

BUTTE COUNTY BOARD OF SUPERVISORS

AGENDA

FEBRUARY 8, 2005



COUNTY SUPERVISORS

Bill Connelly, 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 *

Butte County Office of Education - approval is requested for a sole source agreement with the Butte County Office of Education for the provision of curriculum, training, coordination, and monitoring of pilot projects regarding violence-free and drug-free learning environments at Butte County schools. The term of the agreement is January 1, 2005, through December 31, 2005, with a maximum amount payable of \$30,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15316)

3.02 *

Superior Court of California, County of Butte - approval is requested for an agreement with the Superior Court of California, County of Butte, for the provision of services to support Substance Abuse and Crime Prevention Act programs. The term of the agreement is July 1, 2004, through June 30, 2005, with a maximum amount payable of \$43,269 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15308)

3.03 *

Select Janitorial Services - Amendment - approval is requested for an amendment to the agreement with Select Janitorial Services for the provision of janitorial services to county-leased buildings. The amendment reduces the maximum amount payable by \$2,211 for fiscal year 2004-2005. 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)

3.04 * Henry Ganzler, Ph.D. - Amendment - approval is requested for an amendment to the agreement with Henry Ganzler, Ph.D., for the provision of professional medical services in the specialized field of psychology. The amendment provides for an hourly compensation rate of \$55 per hour, increasing the overall maximum amount payable by \$3,487.50 (department budget) for fiscal year 2004-2005. 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. X14991)

BOARD OF
SUPERVISORS

3.05 * Resolution of Appreciation for Chief Jack Storne - Supervisor Josiassen is requesting the Board adopt a resolution of appreciation for Gridley-Biggs Police Chief Jack Storne upon his retirement - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

CHIEF
ADMINISTRATIVE
OFFICE

3.06 * Network Security Policy - approval is requested for a County Network Security Policy which addresses the County's requirements under the Health Insurance Portability and Accountability Act, and establishes best practices for Countywide compliance with current and future Federal and State information technology security laws - action requested - APPROVE THE POLICY; AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER TO AUTHORIZE PROCEDURES NECESSARY TO FORMALIZE AND IMPLEMENT ADMINISTRATIVE, PHYSICAL AND TECHNICAL PROCEDURES MANDATED BY FEDERAL AND STATE LAW; AND AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER TO DESIGNATE THE CHIEF SECURITY OFFICER FOR THE COUNTY, AND TO ADJUST SUCH DESIGNATION FROM TIME TO TIME AS NECESSARY.

3.07 * Application to the Commission on State Mandates for General Assistance Mandate Relief - consideration of an application to the Commission on State Mandates which would authorize the Board to adopt a standard of general assistance below the level established by Welfare and Institutions Code Section 17000.5 - action requested - ADOPT RESOLUTION AUTHORIZING THE CHIEF ADMINISTRATIVE OFFICER TO FILE AN APPLICATION FOR GENERAL ASSISTANCE MANDATE RELIEF PURSUANT TO WELFARE AND INSTITUTIONS CODE 17000.6 AND AUTHORIZE THE CHAIR TO SIGN.

3.08 * Midyear Budget Adjustments - a midyear review has resulted in the need for budget adjustments to various departments and accounts - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) MAKING MID-YEAR BUDGET ADJUSTMENTS AS RECOMMENDED IN THE AGENDA REPORT.

CLERK OF
THE BOARD

3.09 *

Amendment to Board Meeting Calendar for March 2005 - approval is requested for an amendment to the Board's meeting calendar for the month of March, rescheduling the meeting of March 8, 2005, to March 1, 2005 - action requested - RESCHEDULE THE MEETING OF MARCH 8, 2005, TO MARCH 1, 2005.

COUNTY CLERK-
RECORDER

3.10 *

Computer System Upgrade and Purchase of Computer Hardware - approval is requested for the sole source purchase of a software upgrade and supporting hardware for the Recorder's Information and Image Management System in the total amount of \$153,314. Funding for the purchase is available from the Recorder's Automation Trust Fund, and Board approval is also requested for a budget transfer of the required funds - action requested - APPROVE SOLE SOURCE PURCHASE OF SOFTWARE UPGRADE AND ASSOCIATED HARDWARE; AND APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING TRUST FUND REVENUE AS DETAILED IN THE AGENDA REPORT.

