

BUTTE COUNTY BOARD OF SUPERVISORS

AGENDA

MAY 25, 2004



County Supervisors

R.J. "Bob" Beeler, District 1

Jane Dolan, District 2

Mary Anne Houx, District 3

Curt Josiassen, District 4

Kim Yamaguchi, District 5

Paul McIntosh, 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.

2.00 CORRECTIONS AND/OR CHANGES TO THE AGENDA.

3.00 CONSENT AGENDA

BEHAVIORAL
HEALTH

3.01 * Fixed Asset Purchase of Computer Equipment - approval is requested for the fixed asset purchase of eleven computer servers in the total amount of \$95,850. The servers will replace outdated servers in the department's network system. Board approval is also requested to transfer funds between department budget line items to provide the appropriation for the purchase - action requested - APPROVE FIXED ASSET PURCHASE OF COMPUTER EQUIPMENT; AND APPROVE BUDGET TRANSFER B-399 AS DETAILED IN THE AGENDA REPORT.

3.02 * Budget Transfer - approval is requested to transfer, accept and appropriate \$500,000 from the Realignment Trust Account to the department's operating budget to provide funding for the purchase of computers for the department. The computers are needed to facilitate the department's connection to the County's centralized network - action requested - APPROVE BUDGET TRANSFER B-400 (4/5 vote required) ACCEPTING AND APPROPRIATING TRUST FUND REVENUE AS DETAILED IN THE AGENDA REPORT.

3.03 * County of Shasta - approval is requested for a revenue agreement with the County of Shasta for the provision of psychiatric inpatient care services to residents of Shasta County referred to the Butte County Psychiatric Health Facility for services. The term of the agreement is May 4, 2004, through June 30, 2005, with a maximum amount payable to the County of \$204,313.86 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

- 3.04 * Superior Janitorial - Amendment - approval is requested for an amendment to the agreement with Superior Janitorial for the provision of janitorial services at leased office space locations. The amendment terminates services at 5910 Clark Road, Suite G, Paradise, effective August 1, 2003, extends the term of the agreement for the remaining sites to June 30, 2005, reduces the maximum amount payable for fiscal year 2003-2004 by \$803, and sets the maximum amount payable for fiscal year 2004-2005 at \$15,048 (department budget). All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X13045)
- 3.05 * Select Janitorial Services - Amendment - approval is requested for an amendment to the agreement with Select Janitorial Services for the provision of janitorial services at leased office space locations. The amendment extends the term of the agreement through June 30, 2005, and increases the maximum amount payable by \$28,934 (department budget) for the extended term. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X11588)
- 3.06 * Medo's Building Maintenance - Amendment - approval is requested for an amendment to the agreement with Medo's Building Maintenance for the provision of janitorial services at leased office locations. The amendment extends the term of the agreement through June 30, 2005, and increases the maximum amount payable by \$4,380 (department budget) for the extended term. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X13067)
- 3.07 * J & S Office Maintenance - Amendment - approval is requested for an amendment to the agreement with J & S Office Maintenance for the provision of janitorial services at leased office space locations. The amendment extends the term of the agreement through June 30, 2005, increases the maximum amount payable by \$6,750 (department budget) for the extended term, and revises the agreement's exhibits to incorporate the extended term. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X13049)

- 3.08 * Feather River Tribal Health, Inc. - Amendment - approval is requested for an amendment to the agreement with Feather River Tribal Health, Inc., for the provision of mental health and medication management services to children receiving Medi-Cal benefits. The amendment revises language regarding patient/client records, and revises the service exhibits and attachments to include the addition of Attachment 5 "Expedited Review Request". All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X14418)
- 3.09 * Counseling Solutions - Amendment - approval is requested for an amendment to the agreement with Counseling Solutions for the provision of mental health services to children receiving Medi-Cal benefits. The amendment revises language regarding patient/client records, and revises the service exhibits and attachments to include the addition of Attachment 5 "Expedited Review Request". All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X14558)
- 3.10 * Sacramento Valley Family Services - Amendment - approval is requested for an amendment to the fiscal year 2002-2003 agreement with Sacramento Valley Family Services for the provision of mental health services to Youth Services clients. The amendment increases the maximum amount payable by \$71,879 (department budget) as a result of increased referrals for services. All other terms and provisions remain the same. The delay in adjustment of the prior year agreement is the result of delays from the State and issuance of settlement letters - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X13704)
- 3.11 * State of California, Department of Mental Health - approval is requested for a revenue agreement with the State of California, Department of Mental Health, for the County's provision of Phase I and Phase II Managed Care services for Medi-Cal beneficiaries. The term of the agreement is July 1, 2004, through June 30, 2005, with a maximum amount payable to the County of \$2,070,915 - action requested - ADOPT RESOLUTION APPROVING AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE CHAIR TO SIGN AGREEMENT SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.12) * State of California, Department of Alcohol and Drug Programs - Amendment - approval is requested for an amendment to the Negotiated Net Amount/Drug Medi-Cal agreement with the State of California, Department of Alcohol and Drug Programs, for fiscal years 2001-2005. The amendment increases the fiscal year 2003-2004 allocation by \$16,327. All other terms and provisions remain the same - action requested - ADOPT RESOLUTION APPROVING AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE CHAIR TO SIGN AGREEMENT AMENDMENT SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. R40320)

