

# BUTTE COUNTY BOARD OF SUPERVISORS

## AGENDA

APRIL 26, 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

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**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.**

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**3.00 CONSENT AGENDA**

**ASSESSOR** 3.01 \* State Department of Finance - approval is requested for a grant agreement with the State Department of Finance for funds under the State-County Property Tax Administration Program for Fiscal Year 2004-2005. The term of the grant is one year, with a grant award to the County of \$381,956. The funds will be used to enhance the County Property Tax Administration System - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

**BEHAVIORAL HEALTH** 3.02 \* State of California, Department of Mental Health - approval is requested for a grant agreement with the State of California, Department of Mental Health, for funds under the Federal McKinney Projects for Assistance in Transition from Homelessness (PATH) grant program. The term of the agreement is July 1, 2005, through June 30, 2006, with a maximum amount payable to the County of \$72,481 - action requested - APPROVE GRANT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

**BOARD OF SUPERVISORS** 3.03 \* Resolution in Recognition of Judge Darrell Stevens Upon His Retirement from the Superior Court of California, County of Butte - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.04 \* County Commission on Aging - Supervisor Connelly submits his District Representative nomination - action requested - APPOINT T.C. DENNIS, DISTRICT 1 REPRESENTATIVE, TO A TERM TO END JANUARY 5, 2009.

3.05 Southside Oroville Community Center Advisory Committee - Supervisor Connelly submits a recommendation for appointment to the Southside Oroville Community Center Advisory Committee - action requested - APPOINT LYNNDEE CAPUT, COMMUNITY BASED REPRESENTATIVE, TO A TERM TO END JANUARY 5, 2009.

**CHIEF  
ADMINISTRATIVE  
OFFICE**

**3.06** \* Budget Augmentation - approval is requested to accept and appropriate \$5,000 from the General Fund Appropriation for Contingencies to the District 1 Supervisor budget unit to cover one-time expenses associated with the transition to a new Supervisor - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING \$5,000 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.

**3.07** \* Department Head Benefits - approval is requested for a resolution amending the benefits provided to elected and appointed department heads. The resolution is intended to provide a benefit increase similar to the Cost of Living Allowance increase provided to County employees through recent employment negotiations. The major provisions of the resolution are: a) increase in monthly vehicle allowance by \$100 per month; b) three additional days of management leave accrual annually; c) membership dues to local service clubs to be a reimbursable expense; d) elected officials option to purchase back forfeited sick leave when moving from regular employee to an elected office; and e) minor clean-up language to incorporate previously adopted Board policy including the new mechanism for setting the salaries of elected officials. The changes are to be effective May 1, 2005 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

**CHILD  
SUPPORT  
SERVICES**

**3.08** \* Ray Morgan Company - Amendment - approval is requested for an amendment to the agreement with Ray Morgan Company for maintenance and service of the department's printers. The amendment extends the term of the agreement through June 30, 2006, increases the minimum monthly volume in anticipation of increased use, and increases the maximum amount payable per month by \$415 (department budget) for the amended 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. X140172)

**CLERK OF  
THE BOARD**

**3.09** \* Approval of Minutes - action requested - APPROVE MINUTES OF FEBRUARY 8, 2005, AND MARCH 1, 2005, AND AUTHORIZE THE CHAIR TO SIGN.

COUNTY  
COUNSEL

**3.10** \* James A. Curtis - Amendment - approval is requested for an amendment to the agreement with James A. Curtis for the provision of specialized legal services. The amendment revises the fee schedule, including travel reimbursement, effective April 8, 2005. 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.

EMPLOYMENT  
AND SOCIAL  
SERVICES

**3.11** \* Refugee Cash Assistance Program - approval is requested to accept and appropriate \$40,000 of federal Refugee Cash Assistance revenue. The program provides cash assistance to southeast Asian families released from refugee camps in 2004 and residing in Butte County - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

**3.12** \* Uniting Families Program - approval is requested to accept and appropriate \$70,000 of Temporary Assistance for Needy Families Performance Incentive revenue. The funds will be used to provide immediate health and safety assistance to participants in the Uniting Families Program - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

**3.13** \* Northern Valley Catholic Social Service - Amendment - approval is requested for an amendment to the agreement with Northern Valley Catholic Social Service for the provision of therapy services and anger management classes. The amendment provides for the addition of Children's Services clients to the clients served, and increases the maximum amount payable by \$35,000 (department budget) for the additional services. 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. X15012)