COUNTY
COUNSEL

3.11 *

Bartkiewicz, Kronick & Shanahan - Amendment - approval is requested for an amendment to the agreement with Bartkiewicz, Kronick & Shanahan for the provision of specialized legal services. The amendment revises the term commencement date from January 11, 2005, to December 9, 2004. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY THE AUDITOR-CONTROLLER.

3.12 *

Resolution Amending Resolution No. 04-271 - approval is requested for a resolution amending Resolution No. 04-271, a resolution amending the Butte County Improvement Standards. Subsequent to the adoption of the resolution, an inadvertent omission of intended language to Section 13.01-1, entitled, "Requirement Class 1", was discovered. The proposed resolution corrects the omission - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

DEVELOPMENT
SERVICES

3.13 *

Notice of Partial Non-Renewal of Williamson Act Agreement - approval is requested to accept a notice of partial non-renewal for a Williamson Act Agreement for Meline and Rebo et al., Assessor's Parcel Number 011-060-062, 1/10(+/-) acre portion, Williamson Act Agreement Instrument Number 51477, Book 1525, Pages 357 through 367 - action requested - ACCEPT NOTICE OF PARTIAL NON-RENEWAL; AND DIRECT RECORDING OF NOTICE.

EMPLOYMENT
AND SOCIAL
SERVICES

3.14 * Playground Equipment Donation - pursuant to Government Code Section 25355, a donation of fixed asset playground equipment and various play materials and supplies, with a total value of \$13,000, has been received from the Oroville Sunrise Rotary Club. The equipment will be used by foster care clients at the Oroville Community Employment Center - action requested - ADOPT RESOLUTION ACCEPTING DONATION AND EXPRESSING THANKS AND APPRECIATION TO THE OROVILLE SUNRISE ROTARY CLUB AND AUTHORIZE THE CHAIR TO SIGN.

3.15 * Butte County District Attorney - approval is requested for a Plan of Cooperation with the District Attorney's Office for investigative services. The term of the agreement is from the date of execution until cancelled by either party, and provides for the department to reimburse the District Attorney's Office for services provided on a quarterly basis (department budget) - action requested - APPROVE PLAN OF COOPERATION AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY THE AUDITOR-CONTROLLER.

GENERAL
SERVICES

3.16 * Distribution of Grant Funds - approval is requested by Emergency Services to accept and distribute remaining 2002 Supplemental Emergency Operations Planning Grant funds to cover grant related expenses which exceeded original allocations - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND DISTRIBUTING GRANT FUNDS AS DETAILED IN THE AGENDA REPORT.

3.17 * The Zahn Group, Inc. - Amendments - approval is requested for amendments to two agreements with The Zahn Group, Inc., for construction management services and constructability review services for the Courthouse expansion project. The amendment for construction management services extends the term of the agreement through June 30, 2005, and increases the maximum amount payable by \$102,749.38. The amendment for constructability review services increases the maximum amount payable by \$6,400. Funding for the amendments is available from the Criminal Justice Facility Temporary Revenue Account, and Board approval is also requested for a budget transfer of the required funds - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT; AND APPROVE AGREEMENT AMENDMENTS (2) AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

HUMANRESOURCES

3.18

Adoption of a Salary Ordinance Amendment - approval is requested for a salary ordinance amendment which will amend the current salary ordinance substantially as follows: incorporates the changes necessary to implement the classification portion of the County's classification/compensation study; adds one position of Forensic Accountant to the District Attorney-Criminal budget; adjusts the salary range for the position of Revenue and Reimbursement Officer, Senior to \$14.72-\$17.89; adjusts the salary range for the position of Assistant Chief Investigator to \$25.44-\$32.46; adjusts the salary range for the position of Program Manager, Employment and Social Services to \$31.85-\$38.71; adjusts the salary range for the position of Program Manager, Environmental Health to \$26.51-\$32.23 (effective 9-25-04), and adjusts the salary range for the position of Supervisor, Environmental Health to \$24.11-29.31 - action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (FROM 1-25-05 [3.20])

3.19 *

Koff & Associates, Inc. - approval is requested for an agreement with Koff & Associates, Inc., for the preparation of a Comprehensive Compensation Study for County employees. The term of the agreement is December 15, 2004, through June 30, 2005, with a maximum amount payable of \$95,440 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X15325)