3.13) * State of California, Department of Alcohol and Drug Programs - approval is requested for the Negotiated Net Amount/Drug Medi-Cal agreement with the State of California, Department of Alcohol and Drug Programs. The term of the agreement is July 1, 2004, through June 30, 2008, with a maximum amount payable to the County of \$1,959,858 per fiscal year - action requested - ADOPT RESOLUTION APPROVING AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE CHAIR TO SIGN AGREEMENT SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

CHIEF
ADMINISTRATIVE
OFFICE

3.14) * County of Butte Indian Gaming Local Community Benefit Committee - Bylaws - on April 13, 2004, the Board accepted draft bylaws for the County of Butte Indian Gaming Local Community Benefit Committee and directed staff to work with the Committee to review and finalize the bylaws and return them to the Board for final adoption. On May 3, 2004, the Committee met and unanimously voted to approve the draft bylaws with the following changes: 1.) Elimination of references to alternate members; and 2.) Deletion of the provision relating to determination of length of office by the drawing of lots. All other provisions of the bylaws are as presented to the Board on April 13, 2004 - action requested - APPROVE FINAL BYLAWS AS APPROVED AND SUBMITTED BY THE COMMITTEE.

CHILD SUPPORT
SERVICES

3.15) * ThyssenKrupp Elevator - approval is requested for an agreement with ThyssenKrupp Elevator for the provision of maintenance services for the elevator equipment in the building located at 1420 Myers Street, Oroville. The term of the agreement is April 1, 2004, through March 31, 2009, with a maximum amount payable of \$750 per quarter (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X14830)

COUNTY
COUNSEL

3.16 * Introduction of an Ordinance Amending Section 2-21 of the Butte County Code Regarding Supervisors Administrative Assistants - consideration of an ordinance which will amend the Butte County Code with regard to how Board of Supervisors' Administrative Assistants are appointed, removed and compensated. The proposed amendment will provide for each Board member to nominate an Administrative Assistant and the Chief Administrative Officer to make appointments and determine compensation. There is no change to the status of the employees, which is at-will and exempt from the County's merit system - action requested - WAIVE READING OF THE ORDINANCE.

EMPLOYMENT
AND SOCIAL
SERVICES

3.17 * Private Industry Council - Amendment - approval is requested for an amendment to the sublease agreement with the Private Industry Council for the property located at 202 Mira Loma Drive, Oroville. The amendment increases the maximum amount payable for change orders, modifications, infill or additions by \$10,000 (department budget) for fiscal year 2003-2004. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X13126)

FIRE
DEPARTMENT

3.18 * Barbara Weibel - approval is requested for a lease agreement with Barbara Weibel for the property located at 9418-A Midway, Durham. The office space is utilized by the Durham/Richvale Battalion Chief. The term of the agreement is July 1, 2004, through June 30, 2006, with a monthly lease rate of \$350 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X14827)

3.19 * Williamson Properties, Inc. - approval is requested for a lease agreement with Williamson Properties, Inc., for the property located at 2334 Fair Street, Chico. The location is utilized by Fire Station 44. The term of the agreement is July 1, 2004, through June 30, 2005, with a monthly lease rate of \$2,200 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X14869)

