Administrative Analyst/Administrative Analyst, Senior position. This change will result in a cost increase to the department of approximately \$6,478 for FY 11-12. This change will address operational needs in the finance division of the department and was included in the approved FY 11-12 budget – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

INFORMATION
SYSTEMS

- 3.27 * Nichols, Melburg & Rossetto - agreement with Nichols, Melburg & Rossetto for engineering services on the Bloomer Mountain Radio site. The term of the agreement is August 1, 2011 through June 30, 2012 with a maximum amount payable of \$56,645 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

LIBRARY

- 3.28 * Resolution Regarding the Butte County Library Advisory Board – submitted is a resolution revising the Library Advisory Board’s scope and purpose – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.
- 3.29 * Library Donations - The Library has received the following donations for books: \$100 from Maudie A. Penney; \$225 from anonymous; \$406.38 from Paradise Friends of the Library; and \$4,683.88 from Chico Friends of the Library - action requested – ACCEPT DONATIONS AND AUTHORIZE LETTERS OF APPRECIATION.

PROBATION

- 3.30 * Resolution Designating the Butte County Probation Department as the County Agency to Provide Post Release Community Supervision Pursuant to California’s Pending Adult Public Safety Realignment AB 109, titled “2011 Realignment Legislation Addressing Public Safety” – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN AND DESIGNATE THE PROBATION DEPARTMENT AS THE PROVIDER OF POST RELEASE COMMUNITY SUPERVISION PER AB 109.

PUBLIC

HEALTH

3.31 * County Medical Services Program (CMSP) Governing Board Local Health Connections Pilot Project – approval is requested for a grant agreement with the CMSP Governing Board for the Local Health Connections Pilot Project which provides transitional care for CMSP patients, ages 21 to 64, hospitalized at Oroville Hospital who meet certain criteria. The term of the grant agreement is July 1, 2011 through August 31, 2013 with a maximum amount payable of \$300,000 – action requested – APPROVE GRANT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR CONTROLLER; AND APPROVE RELATED BUDGET ADJUSTMENT IN THE AMOUNT OF \$144,565 (4/5 vote required).

PUBLIC WORKS

3.32 * Neal Road Recycling and Waste Facility (NRRWF) – request to advertise for bids for the construction of a storm water detention basin and related storm water management improvements at the NRRWF in order to comply with Clean Water Act’s EPA benchmarks. The Department of Public Works proposes a short-term solution to develop additional on-site storage for storm water combined with a feasibility study to determine best options for long-term improvements to the Facility’s Storm Water Pollution Prevention Plan – action requested – 1) AUTHORIZE DEPARTMENT OF PUBLIC WORKS TO ADVERTISE FOR BIDS FOR THE CONSTRUCTION OF STORM WATER MANAGEMENT IMPROVEMENTS AT THE NRRWF; 2) APPROVE RELATED BUDGET ADJUSTMENT IN THE AMOUNT OF \$175,000 FROM THE NEAL ROAD ENTERPRISE FUND RESERVES (4/5 vote required); AND 3) AUTHORIZE THE DEPARTMENT TO SEEK PROPOSALS FOR A FEASIBILITY STUDY OF OPTIONS THAT WOULD PROVIDED A PERMANENT SOLUTION FOR STORM WATER MANAGEMENT.

OTHER

**DEPARTMENTS
AND AGENCIES**

3.33 * Appointments to the Butte County Children and Families Commission (BCCFC) - Pursuant to Section 2.100.30 of Ordinance No. 3853, which established the Butte County Children & Families Commission, the Board of Supervisors formally appoints members to the Commission. The BCCFC recommends the reappointment of John Burghardt, Maureen Kirk, Mark Lundberg, Sandra Machida, and Talia Scherquist to two-year terms of service on the Commission with terms to end June 30, 2013 – action requested – REAPPOINT MEMBERS TO THE COMMISSION.