3.20 *

Resolution to Amend the Salary Ordinance - the department has prepared a resolution which will amend the salary ordinance as follows: EMPLOYEE BARGAINING UNITS - provides a 1% salary increase, retroactive to December 18, 2004, to County bargaining units pursuant to negotiated agreements. DISTRICT ATTORNEY-CRIMINAL - converts one sunset position of Assistant District Attorney (position end date 2-28-05) to a permanent position. PROBATION - deletes one position of Accounting Specialist, two flexibly staffed positions of Legal Clerk/Office Specialist, Senior/Office Specialist/Office Assistant, and one position of Manager, Support Services. Adds four positions of Legal Office Specialist, and one position of Supervisor, Support Services. COUNTY CLERK-RECORDER - adds one flexibly staffed position of Deputy County Clerk Recorder III/II/I/Deputy County Clerk I. PUBLIC HEALTH-RABIES CONTROL - deletes one half-time flexibly staffed position of Office Specialist, Senior/Office Specialist/Office Assistant. Adds one position of Administrative Assistant. PUBLIC WORKS-GENERAL ADMINISTRATION - deletes one flexibly staffed position of Office Specialist, Senior/Office Specialist/Office Assistant. Adds one position of Administrative Assistant. PUBLIC HEALTH-GENERAL SERVICES - deletes one flexibly staffed position of Administrative Analyst, Senior/Administrative Analyst/Administrative Analyst, Associate, and one position of Manager, Support Services. Adds one position of Personnel Operations Specialist, and one position of Supervisor, Administrative Analyst. PUBLIC HEALTH-ENVIRONMENTAL HEALTH - deletes one position of Administrative Assistant, and one half-time flexibly staffed position of Office Specialist, Senior/Office Specialist/Office Assistant. Adds one position of Accounting Specialist, and one position of Director, Environmental Health. BEHAVIORAL HEALTH-GENERAL SERVICES - deletes one position of Information Systems Analyst, Principle. Adds one position of Supervisor, Information Systems Analyst. BEHAVIORAL HEALTH SUBSTANCE ABUSE SERVICES - deletes one position of Information Systems Analyst, Principle. Adds one position of Supervisor, Information Systems Analyst. NEAL ROAD SANITARY LANDFILL-MANAGEMENT - adds one position of Code Enforcement Officer. GENERAL CORRECTIONS - various corrections to salary tables and classifications to implement or correct the salary ordinance to reflect the revised position classifications and implement the 1% salary increase - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

LIBRARY

3.21 *

Library Donations - pursuant to Government Code Section 25355, donations of \$950.30 from the Paradise Friends of the Library, \$826.19 from the Oroville Friends of the Library, \$200 from Shirley Ekroll of Oroville, and \$100 from Robert and Merrie DePierre of Huntsville, Alabama, have been received for the Butte County Trust Fund for the purchase of books - action requested - ACCEPT DONATIONS AND AUTHORIZE LETTERS OF APPRECIATION.

PUBLIC
HEALTH

3.22 *

California Health Council, Inc. - approval is requested for a revenue agreement with the California Health Council, Inc., for funds to support family planning services. The term of the agreement is January 1, 2005, through December 31, 2005, with a maximum amount payable to the County of \$89,070 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.23 *

California Department of Health Services - approval is requested for an agreement with the California Department of Health Services for technical support services and assistance in claims processing and program monitoring for local government agencies participating in the Medi-Cal Administrative Activities and Targeted Case Management program. The term of the agreement is July 1, 2004, through June 30, 2005, with a maximum amount payable of \$625,000. Funding for the agreement is provided by fees paid by agencies participating in the program - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.24 *

California Department of Health Services - approval is requested for a revenue agreement with the California Department of Health Services for funds to support immunization activities. The term of the agreement is January 1, 2005, through December 31, 2005, with a maximum amount payable to the County of \$61,530 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.25 *

Preparedness and Response to Bioterrorism Funding - approval is requested for a Certification Against Supplanting for fiscal year 2003-2004 funding as required by the California Department of Health Services - action requested - APPROVE CERTIFICATION AND AUTHORIZE THE CHAIR TO SIGN.

3.26 * Private Industry Council - approval is requested for a sole source agreement with the Private Industry Council for the provision of teen staff to work in the department's Teen Clinic. The term of the agreement is January 1, 2005, through December 31, 2005, with a maximum amount payable of \$30,000 (grant funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15320)

PUBLIC WORKS

3.27 * Budget Adjustments and Fixed Asset Purchase - approval is requested to accept and appropriate \$51,225 from the landfill gate fees revenue account to provide the appropriations needed for expenses related to the recently adopted illegal dumping ordinance. Board approval is also requested to authorize the fixed asset purchase of a 4-wheel drive pick-up truck for the program in the amount of \$30,000 - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT; AND APPROVE FIXED ASSET PURCHASE OF 4-WHEEL DRIVE PICK-UP TRUCK.