GENERAL
SERVICES

- 3.20 * Courthouse Expansion Project - Escrow Agreement for Security Deposits in Lieu of Retention - approval is requested for an escrow agreement with Allen L. Bender, Inc., and Union Bank of California, for the Courthouse Expansion Project. Pursuant to Public Contract Code Section 22300, the contractor (Allen L. Bender, Inc.) has the option to deposit securities with an escrow agent (Union Bank of California) as an alternative method of securing deposits in lieu of the 10% retention withheld on progress payments. The proposed agreement is authorized by the bid documents - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.21 * Associated Bay Area Governments Publicly Owned Energy Resources (ABAG POWER) - in 1997 the County became a member of ABAG POWER and entered into an agreement for the acquisition and use of electric power at optimized cost savings. On June 30, 2001, the Electric Program was suspended and ABAG POWER is proposing to distribute funds back to participating counties. Proposed is a "Wind Up Agreement" for the program which provides a \$550,263 refund to the County - action requested - ACCEPT REFUND; AND APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.22 * Award of Contract and Budget Transfer - Information Systems Electrical/Mechanical Systems Upgrade - the growing computer infrastructure in the Information Systems Department has resulted in the need for increased power supply and HVAC systems upgrades. An electrical and mechanical systems upgrade was included in the department's proposed fiscal year 2004-2005 budget, but current equipment requirements and the expected summer heat have created an urgent need to move forward with the project in the current fiscal year. Invitations for Bid were distributed, with Crawford Construction of Chico being the lowest responsible bidder at \$119,600. Board approval is requested to award the contract to Crawford Construction of Chico, and to approve a budget transfer of \$141,603 from the ISF Equipment Replacement Fund to cover the entire cost of the project - action requested - APPROVE BUDGET TRANSFER B-401 (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT; AND AWARD AGREEMENT TO CRAWFORD CONSTRUCTION OF CHICO AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

HUMANRESOURCES

3.23 *

Personnel Rules - Amendments - approval is requested for a resolution which will amend the Personnel Rules. The proposed amendments have been approved through the contract negotiation process with the Butte County Employees Association-General Unit, Butte County Management Employees Association, Butte County Correctional Officers Association (general and supervisory units), Butte County Professional Employees Association, Butte County Probation Peace Officers Association, and Communication Workers of America-Social Services Unit. Amendments are made to the following subject areas: provisional appointments, reasonable cause, split positions, application for examination (Veterans' Preference Points), Electrical Outages Policy, compensation payment schedule, promotion, vacation leave, Family Care and Medical Leave Policy (return to work from FMLA/CFRA), coordination of paid family leave/FMLA/CFRA/PDL, bereavement leave, and Comprehensive Travel Policy - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.24 *

Memoranda of Understanding - the County, the Deputy Sheriff's Association (General and Management Units), Professional Employees Association and the Probation Peace Officers Association have met and conferred for successor Memoranda of Understanding which provide for the following major provisions: 1) salaries will remain unchanged; 2) an increase in County contribution to employee health premiums effective January 1, 2004; and 3) a reopening provision upon implementation of the Countywide classification and compensation study. The term of the agreement with the Probation Peace Officers Association is January 1, 2004, through March 31, 2004. The term of the agreements with the Professional Employees Association and the Deputy Sheriff's Association (General and Management Units) is October 1, 2003, through March 31, 2004 - action requested - APPROVE AGREEMENTS AND AUTHORIZE THE CHAIR TO SIGN.

3.25 * Resolution to Amend the Salary Ordinance - the department has prepared a resolution which will amend the salary ordinance as follows: SHERIFF-CORONER - FORENSIC SERVICES TEAM - reduces the position date of one sunset position of Administrative Analyst I from June 30, 2005, to October 29, 2004. PROBATION - deletes one position of Supervisor-Clerical Support Services, and one flexibly staffed position of Legal Secretary I/Legal Typist Clerk. Adds two flexibly staffed positions of Office Assistant III/II/I. Extends the position end date of one flexibly staffed sunset position of Probation Officer III/II/I from June 30, 2004, to June 30, 2005. DEVELOPMENT SERVICES - deletes one flexibly staffed position of Senior Planner/Associate Planner. Adds one flexibly staffed position of Associate Planner/Assistant Planner. COUNTY CLERK-RECORDER - extends the position end date of one sunset position of Deputy County Clerk-Recorder I from June 30, 2004, to June 30, 2005, and converts the position to a flexibly staffed sunset position of Deputy County Clerk-Recorder II/I. BEHAVIORAL HEALTH-GENERAL SERVICES - converts the following positions from sunset positions to permanent positions: one position of Supervisor-Mental Health Counselor, one flexibly staffed position of Mental Health Clinician II/I, and two flexibly staffed positions of Senior Mental Health Counselor/Mental Health Counselor/Mental Health Worker. LIBRARY-LITERACY GRANT - extends the position end date of one sunset position of Library Assistant II from June 30, 2004, to December 31, 2004, and extends the position end date of one flexibly staffed sunset position of Library Assistant II/I from June 30, 2004, to June 30, 2005 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.26 * Budget Transfer - approval is requested for a budget transfer of \$5,000 from the General Fund Appropriation For Contingencies to fund an agreement for investigative services regarding allegations of employee misconduct and violations of County Personnel Rules or Memoranda of Understanding - action requested - APPROVE BUDGET TRANSFER B-402 (4/5 vote required) ACCEPTING AND APPROPRIATING \$5,000 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.