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

BUDGET, LEGISLATIVEOR COUNTY RELATEDUPDATES

- 4.02 Update of Current Budget and Legislative Issues by the Chief Administrative Officer.
- 4.03 * Butte County Management Employee Association (BCMEA) – Over the past year, the County and the bargaining team for the BCMEA have met and conferred over a new Memorandum of Understanding (MOU). BCMEA has ratified the terms of the County’s offer of a new MOU that will supersede and replace the expired 2008-2010 MOU – action requested – APPROVE THE MOU FOR THE BCMEA FOR THE TERM OF JULY 1, 2010 THROUGH SEPTEMBER 30, 2013. (Human Resources)
- 4.04 * Butte County Correctional Officers’ Association – Supervisory Unit (BCCOA Supervisory) - Over the past year, the County and the bargaining team for the BCCOA Supervisory have met and conferred over a new MOU. BCCOA Supervisory has ratified the terms of the County’s offer of a new MOU that will supersede and replace the expired 2005-2008 MOU and imposed the Terms and Conditions of Employment that expired on June 30, 2010 – action requested – APPROVE THE MOU FOR THE BCCOA SUPERVISORY FOR THE TERM OF JULY 1, 2010 THROUGH SEPTEMBER 30, 2013. (Human Resources)
- 4.05 * Resolution Resolving Impasse in the Meet and Confer Process and Implementing the County’s Last, Best and Final Offer – Butte County Employees Association – General Unit (BCEA-General) – California Government Code Sections (GC) 3500-3511 (“Meyers-Milias-Brown Act”) provide that the County shall meet and confer in good faith with representatives of a recognized employee organization in order to endeavor to reach an agreement regarding proposed changes in wages, hours and other terms and conditions of employment. The County and representatives of BCEA-General have been meeting and conferring since June 7, 2010. The County presented its last, best and final offers (a one-year offer and a three-year offer) on May 5, 2011. Both were rejected by the BCEA-General members on May 26, 2011. Impasse was declared on May 27, 2011, and the County and BCEA-General followed up with an impasse meeting on June 9, 2011 which did not resolve the impasse. BCEA-General rejected the County’s Last Best and Final Offers again on July 11, 2011. GC Section 3505.4 provides that if after meeting and conferring in good faith, and impasse has been reached, and impasse procedures, where applicable, have been exhausted, a public agency that is not required to proceed to interest arbitration may implement its last, best, and final offer. Butte County is not required to proceed to interest arbitration – action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)

4.06 * Resolution Resolving Impasse in the Meet and Confer Process and Implementing the County's Last, Best and Final Offer – Butte County Employees Association – Social Service Workers Unit (BCEA-SSW) – California Government Code Sections (GC) 3500-3511 (“Meyers-Milias-Brown Act”) provide that the County shall meet and confer in good faith with representatives of a recognized employee organization in order to endeavor to reach an agreement regarding proposed changes in wages, hours and other terms and conditions of employment. The County and representatives of BCEA-SSW have been meeting and conferring since June 7, 2010. The County presented its last, best and final offers (a one-year offer and a three-year offer) on May 5, 2011. Both were rejected by the BCEA-SSW members on May 26, 2011. Impasse was declared on May 27, 2011, and the County and BCEA-SSW followed up with an impasse meeting on June 9, 2011 which did not resolve the impasse. BCEA-SSW rejected the County's Last Best and Final Offers again on July 11, 2011. GC Section 3505.4 provides that if after meeting and conferring in good faith, and impasse has been reached, and impasse procedures, where applicable, have been exhausted, a public agency that is not required to proceed to interest arbitration may implement its last, best, and final offer. Butte County is not required to proceed to interest arbitration – action requested - ADOPT THE RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)

4.07 * Revision to Resolution for Employer Paid Member Contributions (EPMC) for Compliance with 2010-2013 MOUs and Impasse Resolution and to be in Compliance with Direction Given to Staff by the Board of Supervisors on July 12, 2011, to Modify the Contribution Made on Their Behalf - In order to complete implementation of the previous 4 agenda items (Items 4.03, 4.04, 4.05 and 4.06 on this agenda) regarding: the BCCOA - Supervisory MOU; BCEA-General Impasse Resolution; the BCEA-SSW Impasse Resolution; and the direction given to staff on July 12, 2011 to modify the contribution made on behalf of the Board of Supervisors, the Board is requested to approve a resolution for EPMC. The resolution reflects the following changes: 1) For BCMEA members - reduces the employer paid contribution to PERS from 7% to 5% for miscellaneous employees in the unit and from 9% to 7% for safety employees in the unit for the first year of the MOU; 2) For BCCOA-General members - reduces the employer paid contribution to PERS from 9% to 7% for the first year of the MOU; 3) For BCEA-General - reduces the employer paid contribution to PERS from 7% to 4.5% in response to the Impasse resolution; 4) For BCEA-SSW – reduces the employer paid contribution to PERS from 7% to 4.5% in response to the Impasse resolution; 5) For the Board of Supervisors – reduces the employer paid contribution to PERS from 7% to 5% in year one in response to direction given during the July 12, 2011 Board meeting - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)

Adjourn as the Butte County Board of Supervisors and convene as the Thompson Flat Cemetery District Board of Directors.

THOMPSON FLAT CEMETERY DISTRICT
BOARD OF DIRECTORS
AGENDA
JULY 26, 2011

1.00 **CALL TO ORDER** - Butte County Board of Supervisors Room, 25 County Center Drive, Oroville. The Board of Directors is required to convene at least once a quarter pursuant to Health and Safety Code 9029.

2.00 **CONSENT AGENDA**

2.01 * **Thompson Flat Cemetery District Fiscal Year 2011-12 Budget** – submitted is the FY 2011-12 budget – action requested – **ADOPT THE BUDGET AND AUTHORIZE THE CHAIR TO SIGN THE STATEMENT OF PROVISION OF RESERVES AND CALCULATION OF FUND BALANCES FORM.**

3.00 **REGULAR AGENDA** (None)

4.00 **PUBLIC COMMENT** (each speaker limited to five minutes)

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

Adjourn as the Thompson Flat Cemetery District Board of Directors and convene as the In-Home Supportive Services Public Authority Board.