- 3.14 \* Private Industry Council - Amendment - approval is requested for an amendment to the sublease agreement with the Private Industry Council for the property located at 78 Table Mountain Boulevard, Oroville. The amendment provides for the addition of flat-rate janitorial services. Sufficient appropriations remain under the contract to provide for the additional service without an increase to the maximum contract amount. 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. X11404)
- 3.15 \* Private Industry Council - Amendment - approval is requested for an amendment to the sublease agreement with the Private Industry Council for the property located at 2445 Carmichael Drive, Chico. The amendment provides for the addition of flat-rate janitorial services. Sufficient appropriations remain under the contract to provide for the additional service without an increase to the maximum contract amount. 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. X15023)
- 3.16 \* 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 provides for the addition of flat-rate janitorial services, and clarifies billing language. Sufficient appropriations remain under the contract to provide for the additional service without an increase to the maximum contract amount. 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)
- 3.17 \* Private Industry Council - approval is requested for an agreement with the Private Industry Council for the provision of CalWORKs Welfare-to-Work Assessment Testing and Work Experience Site Development and Enhancement Services. The term of the agreement is January 1, 2005, through June 30, 2005, with a maximum amount payable of \$283,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

**3.18** \* Mid-year Budget Adjustment - approval is requested for actions which would establish intra-departmental appropriations and provide for the transfer of support costs to the appropriate budget units and programs. There are no fiscal impacts associated with the proposed actions - action requested - APPROVE A BUDGET TRANSFER ESTABLISHING INTRA-DEPARTMENTAL APPROPRIATIONS AND MAKING TRANSFERS AS DETAILED IN THE AGENDA REPORT.

**GENERAL  
SERVICES**

**3.19** \* Courthouse Expansion Project - approval is requested to accept and appropriate \$54,438 received from the Superior Court of California, County of Butte, to fund contract change orders for the Courthouse Expansion Project - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

**3.20** \* Information Systems Electrical/Mechanical System Upgrade - Notice of Completion - all work on the subject project has been completed in accordance with plans and specifications - action requested - ACCEPT CONTRACT WORK; APPROVE THE NOTICE OF COMPLETION AND AUTHORIZE THE CHAIR TO SIGN; AND DIRECT RECORDING OF THE NOTICE.

**3.21** \* Gregory B. Bragg & Associates, Inc. - approval is requested by the Risk Management Division for a sole source agreement with Gregory B. Bragg & Associates, Inc., for workers' compensation claims adjusting and administration services. The term of the agreement is July 1, 2005, through June 30, 2008, with a maximum amount payable of \$440,000 (department budget) for the 3 year term - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X15395)

**LIBRARY**

**3.22** \* Supplemental Funding - approval is requested to transfer \$11,000 from the General Fund Appropriation for Contingencies to supplement the department's extra help allocation. The Library is experiencing a short fall due to Americans with Disabilities Act related accommodation requirements - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING \$11,000 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.

3.23 \* Donations for Books - pursuant to Government Code Section 25355, donations of \$1,800 from the Chico Friends of the Library, \$1,402.60 from Dorothy Dingfelder of Chico, \$895.08 from the Paradise Friends of the Library, \$806.20 from the Oroville Friends of the Library, \$308.80 from the Cosmos Club of Chico, \$150 from the Paradise Garden Club, and \$100 from an anonymous donor, have been received for the Butte County Trust Fund for the purchase of books - action requested - ACCEPT DONATIONS AND AUTHORIZE LETTERS OF APPRECIATION.

