

BUTTE COUNTY BOARD OF SUPERVISORS

AGENDA

AUGUST 30, 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
- AUDITOR-CONTROLLER 3.01 * Adoption of Tax Rates - approval is requested for a resolution which will set various ad valorem tax rates for the County for fiscal year 2005-2006. State law requires the Board adopt the rates prior to September 1 of each year - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.
- 3.02 * County Service Area Charges - in order to levy service charges in the various County Service Areas, it is necessary to accomplish several prerequisite steps - action requested - DIRECT THAT A REPORT OF SERVICE CHARGES BE PREPARED IN ACCORDANCE WITH GOVERNMENT CODE SECTION 25210.77(a) AND FILED WITH THE CLERK OF THE BOARD; DIRECT A PUBLIC HEARING BE SET FOR SEPTEMBER 27, 2005, AT 10:30 A.M.; AND DIRECT PUBLIC NOTICE OF THE HEARING BE GIVEN IN ACCORDANCE WITH GOVERNMENT CODE SECTION 6066.
- BEHAVIORAL HEALTH 3.03 * Mental Health Services Act Revenue - approval is requested to accept and appropriate Mental Health Services Act funds in the amount of \$143,756. The funds will be used to provide community mental health services - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.
- 3.04 * Skyway House - approval is requested for a sole source agreement with the Skyway House for the provision of long-term residential recovery services, day care habilitation services and alcohol and drug-free housing services. The term of the agreement is July 1, 2005, through June 30, 2006, with a maximum amount payable of \$188,008 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

- 3.05 * Tri-County Treatment - approval is requested for a sole source agreement with Tri-County Treatment for the provision of short-term residential recovery services and day care habilitation services. The term of the agreement is July 1, 2005, through June 30, 2006, with a maximum amount payable of \$81,772.50 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.06 * FamiliesFirst, Inc. - approval is requested for a sole source agreement with FamiliesFirst, Inc., for the provision of a day treatment rehabilitation program and medication support services for youth clients receiving Medi-Cal benefits. The term of the agreement is July 1, 2005, through June 30, 2006, with a maximum amount payable of \$120,316.80 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.07 * North Valley Parent Education Network - approval is requested for a sole source agreement with the North Valley Parent Education Network for the provision of targeted case management and mental health services. The term of the agreement is July 1, 2005, through June 30, 2006, with a maximum amount payable of \$348,655.84 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.08 * Loumark Associates - Amendment - approval is requested for an amendment to the lease agreement with Loumark Associates for the property located at 564 Rio Lindo Avenue, Chico. The amendment adds an additional suite to the space leased, and increases the maximum amount payable by \$22,857.12 (department budget) for the additional space. 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. X13715)
- 3.09 * Feather River Tribal Health, Inc. - approval is requested for a sole source agreement with Feather River Tribal Health, Inc., for the provision of mental health services to children receiving Medi-Cal benefits. The term of the agreement is July 1, 2005, through June 30, 2006, with a maximum amount payable of \$209,250 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

- 3.10 * Davis Wright Tremaine LLP - Amendment - approval is requested for a sole source amendment to the agreement with David Wright Tremaine LLP, for the provision of legal services to the department's Information Systems Division. The amendment extends the term of the agreement through January 1, 2006, and increases the maximum amount payable by \$35,000 (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. (Contract No. X15321)

- 3.11 * Northern Valley Catholic Social Services - approval is requested for a sole source agreement with Northern Valley Catholic Social Services for the provision of mental health services to children receiving Medi-Cal benefits. The term of the agreement is July 1, 2005, through June 30, 2006, with a maximum amount payable of \$499,532.70 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

- 3.12 * Federal Financial Participation and Early Periodic Screening Diagnosis and Testing Funds - approval is requested to accept and appropriate Federal Financial Participation and Early Periodic Screening Diagnosis and Testing pass-through funds in the amount of \$1,969,289. The funds will be used to provide mental health services to Medi-Cal beneficiaries - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

BOARD OF SUPERVISORS

- 3.13 * Resolution Proclaiming National Prisoner of War/Missing in Action (POW/MIA) Recognition Day - Supervisor Connelly submits a resolution proclaiming the third Friday of every September as National POW/MIA Recognition Day in Butte County - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

CHIEF ADMINISTRATIVE OFFICE

- 3.14 * Budget Adjustments - approval is requested for budget adjustments to various department budgets. The adjustments complete actions discussed and/or directed to be completed as part of the fiscal year 2005-2006 Butte County Final Budget process. The net impact of the adjustments is an increase to the General Fund Appropriation for Contingencies in the amount of \$189,006 - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING, APPROPRIATING AND TRANSFERRING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.15 * FMY Associates, Inc. - Amendment - approval is requested for an amendment to the agreement with FMY Associates, Inc., for the provision of services relating to the Federal Energy Regulatory Commission's re-licensing of the California Department of Water Resources' facility at Lake Oroville. The amendment assigns administration of the contract to the Administrative Office, revises the notice information to the Administrative Office, and increases the maximum amount payable by \$60,000. All other terms and provisions remain the same. Board approval is also requested for a transfer from the General Fund Appropriation for Contingencies to provide funding for the agreement - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING \$60,000 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES.