LIBRARY

3.27 * Library Donation - pursuant to Government Code Section 25355, a donation of \$856.45 from the Paradise Friends of the Library has been received for the Butte County Trust Fund for the purchase of books - action requested - ACCEPT DONATION AND AUTHORIZE A LETTER OF APPRECIATION.

3.28 * Budget Transfer - approval is requested for a transfer of \$388 from the Paradise Operation Trust to the Extra Help account. The Library uses extra help positions to fill in when regular staff employees are out sick or on vacation - action requested - APPROVE BUDGET TRANSFER B-403 (4/5 vote required) ACCEPTING AND APPROPRIATING TRUST FUNDS AS DETAILED IN THE AGENDA REPORT.

PROBATION

3.29 * Resolution Requesting Approval to Apply for a Juvenile Accountability Block Grant - on April 13, 2004, the Board approved a grant application to the Board of Corrections for a Juvenile Accountability Block Grant. Subsequent to that approval, the department learned that a resolution of approval is required to be submitted with the application - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

PUBLIC
HEALTH

3.30 * Greg Costo - approval is requested for an agreement with Greg Costo to serve as a part-time Lab Director. The County is required to have a licensed Public Health Microbiologist to operate its lab. Recruitment of a full-time Lab Director has been unsuccessful to date, and contracting for services on a part-time basis will allow the department to meet the requirements to operate the lab. The term of the agreement is June 1, 2004, through December 31, 2004, with a maximum amount payable of \$38,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.31 * Butte County Children and Families Commission - Amendment - approval is requested for an amendment to the grant agreement with the Butte County Children and Families Commission for funds to support the creation of the Butte Immunization Information System. The amendment extends the term of the agreement through December 31, 2004, increases the maximum amount payable to the County by \$57,083.88 for the extended term, revises the scope of work and attachments to reflect the amendments, replaces the provision regarding allowable changes to the agreement, and adds a provision for Attorney's Fees. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X14089)

3.32 * Butte County Children and Families Commission - Amendment - approval is requested for an amendment to the grant agreement with the Butte County Children and Families Commission for funds to support the Visiting Infants and Parents Program. The amendment extends the term of the agreement through December 31, 2004, increases the maximum amount payable to the County by \$184,264.33 for the extended term, revises the scope of work and attachments to reflect the amendments, replaces the provision regarding allowable changes to the agreement, and adds a provision for Attorney's Fees. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X14101)

PUBLIC
WORKS

3.33 * Lower Honcut Road Bridge Across Wilson Creek - Painting Project - the project consists of the removal of existing paint coating, exposing the steel girders, bent caps and stiffeners to bare metal, and application of a new paint coating system. The engineer's estimate for the project is \$136,600, with 80% reimbursable through the Federal Highway Bridge Rehabilitation and Replacement Program - action requested - AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ADVERTISE FOR BIDS; AND ADOPT WAGE SCALE.

3.34 * County Service Area (CSA) No. 34 (Gridley Pool) - Budget Transfer - approval is requested for a transfer of \$10,854 from the Provisions for Reserves/Designations Account into the CSA operating budget to provide the appropriation needed to pay for extensive repair work to the pool's expansion joints and pool perimeter - action requested - APPROVE BUDGET TRANSFER B-404 (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.35 * Used Oil Block Grant - approval is requested to apply to the California Integrated Waste Management Board for funds under the tenth cycle Used Oil Block Grant program. The grant will provide \$52,619 to continue and expand existing used oil education programs. The County will act as lead agency for the grant on behalf of the Cities of Oroville, Gridley, Biggs and the Town of Paradise - action requested - ADOPT RESOLUTION APPROVING SUBMISSION OF GRANT APPLICATION AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE DIRECTOR-PUBLIC WORKS, OR HIS DESIGNEE, TO EXECUTE ALL NECESSARY APPLICATIONS, CONTRACTS, PAYMENT REQUESTS, PURCHASES, AGREEMENTS, AND AMENDMENTS FOR THE PURPOSE OF SECURING GRANT FUNDS AND TO IMPLEMENT AND CARRY OUT THE PURPOSES SPECIFIED IN THE GRANT APPLICATION.