3.28 * County Service Area No. 25 (Shasta Union Drainage) - approval is requested for the fixed asset purchase of a heavy-duty truck in the estimated amount of \$55,000. The truck will be used in maintaining the levees within the County Service Area. Funding for the purchase is available in the Designated Fund Balance, and Board approval is also requested for a transfer of the required funds - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT; AND APPROVE FIXED ASSET PURCHASE OF HEAVY-DUTY TRUCK FOR COUNTY SERVICE AREA NO. 25.

WATER AND RESOURCE CONSERVATION

3.29 * Environmental Monitoring Plan - approval is requested for an Environmental Monitoring Plan completed pursuant to the criteria established in Resolution No. 01-075, adopted by the Board on June 26, 2001. The Butte County Water Commission recommends approval of the plan - action requested - APPROVE ENVIRONMENTAL MONITORING PLAN.

OTHER DEPARTMENTS AND AGENCIES

3.30 * K-9 Crossroads - Request for Waiver of Fees - pursuant to Butte County Code Section 3-40.5, K-9 Crossroads, an organization which rescues, trains and places service dogs with individuals with special needs, is requesting the Board waive the Use Permit Fee associated with the construction of a training facility on APN 058-55-080 - action requested - PURSUANT TO BUTTE COUNTY CODE SECTION 3-40.5, FIND THAT IT IS IN THE PUBLIC INTEREST TO WAIVE THE FEES ASSOCIATED WITH THE USE PERMIT APPLICATION FOR APN 058-55-080.

4.00

REGULAR AGENDA

BOARDS,
COMMISSIONS AND
COMMITTEES

4.01

Boards, Commissions and Committees.

(*)

1. Appointments to Listed Vacancies.

(*)

2. Solid Waste Permit Enforcement and Appeal Independent Hearing Panel - action requested - CONFIRM APPOINTMENT OF SUPERVISORS DOLAN AND YAMAGUCHI, OR APPOINT NEW BOARD OF SUPERVISOR MEMBERS; APPOINT DOUG SPEICHER, EXPERT MEMBER, AND CARL PETERS, EXPERT MEMBER ALTERNATE, AND MYLES PUSTEJOVSKY, PUBLIC MEMBER, AND MIKE PEAVY, PUBLIC MEMBER ALTERNATE, ALL TO TERMS TO END JANUARY 8, 2007.

(*)

3. Butte County Water Advisory Committee - action requested - ACCEPT THE RECOMMENDATION OF THE WATER COMMISSION AND APPOINT ROBIN MCCOLLUM, NORA TODENHAGEN, ROGER LEDERER, AND JOHN MERZ.

4. Board Member or Committee Reports.

BUDGET AND
LEGISLATIVE
UPDATE

4.02

Update on Current Budget and Legislative Issues by the Chief Administrative Officer.

PRESENTATION
AND DISCUSSION
ITEMS

4.03

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Central Sacramento Valley Resource Conservation and Development Area Council - Report to the Board - informational presentation of the Council's purpose and programs - action requested - ACCEPT FOR INFORMATION. (LARRY AIKEN, PROGRAM COORDINATOR, CENTRAL SACRAMENTO VALLEY RESOURCE CONSERVATION AND DEVELOPMENT AREA COUNCIL)

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- 4.04 * Butte County Resource Conservation District - Report to the Board - annual presentation of the District's activities and programs - action requested - ACCEPT FOR INFORMATION. (WATER AND RESOURCE CONSERVATION AND BUTTE COUNTY RESOURCE CONSERVATION DISTRICT)
- 4.05 * Information Technology - Challenges and Opportunities - Report to the Board - a comprehensive overview of the state of information technology in the County - action requested - ACCEPT REPORT AND RECOMMENDATIONS. (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 Thompson Flat Cemetery District Board of Directors.

THOMPSON FLAT CEMETERY DISTRICT

BOARD OF DIRECTORS

AGENDA

FEBRUARY 8, 2005

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

2.00 **Agenda Items**

2.01 * Resolution Amending Resolution 2001-01, Regarding
Endowment Care Fund and Pre-Need Fund - approval is
requested for a resolution amending Resolution 2001-01
which established an Endowment Care Fund and a Pre-Need
Fund to permit the advanced purchase of cemetery plots.
The amendment will provide a clearer statement of
purpose for the fund - action requested - ADOPT
RESOLUTION 2005-01 AND AUTHORIZE THE CHAIR TO SIGN.