**PROBATION**

3.24 \* Juvenile Justice Crime Prevention Act - approval is requested to accept the County's fiscal year 2005-2006 allocation under the Schiff-Cardenas Crime Prevention Act. The County's per capita distribution is \$587,083, plus interest earned, and the Juvenile Justice Coordinating Council has agreed to fund four programs with the allocated funds. Application for funding requires a resolution providing grant assurances - action requested - AUTHORIZE THE CHIEF PROBATION OFFICER TO SIGN THE APPLICATION FOR CONTINUED FUNDING; AND ADOPT A RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.25 \* Juvenile Accountability Block Grant - approval is requested to apply to the State of California, Board of Corrections, for funds under the fiscal year 2005-2006 Juvenile Accountability Block Grant program. The County's allocation is \$12,814 and requires a cash match of \$1,424. The department's budget includes funds for the required match. The grant funds programs designed to reduce juvenile offenses through accountability-based initiatives. Application for funding requires a resolution providing grant assurances - action requested - AUTHORIZE THE CHIEF PROBATION OFFICER TO SIGN ALL GRANT RELATED DOCUMENTS AND AGREEMENTS; AND ADOPT A RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.26 \* Victim Assistance Center Funding - approval is requested to apply to the California Victim Compensation and Government Claims Board for funds to help support the County's Victim Assistance Center. The allocation is for the term of July 1, 2005, through June 30, 2007, in the amount of \$229,410. Application for funding requires a resolution providing grant assurances - action requested - AUTHORIZE THE CHIEF PROBATION OFFICER TO SIGN ALL GRANT RELATED DOCUMENTS AND AGREEMENTS; AND ADOPT A RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

PUBLIC  
HEALTH

- 3.27 \* Relief of Accountability - approval is requested, pursuant to Government Code Section 29390, for relief of accountability for \$50.00 missing from the Public Health Office in Chico, on March 8, 2005. The Auditor has reviewed the incident and found no evidence of fraud or gross neglect - action requested - GRANT RELIEF OF ACCOUNTABILITY.
- 3.28 \* Physical and Occupational Therapists - Amendments - approval is requested for amendments to the agreements with various physical and occupational therapists who provide services to the clients of the California Children's Services Program. The following amendments increase the maximum amounts payable to reflect increased hours needed for services: Terri Johnson - increase of \$1,000; Susan McManus - increase of \$6,500; Mary Sweeney - increase of \$8,500; Monica Schwartz - increase \$4,020; and Teresa Wood Hansen - increase of \$1,600. Funding for the increases is available through currently budgeted appropriations. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENTS (5) AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract Nos. X14924, X14926, X14929, X14927, and X14922)
- 3.29 \* Wastewater Issues Study - approval is requested to accept a proposal from Questa Engineering of Point Richmond, to perform a study and provide input on wastewater policies, including compliance with AB 885, oversight of systems including operation, maintenance and system replacement, and establishment of one or more regional sanitation districts. The proposal is the result of the Request For Proposal process and the review committee is recommending the Board accept the proposal from Questa Engineering in the amount of \$74,428 - action requested - ACCEPT THE PROPOSAL FROM QUESTA ENGINEERING AND DIRECT STAFF TO NEGOTIATE AN AGREEMENT TO BE RETURNED TO THE BOARD FOR FINAL APPROVAL.

PUBLIC  
WORKS

- 3.30 \* Reconstruction of Garner Lane from 150-feet South of Short Horn Drive to Keefer Road - County Project No. 61164A-04-1 - the project consists of the reconstruction of Garner Lane, including construction of a new storm drain leach trench system on both the east and west sides of the roadway - action requested - APPROVE PROJECT PLANS AND SPECIFICATIONS; ADOPT A WAGE SCALE; AUTHORIZE THE DIRECTOR-PUBLIC WORKS TO ADVERTISE FOR BIDS; AND AUTHORIZE THE DIRECTOR-PUBLIC WORKS AND CHAIR TO SIGN PROJECT PLANS.

3.31 \* Golder Associates, Inc. - approval is requested for an agreement with Golder Associates, Inc., for the provision of construction quality assurance and plan monitoring and reporting associated with the construction of Module 4, Phase B, at the Neal Road Sanitary Landfill. The term of the agreement is April 26, 2005, through completion of the project, with a maximum amount payable of \$111,034.48 (Neal Road Landfill Management Fund) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.32 \* Cascade Consulting - Amendment - approval is requested for an amendment to the agreement with Cascade Consulting for management of the Used Oil grant received from the California Waste Management Board. The amendment extends the term of the agreement through August 31, 2005, and modifies the Scope of Work to include 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. X15161)

3.33 \* Authorization to Pursue Right-of-Way Negotiations - Durham-Dayton Highway Bridge Across Hamlin Slough - County Project No. 44201-02-1; Federal Bridge Replacement Project No. BRLS-5912(056) - approval is requested for a resolution authorizing the Director-Public Works to negotiate and enter into agreements for the Acquisition of Real Property for Public Road Purposes, Agreements for Temporary Construction Easements, and Permit to Enter and Construct Improvements for Owners Benefit for the Durham-Dayton Highway Bridge Across Hamlin Slough project - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

SHERIFF'S  
OFFICE

3.34 \* Printrak - Amendment - approval is requested for a sole source amendment to the agreement with Printrak for the lease, maintenance and support of the electronic inmate identification card and video capture station equipment in the Butte County Jail. The term of the agreement is April 1, 2005, through March 31, 2006, with a maximum amount payable of \$34,788 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN.