3.16 * Jeanne Gravette - Amendment - approval is requested for an amendment to the employment agreement with Jeanne Gravette for service as the Director-Human Resources. The amendment extends the term of agreement for three years. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN.

CHILD
SUPPORT
SERVICES

3.17 * Laboratory Corporation of America - approval is requested for an agreement with Laboratory Corporation of America for the provision of paternity testing services. The term of the agreement is July 1, 2005, through June 30, 2007, with a maximum amount payable of \$20,000 (department budget) per fiscal year - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X15631)

CLERK OF
THE BOARD

3.18 * Approval of Minutes - action requested - APPROVE MINUTES OF JUNE 14, 2005; JUNE 28, 2005; AND JULY 12, 2005.

COUNTY
COUNSEL

3.19 * Roger Masuda - approval is requested for an agreement with Roger Masuda for the provision of legal services relating to the Federal Energy Regulatory Commission's alternative relicensing process and related water issues. The term of the agreement is July 1, 2005, through June 30, 2006, with a compensation rate of up to \$170 per hour (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X15684)

DEVELOPMENTSERVICES

- 3.20 * Stephen A. Streeter - Amendment - approval is requested for an amendment to the agreement with Stephen A. Streeter for the performance of services as Planning Manager and services to rewrite department ordinances. The amendment reinstates Planning Manager duties through August 2, 2005, increases the maximum amount payable by \$3,560, revises the term completion date to September 1, 2005, and revises the agreement's exhibits to reflect the changes. 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.

DISTRICTATTORNEY

- 3.21 * Lexis Nexis - Amendment - approval is requested for an amendment to the agreement with Lexis Nexis for access to their computerized legal research system. The amendment extends the term of the agreement through September 30, 2006, and increases the maximum amount payable by \$11,052 (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. X14112)

GENERALSERVICES

- 3.22 * Fiscal Year 2003 State Homeland Security Grant Funds - approval is requested by the Emergency Services Division to accept and appropriate fiscal year 2003 State Homeland Security Grant funds in the amount of \$11,639. The prior year grant funds will be used to purchase additional grant approved equipment and/or services - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING PRIOR YEAR GRANT FUNDS AS DETAILED IN THE AGENDA REPORT.
- 3.23 * Fiscal Year 2005 State Homeland Security Grant Funds - approval is requested by the Emergency Services Division to accept and appropriate \$603,005 of a \$681,332 award of fiscal year 2005 State Homeland Security Grant funds. The Emergency Services Division included the allocation of \$78,327 within their fiscal year 2005-2006 budget. The proposed allocation of funds includes \$77,500 which will be transferred to the Town of Paradise and the City of Chico for grant approved equipment purchases for those agencies. Board approval is also requested for the fixed asset purchases of grant approved equipment as detailed in the agenda report - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT; AND APPROVE FIXED ASSET PURCHASES OF EQUIPMENT AS DETAILED IN THE AGENDA REPORT.

- 3.24 * Resolution Adopting the National Incident Management System - approval is requested for a resolution which will adopt the National Incident Management System as the incident management system for the County during all emergencies and disasters - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.
- 3.25 * Courthouse Expansion Project - Notice of Completion - all contract work has been completed in accordance with plans and specifications - action requested - ACCEPT CONTRACT WORK; APPROVE NOTICE OF COMPLETION AND AUTHORIZE THE CHAIR TO SIGN; AND DIRECT RECORDING OF THE NOTICE OF COMPLETION.
- 3.26 * Resolution Changing the Contracts/Purchasing Policy and Procedure Manual - approval is requested for a resolution which will amend the Contracts/Purchasing Policy and Procedure Manual to incorporate an increase to dollar threshold amounts for public project requirements under the California Uniform Public Construction Cost Accounting Act. The proposed changes will increase the dollar threshold for public projects that may be performed by employees of a public agency or by negotiated contract from \$25,000 to \$30,000, will increase the dollar threshold for projects that may be awarded through informal bidding from \$100,000 to \$125,000, and will increase the dollar threshold for projects requiring the formal bidding process from projects over \$100,000 to projects over \$125,000 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.
- 3.27 * Paradise Veterans Memorial Hall - Pilot Project Final Report and Request to Proceed - submitted is the Butte County General Services Customer Service Team, Customer Service Analysis Project, Paradise Veterans Memorial Hall Pilot Project Final Report to the Board of Supervisors. The report is an analysis of the rental process for the Hall and makes recommendations for improvements, particularly to increase revenue and improve the County's relationship with the Veterans' associations. Board approval is requested to accept the report and to provide authority to continue with evaluations of each of the four remaining Veterans Memorial Halls - action requested - ACCEPT REPORT FOR INFORMATION; APPROVE THE PARADISE VETERANS MEMORIAL HALL POLICIES AND PROCEDURES; APPOINT THE DIRECTOR-GENERAL SERVICES AS AGENT OF THE BOARD OF SUPERVISORS FOR THE VETERANS MEMORIAL HALLS; AND DIRECT GENERAL SERVICES TO CONDUCT EVALUATIONS OF EACH OF THE FOUR REMAINING VETERANS MEMORIAL HALLS.