BUTTE COUNTY
IN-HOME SUPPORTIVE SERVICES
PUBLIC AUTHORITY BOARD
AGENDA
JULY 26, 2011

1.00 **CALL TO ORDER** – Butte County Board of Supervisors Room, 25 County Center Drive, Oroville

2.00 **CONSENT AGENDA**

2.01 * **Department of Employment and Social Services (DESS)** – amendment to the agreement with DESS for In-Home Supportive Services to provide orientation, enrollment and background-check activities and appeals. The amendment extends the term of the agreement through June 30, 2012 and increases the maximum amount payable by \$45,000 (IHSS Public Authority budget) – action requested – APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.00 **PUBLIC COMMENT** (Individual presentations limited to five minutes)

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

Adjourn as the In-Home Supportive Services Public Authority Board and reconvene as the Butte County Board of Supervisors.

5.00 **PUBLIC HEARINGS AND TIMED ITEMS**

- 9:20 A.M. **5.01** * Timed Item - National Pollutant Discharge Elimination System (NPDES) Phase II Municipal Separate Storm Sewer Systems (MS4) General Permit Revisions – The State of California Regional Water Quality Control Board has released a draft revision of the NPDES MS4 Municipal Stormwater General Permit for public review and comment. As currently written, County compliance with the new regulations will be burdensome and costly. Comments are being solicited through August 8, 2011 – action requested – AUTHORIZE THE CHAIR TO SEND A LETTER TO THE WATER RESOURCE CONTROL BOARD AND OUR STATE LEGISLATIVE DELEGATION ASKING THAT THE PROPOSED REVISIONS OF THE WASTE DISCHARGE REQUIREMENTS FOR STORM WATER DISCHARGES FROM SMALL MUNICIPAL SEPARATE STORM SEWER SYSTEMS (MS4) (GENERAL PERMIT) BE DELAYED UNTIL CALIFORNIA’S ECONOMY IMPROVES AND FUNDING FOR LOCAL ENTITIES ARE MORE STABLE AND PREDICTABLE. (Public Works)
- 9:30 A.M. **5.02** * Timed Item – Discussion of Verification of Workers’ Compensation during the Building Permit Process – The Department of Development Services will provide information regarding building permit policies and procedures in reference to verification of workers’ compensation for licensed contractors and owner builders action requested – ACCEPT FOR INFORMATION AND PROVIDE DIRECTION TO STAFF. (Department of Development Services)
- 10:30 A.M. **5.03** * Timed Item – Demonstration of Technologies Available through Granicus, Inc. for On-line Streaming of Board of Supervisors Meetings – Granicus, Inc. is a provider of services that assists local, state and federal agencies become more accessible and transparent to the public through the use of on-line media. Granicus Inc. has a variety of services, which include: access to archived and live streaming through the County website, management of website content, and an automated minutes creation solution linked to the digital recording of meetings. A representative from Granicus, Inc. will provide a demonstration of their services. The estimated up-front cost for all products available through Granicus is \$11,937 with an estimated annual maximum amount payable of \$26,000. The department has budgeted for funding for this project – action requested – ACCEPT FOR INFORMATION; PROVIDE DIRECTION TO STAFF; AND AUTHORIZE CHIEF ADMINISTRATIVE OFFICER OR DESIGNEE TO EXECUTE AGREEMENT WITH GRANICUS SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR CONTROLLER.

1:00 P.M.

5.04 *

Public Hearing – Ordinance Amending Article IV of Chapter 2 of the Butte County Code Redistricting the Supervisorial Districts in the County of Butte - Every ten years, following the federal census and using the census data as a basis, the boundaries of any of the supervisorial districts of the County must be adjusted so the districts are as closely equal in population as possible, as required by local, state, and federal law. On May 10, 2011, a public hearing was held to consider redistricting proposals from the public and the Board of Supervisors. On June 14, 2011, another public hearing was held to consider five supervisorial redistricting proposals received from members of the public and the Board of Supervisors, and the Board selected a draft of one of the five proposals to be considered at the July 12, 2011 Board meeting. On July 12, 2011, the Board approved draft Map 4 and directed the ordinance redistricting the Butte County supervisorial districts be brought back for final adoption on July 26. The proposal is available on the County Clerk-Recorder/Registrar of Voters' website - action requested – ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (Clerk-Recorder/Registrar of Voters)

6.00**PUBLIC COMMENT** (each speaker limited to five minutes)

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.

7.00**CLOSED SESSION**

7.01

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

- 7.02 CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6:
LABOR NEGOTIATORS: JACK HUGHES & BRIAN RING
EMPLOYEE
ORGANIZATIONS: BCMEA; BCCOA - SUPERVISORY UNIT; BCEA – GENERAL;
BCEA - SSW

- 7.03 ACTUAL LITIGATION PURSUANT TO GOV. CODE SECTION 54956.9(a) – ONE CASE
 - 1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100).

**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