- 3.35 \* Inmate Medical Costs - approval is requested for a transfer of \$41,349 from the General Fund Appropriation for Contingencies to provide the allocation needed to pay medical expenses of inmates at the Butte County Jail which exceeded the medical services contract maximum - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING \$41,349 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT.

**TREASURER-****TAX COLLECTOR** 3.36

An Ordinance Amending Butte County Code Section 2-166 Delegating Investment Authority to the Butte County Treasurer-Tax Collector - pursuant to Government Code Section 53600 et seq., approval is requested for an ordinance which will delegate investment authority to the Treasurer-Tax Collector for fiscal year 2005-2006 - action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (FROM 4-12-05 [3.38])

- 3.37 \* Treasury Compliance Audit - the Butte County Treasury Oversight Committee is required to have an annual compliance audit performed to insure County compliance with Government Code Article 6, Section 27130 et seq. Submitted is the Audit Report for Fiscal Year 2003-2004 and the Treasurer's response as required by Government Code Section 27134 - action requested - ACCEPT FOR INFORMATION.

- 3.38 \* Monthly Investment Report - submitted is the Monthly Investment Report dated March 31, 2005, in accordance with the Butte County Statement of Investment Policy dated July 1, 2004 - action requested - ACCEPT FOR INFORMATION.

- 3.39 \* 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, 2005 - action requested - APPROVE ANNUAL STATEMENT OF INVESTMENT POLICY.

- 3.40 \* Treasury Oversight Committee - action requested - CONFIRM APPOINTMENT OF MARK SWEANY, SPECIAL DISTRICTS REPRESENTATIVE.

- 3.41 \* Resolution Authorizing and Approving the Borrowing of Funds for Fiscal Year 2005-2006; the Issuance and Sale of a 2005-2006 Tax and Revenue Anticipation Note Therefor and Participation in the California Communities Cash Flow Financing Program - approval is requested for a resolution which would authorize the Auditor and Treasurer to begin procedures to participate in the California Cash Flow Financing Program for the 2005-2006 issuance of Tax and Revenue Anticipation Notes. The issuance will be for a maximum feasible amount to be determined by the Treasurer and Auditor, not to exceed \$20,000,000 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

WATER AND  
RESOURCE  
CONSERVATION

- 3.42 \* State of California, Department of Water Resources - Amendment - approval is requested for an amendment to the grant agreement with the State of California, Department of Water Resources, and Streaminders-Chapter of the Izaak Walton League, for funds under the Urban Streams Restoration Program. The amendment extends the term of the agreement through May 15, 2007. 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.
- 3.43 \* Streaminders-Chapter of the Izaak Walton League - approval is requested for an amendment to the agreement with Streaminders-Chapter of the Izaak Walton League, for services in support of the urban streams restoration program for the Bidwell River Park Area of Big Chico Creek. The amendment extends the term of the agreement through May 15, 2007. 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.
- 3.44 \* Butte County Water Commission Technical Advisory Committee - action requested - APPOINT MIKE PEMBROKE TO THE WATER COMMISSION TECHNICAL ADVISORY COMMITTEE.
- 3.45 \* Butte County Water Advisory Committee - action requested - APPOINT ROBIN MCCOLLUM, RICK PONCIANO AND WILL JOHNSON TO THE BUTTE COUNTY WATER ADVISORY COMMITTEE.

OTHER

DEPARTMENTS

AND AGENCIES

**3.46** \*

Tax Exchange Agreements Between the Lake Oroville Area Public Utility District and the County of Butte - approval is requested by the Lake Oroville Area Public Utility District for a revised property tax exchange agreement between the District and the County. Tax Exchange agreements are required pursuant to Revenue and Taxation Code Section 99-99.2 when the District submits annexation an application to the Butte Local Agency Formation Commission. The revised agreement would eliminate the need for the District and the County to approve a Tax Exchange Agreement for each annexation by adding language that states that no property tax transfer will take place as the result of an annexation until the District or the Board of Supervisors terminate the Property Tax Agreement - action requested - APPROVE REVISED PROPERTY TAX EXCHANGE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

3.47

Oroville Mosquito Abatement District - action requested - APPOINT NORM ROBERTS TO A VACATED TERM TO END DECEMBER 12, 2005.