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 Thompson Flat Cemetery District Board of
Directors and convene as the Butte County Public
Facilities Financing Corporation.

BUTTE COUNTY PUBLIC FACILITIES FINANCING CORPORATION

AGENDA

FEBRUARY 8, 2004

1. Call to Order - Board of Supervisors Room, 25 County Center Drive, Oroville.

2. Approval of Minutes - action requested - APPROVE MINUTES OF FEBRUARY 10, 2004.

3. Appointment of New Officers - action requested - APPOINT OFFICERS AS FOLLOWS: PRESIDENT - CHAIR YAMAGUCHI; VICE PRESIDENT - VICE CHAIR JOSIASSEN; SECRETARY/TREASURER - DICK PUELICHER; AND LESSEE REPRESENTATIVE - LINDA BARNES.

4. Treasurer's Report - action requested - ACCEPT FOR INFORMATION.

5. 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.

6. Other Business

Adjournment

Adjourn as the Butte County Public Facilities Financing Corporation Board of Directors and reconvene as the Butte County Board of Supervisors.

5.00PUBLIC HEARINGS AND TIMED ITEMS10:20 A.M. 5.01 *

Public Hearing - Community Development Block Grant Program - consideration of an application to the Community Development Block Grant (CDBG) program's Economic Development Allocation's California Community Economic Enterprise Fund. The County's CDBG Enterprise Fund request is to provide funding to develop a Micro-Enterprise Business Assistance Program, which will support businesses that are located within unincorporated Butte County. Businesses having five (5) or fewer employees would be eligible for this program's assistance. General program administration costs will also be funded by this grant. The total amount of the grant application is \$324,875 - action requested - ADOPT RESOLUTION APPROVING SUBMISSION OF THE GRANT AND AUTHORIZE THE CHAIR TO SIGN.

10:30 A.M. 5.02 *

Public Hearing - Adjustment of Chico Urban Area Street Facility Improvement Fees, Adjustment of Drainage Impact Fees in Thermalito and Establishment and Levying of Development Impact Fees for Storm Drainage Facilities within the Chico Urban Area - pursuant to Article I, Section I of the Butte County Charter and Article XI, Section 7 of the California Constitution, the Board will consider and may establish and levy development impact fees on new residential and nonresidential development in the unincorporated Chico Urban Area of Butte County for roads and storm drainage facilities. The Development Impact Fees will be established and levied through the adoption of two ordinances, as well as through the amendment or repeal of existing ordinances and resolutions authorizing the collection of Development Impact Fees - action requested - ADOPT ORDINANCE ADJUSTING THERMALITO DRAINAGE FEES AND ESTABLISHING DRAINAGE FEES WITHIN THE CHICO URBAN AREA AND AUTHORIZE THE CHAIR TO SIGN; AND ADOPT AN ORDINANCE ADJUSTING STREET FACILITY IMPROVEMENT FEES WITHIN THE CHICO URBAN AREA AND AUTHORIZE THE CHAIR TO SIGN.

11:00 A.M. **5.03** * Public Hearing - Brent and Debbie Sobrero Tentative Parcel Map Appeal - consideration of an appeal of the Planning Commission's denial of a Tentative Parcel Map to divide a 40-acre parcel into two 20-acre parcels. This is a project on which notice of intent to adopt a negative declaration with mitigation measures regarding environmental impacts has been given. Sewage disposal for the future dwellings on the site would be provided by individual on-site septic systems. Domestic water would be obtained from individual wells. The project site is located on the north side of Clear Creek Cemetery Road, approximately one mile east of Clark Road (State Highway 191) approximately 5 miles south of Paradise, and identified as APN 041-110-135 (MM [TPM 04-07]) - action requested - OPEN HEARING AND CONTINUE OPEN TO MARCH 1, 2005, AT 10:30 A.M.

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 INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(c): ONE POTENTIAL CASE.
- 7.02 CONFERENCE WITH LEGAL COUNSEL REGARDING SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(1): ONE POTENTIAL CASE.
- 7.03 CONFERENCE WITH LEGAL COUNSEL REGARDING ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): C.S.M.C.S. (CASE NO. ARB-03-2357).

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