- 3.36 * Resolution Approving Amendment to Butte County Improvement Standards - approval is requested for a resolution which will amend the Improvement Standards for developments within the unincorporated areas of the County. Proposed is an amendment to Standard S-31 (Private Driveway Details) to broaden the acceptable pipe types, and revise the improvements required for permitted development versus requested encroachment improvement. Additionally, to allow for a more efficient reaction to changes in requirements, the resolution will also provide authority to the Director-Public Works to approve minor changes to the Improvement Standards subject to acceptance by the Board - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

SHERIFF'S
OFFICE

- 3.37 * Donation for Equipment - pursuant to Government Code Section 25355, a donation of \$675 has been received from the Sheriff's Team of Active Retired Seniors (S.T.A.R.S.) for the purchase of a base station radio for the Magalia substation - action requested - ACCEPT DONATION AND AUTHORIZE A LETTER OF APPRECIATION; AND APPROVE BUDGET TRANSFER B-405 (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

- 3.38 * Drug Endangered Children Program Memoranda of Understanding - on September 23, 2003, the Board approved a grant application for funds to support drug endangered children programs. The grant provided \$250,000 to the County for program activities and required a pass through of \$50,000 to neighboring counties for drug interdiction and child protection efforts, and \$20,000 to Employment and Social Services for staff call-outs. Approval is requested for Memoranda of Understanding with Plumas County, Yuba/Sutter County, Tehama/Glenn County, Colusa County, and the Department of Employment and Social Services to implement the grant requirements. The agreements are for the one year term of the grant and detail the activities and responsibilities of each participating agency - action requested - APPROVE AGREEMENTS (5) AND AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER TO SIGN; AND AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER TO SIGN ANY SUBSEQUENT DOCUMENTS RELATED TO THE GRANT PROGRAM.

TREASURER-
TAX COLLECTOR 3.39

- Adoption of an Ordinance Amending Butte County Code Section 2-166 Delegating Investment Authority to the Butte County Treasurer-Tax Collector - introduction of an ordinance which will delegate investment authority to the Treasurer-Tax Collector for fiscal year 2004-2005 - action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (FROM 5-11-04 [3.40])

3.40 * Monthly Investment Report - submitted is the Monthly Investment Report dated April 30, 2004, in accordance with the Statement of Investment Policy dated July 1, 2003 - action requested - ACCEPT FOR INFORMATION.

3.41 * Annual Statement of Investment Policy - approval is requested, pursuant to Government Code Sections 27133 and 53601, for the Annual Statement of Investment Policy which sets forth policies regarding the investment of surplus funds and funds under the custodianship of the Treasurer. The policy has been reviewed by the Butte County Treasury Oversight Committee and will become effective July 1, 2004 - action requested - APPROVE ANNUAL STATEMENT OF INVESTMENT POLICY.

3.42 * Columbia Ultimate Business Systems, Inc. - Amendment - approval is requested for a sole source amendment to the agreement with Columbia Ultimate Business Systems, Inc., for the provision of software systems licensing and support. The amendment extends the term of the agreement through June 30, 2005, and revises the schedules for licenses and support to reflect the current costs of \$13,724 (department budget). All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

**WATER AND RESOURCE
CONSERVATION**

3.43 * State of California, Department of Water Resources - Amendment - approval is requested for an amendment to the revenue agreement with the State of California, Department of Water Resources, for funds to develop an Integrated Watershed and Resource Conservation Plan. The amendment extends the term of the agreement through June 30, 2005, to allow additional time for development of Basin Management Objectives and Board action on suggested policies, and includes revised exhibits updating the Department of Water Resources' standard clauses. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE DIRECTOR OF WATER AND RESOURCE CONSERVATION TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

**OTHER DEPARTMENTS
AND AGENCIES**

3.44 Tri-County Economic Development Corporation Revolving Loan Fund Administration Board - action requested - REAPPOINT SUPERVISOR HOUX AND STEVE TROVER, REPRESENTATIVES, TO TERMS TO END JUNE 2007.

3.45 * Tri-County Economic Development District and Tri-County Small Business Development Advisory Committee - action requested - REAPPOINT SUPERVISOR HOUX, REPRESENTATIVE, AND MIKE TRAVIS, ALTERNATE, TO TERMS TO END JUNE 30, 2006.