HUMANRESOURCES

3.28 *

Resolution to Amend the Salary Ordinance - the department has prepared a resolution which will amend the salary ordinance as follows: DISTRICT ATTORNEY-CRIMINAL - adds 1 position of Investigator II/I. DISTRICT ATTORNEY-IHSS FRAUD - adds 1 position of Investigator II/I and 1 position of Investigative Assistant. DISTRICT ATTORNEY-WELFARE FRAUD - deletes a half-time position of Investigative Assistant, 1.5 positions of Investigative Assistant (position end dates 8-31-05), 1 position of Investigative Lieutenant (position end date 8-31-05), and 3 positions of Investigator II/I (position end dates 8-31-05). Adds 1 position of Investigative Lieutenant, 1 position of Investigator II/I, and 1 position of Office Specialist, Senior/Office Specialist/Office Assistant. SHERIFF-CORONER-RURAL COUNTY SUPPLEMENTAL FUNDING - adds 5 sunset positions of Deputy Sheriff, and 1 sunset position of Crime Prevention Officer (all position end dates 6-30-06). PUBLIC HEALTH-GENERAL SERVICES - adds 1 position of Fiscal Manager. EMPLOYMENT AND SOCIAL SERVICES-ADMINISTRATION - deletes 1 position of Information Systems Analyst, Senior/Information Systems Analyst, Associate, 1 position of Office Specialist/Office Assistant, and 5 positions of Office Specialist, Senior/Office Specialist/Office Assistant. Adds 1 position of Legal Clerk/Office Specialist, Senior/Office Specialist. EMPLOYMENT AND SOCIAL SERVICES-ELIGIBILITY - deletes 6 positions of Eligibility Specialist, 3 positions of Employment and Eligibility Specialist, 1 position of Employment and Eligibility Specialist, Senior, and 1 position of Supervisor, Employment and Eligibility. EMPLOYMENT AND SOCIAL SERVICES-CalWORKs - deletes 4 positions of Employment Case Manager. LIBRARY-LITERACY GRANT - deletes a half-time position of Library Assistant, and a three-quarter time sunset position of Library Assistant (position end date 6-30-06). Adds a half-time position of Library Assistant, Senior/Library Assistant, and 1 sunset position of Library Assistant, Senior/Library Assistant (position end date 6-30-06). LIBRARY - extends the position end dates for 3 sunset positions of Library Assistant from 9-30-05 to 9-30-06. SALARY PLAN FOR CLASSIFIED POSITIONS, REFERENCE J, CLASSIFICATIONS WITH FLAT RATE ASSIGNMENTS - the flat rate for Seasonal Election Worker is increased to \$8.36-\$12.59 per hour - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.29 * Advanced Step Hire - at the request of the Development Services Department, approval is requested, pursuant to Personnel Rule 11.5(b), for the advanced step hire of the Assistant Director-Development Services to step 5 of the salary range, retroactive to August 15, 2005, based on experience. The Director-Human Resources concurs with the department's request - action requested - APPROVE ADVANCED STEP HIRE OF THE ASSISTANT DIRECTOR-DEVELOPMENT SERVICES TO STEP 5 OF THE SALARY RANGE RETROACTIVE TO AUGUST 15, 2005.

LIBRARY

3.30 * Library Donations - pursuant to Government Code Section 25355, a donation of \$905.76 has been received from the Paradise Friends of the Library Group for the purchase of books, and a donation of \$414.83 has also been received from the Paradise Friends of the Library Group for staff support hours - action requested - ACCEPT DONATIONS AND AUTHORIZE A LETTER OF APPRECIATION.