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**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 AND

LEGISLATIVE

UPDATE

**4.02**

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

PRESENTATION  
AND DISCUSSION  
ITEMS

- 4.03 \* Resolution Terminating a Portion of Long's Bar Road as a Public Highway and Establishing the Same Portion of Long's Bar Road as an Unmaintained Recreational Access Road - consideration of a resolution terminating the "public highway" status of the portion of Long's Bar Road between Colima Street and the Diversion Pool, and designating it as an unmaintained recreational road and recreational access road - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (PUBLIC WORKS AND COUNTY COUNSEL)
- 4.04 \* Deed of Creation - presentation to the Board of the requirements and processes for obtaining a Deed of Creation - action requested - ACCEPT FOR INFORMATION; AND BOARD DISCUSSION AND DIRECTION AS NEEDED. (SUPERVISOR YAMAGUCHI)
- 4.05 \* Butte County Integrated Water Resources Plan - consideration of a resolution authorizing the Department of Water and Resource Conservation to finalize the Integrated Water Resources Plan and carry out the initial policy direction - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (WATER AND RESOURCE CONSERVATION)
- 4.06 \* Sacramento Valley Integrated Water Management Program - consideration of a request by the Northern California Water Association to support the Sacramento Valley Integrated Water Management Program - action requested - ACCEPT FOR INFORMATION; AND APPROVE A LETTER OF SUPPORT FOR NORTHERN CALIFORNIA WATER ASSOCIATION'S LEADERSHIP IN THE DEVELOPMENT OF THE SACRAMENTO VALLEY INTEGRATED WATER MANAGEMENT PLAN AND AUTHORIZE THE CHAIR TO SIGN. (WATER AND RESOURCE CONSERVATION AND NORTHERN CALIFORNIA WATER ASSOCIATION)

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**4.07** \* Durham-Dayton Highway Bridge Across Hamlin Slough - County Project No. 44201-02-1; Federal Bridge Replacement Project No. BRLS-5912(056) - Consideration of a Mitigated Negative Declaration - the proposed project consists of removing an existing reinforced concrete bridge located on Durham-Dayton Highway and constructing a 121-foot long, four span reinforced concrete flat slab type highway bridge and reconstructing approximately 900 lineal feet of roadway - action requested - STAFF RECOMMENDS THE BOARD TAKE THE FOLLOWING ACTION:

1. FIND THAT THE ENVIRONMENTAL DOCUMENTS FOR THE PROJECT IDENTIFIED POTENTIALLY SIGNIFICANT EFFECTS ON THE ENVIRONMENT THAT WILL BE MITIGATED AS DETAILED IN THE AGENDA REPORT; AND
  
2. SUBJECT TO FINDINGS A AND B, AS DETAILED IN THE AGENDA REPORT DATED APRIL 12, 2005, ADOPT THE MITIGATED NEGATIVE DECLARATION REGARDING ENVIRONMENTAL IMPACTS, WITH MITIGATIONS 3.3.1 THROUGH 3.11.1 AND AUTHORIZE THE CHAIR TO SIGN. (PUBLIC WORKS)

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

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**5.00 PUBLIC HEARINGS AND TIMED ITEMS**

10:30 A.M. **5.01** \* Timed Item - Criminal Justice System Assessment - presentation of the Criminal Justice System Assessment final report prepared by the Institute for Law and Policy Planning, including recommendations which will serve as general guidelines, and reference information to improve the effectiveness of resources committed to the criminal justice system - action requested - ACCEPT FINAL REPORT OF THE CRIMINAL JUSTICE SYSTEM ASSESSMENT.

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**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.

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**7.00            CLOSED SESSION**

7.01            PUBLIC EMPLOYEE PERFORMANCE EVALUATIONS, INCLUDING GOALS, PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR-BEHAVIORAL HEALTH AND CHIEF PROBATION OFFICER.

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

- 1.            PROJECT 2100-FERC INTERVENTION
- 2.            ALAMEDA COUNTY ET AL. V. DEPARTMENT OF WATER RESOURCES.

7.03            CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL REGARDING INITIATION OF LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(c): ONE POTENTIAL CASE.

## **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](http://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](http://www.buttecounty.net/cob)