3.46 Law Library Board of Trustees - action requested - REAPPOINT RAOUL LECLERC AND GARY KNIPPEN, TRUSTEES, TO A TERM TO END JANUARY 2005.

4.00 REGULAR AGENDA

BOARDS, COMMISSIONS AND COMMITTEES

- 4.01** * Boards, Commissions and Committees.
1. Appointments to Listed Vacancies.
 - *** 2. Housing Authority of the County of Butte - action requested - APPOINT TENANT REPRESENTATIVE TO A TERM TO END APRIL 16, 2006.
 3. Board Member or Committee Reports.

BUDGET AND LEGISLATIVE UPDATE

- 4.02 Update on Current Budget and Legislative Issues by the Chief Administrative Officer.
1. Board Meeting Calendar Modifications - consideration of changes to the Board's Meeting Calendar for July and August - action requested - CANCEL MEETING OF JULY 27, AND RESCHEDULE MEETING DATES IN AUGUST TO AUGUST 3, 17, 24; AND/OR AMEND CALENDAR AS NEEDED.

PRESENTATION AND DISCUSSION ITEMS

4.03 * Countywide User Fee Study - presentation of the final phase of the Countywide User Fee Study - action requested - ACCEPT FOR INFORMATION THE USER FEE STUDY PREPARED BY MAXIMUS; AND PROVIDE STAFF DIRECTION ON FEE ADJUSTMENTS FOR PREPARATION OF A FEE ORDINANCE. (CHIEF ADMINISTRATIVE OFFICER)

4.04 * Behavioral Health Department - Report to the Board - update on achievements and challenges of the adult and youth programs - action requested - ACCEPT FOR INFORMATION. (BEHAVIORAL HEALTH)

4.05 * Comprehensive Economic Development Strategy - Projects List - consideration of the Comprehensive Economic Development Strategy Projects List for review, possible amendment, and approval. Once approved, the list becomes the County's list of projects eligible to apply for assistance under the Economic Development Administration's public works and economic assistance programs - action requested - REVIEW, AMEND AS NECESSARY AND/OR APPROVE PROJECTS LIST AND DIRECT STAFF TO FORWARD THE LIST TO THE TRI-COUNTY ECONOMIC DEVELOPMENT CORPORATION. (CHIEF ADMINISTRATIVE OFFICER)

4.06 Items Removed from the Consent Agenda for Board Consideration and Action.

4.07 Recess as the Butte County Board of Supervisors and Convene as the Butte County In-Home Supportive Services Public Authority Board.

BUTTE COUNTY IN-HOME SUPPORTIVE SERVICES
PUBLIC AUTHORITY BOARD
AGENDA - MAY 25, 2004

1.00 **Call to Order** - Board of Supervisors Room, County Administration Building, 25 County Center Drive, Oroville.

2.00 **Agenda Items**

2.01 * RTZ Associates - Amendment - approval is requested for an amendment to the agreement with RTZ Associates for the provision of software maintenance and support for the HOMCare Program. The software is used to manage the in-home supportive services registry. The amendment extends the term of the agreement through June 30, 2005, and increases the maximum amount payable by \$6,040.72 for the extended term. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X13957)

3.00 **Public Comment**

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

BOARD OF SUPERVISORS CONTINUED AGENDA

5.00 PUBLIC HEARINGS AND TIMED ITEMS

10:30 A.M. 5.01 *

Continued Public Hearing - Margaret Mills - Tentative Parcel Map - consideration of an appeal of the Development Review Committee's denial of a Tentative Parcel Map to divide a 10+/- acre parcel into two 5 acre parcels on property zoned A-5 (Agricultural - 5 acre parcels). This is an item not subject to environmental review (only if the Board chooses to deny the appeal). The property is located on the east side of Dunstone Drive, approximately 3,400 feet south of Avocado Road, in the Bangor area, and identified as APN 028-200-041 (CS [TPM 03-11]) - action requested - AT THE REQUEST OF THE APPLICANT, CONTINUE HEARING OPEN TO OCTOBER 2004, TO ALLOW APPLICANT TO PARTICIPATE IN THE GENERAL PLAN UPDATE HEARINGS PRIOR TO ACTION ON THIS MATTER. (FROM 10-14-03 [5.01])

6.00 PUBLIC COMMENT

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 CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a):

1. JONES/RAINWATER V. COUNTY OF BUTTE
BUTTE COUNTY SUPERIOR COURT CASE NO. 126573
2. JONES V. BROOKS
BUTTE COUNTY SUPERIOR COURT CASE NO. 84429

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