PUBLIC HEALTH

3.31 * Lincoln Center Partners - approval is requested for a lease agreement with Lincoln Center Partners for the property located at 2358 Lincoln Avenue, Oroville. The location is utilized by the Women, Infants and Children program. The term of the agreement is September 1, 2005, through August 31, 2008, with a monthly lease rate of \$1,570 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15693)

3.32 * Children's Medical Services Plan - approval is requested to submit the 2005-2006 Children's Medical Services, Child Health and Disability Prevention Program and California Children's Services Joint Plan to the State Department of Health Services. The Child Health and Disability Program provides for early and periodic health screening of children, adolescents and young adults. The California Children's Services Program provides financial help for medical care and therapy for children who have serious or disabling health problems - action requested - APPROVE SUBMISSION OF JOINT PLAN TO THE STATE DEPARTMENT OF HEALTH SERVICES AND AUTHORIZE THE CHAIR TO SIGN.

PUBLIC WORKS

3.33 * Budget Transfer - approval is requested for a budget transfer of \$2,780 from the Designated Fund Balance Schedule 15 to County Service Area No. 137 (Durham Dayton Industrial Partners) to provide the allocation needed to pay for unusually high electricity charges resulting from unauthorized use of the fire hydrants/fire protection system pumps in the months of June and July - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

3.34 * Fixed Asset Purchases - approval is requested for the fixed asset purchase of a submersible pump, control panel and generator for the dust control well at the Neal Road Landfill in the combined amount of \$33,915.57. The current well equipment is failing and needs to be replaced. Funding for the purchase is available from the Neal Road Landfill account and Board approval is also requested for the necessary budget transfer to provide the needed appropriation - action requested - APPROVE FIXED ASSET PURCHASE OF PUMP, CONTROL PANEL AND GENERATOR; AND APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

SHERIFF'S
OFFICE

3.35 * Federal Annual Certification Report and Federal Equitable Sharing Agreement - approval is requested for the Annual Certification Report for Fiscal Year 2005, and a renewal Federal Equitable Sharing Agreement with the United States Departments of Justice and Treasury. The agreement is required for local jurisdictions to receive their share of the forfeitures in federal jurisdiction cases where the local jurisdiction assisted. The annual report provides for an accounting of the funds as required by the agreement - action requested - APPROVE REPORT AND AUTHORIZE THE CHAIR TO SIGN; AND APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.36 * Shasta County Sheriff's Office - approval is requested for a revenue agreement with the Shasta County Sheriff's Office for grant funds under the California Multi-jurisdictional Methamphetamine Enforcement Team Grant. The County has been awarded \$50,000 for fiscal year 2005-2006. The funds will be used to provide aerial support for local, state and/or federal drug transportation, trafficking and distribution investigations - action requested - APPROVE GRANT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

3.37 * Butte County Jail Remodel Projects - approval is requested to transfer \$43,065 from the Criminal Justice Facilities Construction Fund to the department's budget to provide the appropriation needed for a remodel project of the bathroom areas in both the north and south dormitories (\$13,780) and a remodel project of the Classification, Lieutenant, and Sergeant office space to accommodate additional housing for high-risk female inmates (\$29,285) - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

TREASURER-

TAX COLLECTOR

- 3.38 * Monthly Investment Report - submitted is the Monthly Investment Report dated July 29, 2005, in accordance with the Statement of Investment Policy dated July 1, 2005 - action requested - ACCEPT FOR INFORMATION.
- 3.39 * Revised Monthly Investment Report - submitted is a revised Monthly Investment Report for the fiscal year end, June 30, 2005. The Board accepted the original report on August 2, 2005. Subsequent to that approval additional information resulted in a recalculation of the fair market value of the portfolio from 99.67% to 99.63% - action requested - ACCEPT FOR INFORMATION.
- 3.40 * Honeywell Security Monitoring - approval is requested for an agreement with Honeywell Security Monitoring for the provision of monitoring and repair services for the department's alarm system. The term of the agreement is July 1, 2005, through June 30, 2010, with a maximum amount payable for the multi-year term of \$8,268 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

OTHER

DEPARTMENTS

AND AGENCIES

- 3.41 Butte County Behavioral Health Board - action requested - APPOINT PEGGY TURNER, COMMUNITY MEMBER, TO A TERM TO END DECEMBER 31, 2005; GERRI BAUGHMAN, CONSUMER MEMBER, TO A TERM TO END DECEMBER 31, 2005; AND PATRICIA JOHNSON, CONSUMER MEMBER, TO A TERM TO END DECEMBER 31, 2007.
- 3.42 * Durham Recreation and Park District - the District has submitted Resolution 05-03, petitioning the Board to formally grant approval authorizing bi-annual audits of the District in accordance with Government Code Section 26909(f) - action requested - APPROVE REQUEST FOR BI-ANNUAL AUDITS FOR THE DURHAM RECREATION AND PARK DISTRICT (unanimous vote required).

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 * Chico Redevelopment Agency - Joint Powers Authority - consideration of a Joint Powers Agreement with the Chico Redevelopment Agency for the purpose of facilitating the financing of sewer improvements pursuant to the Nitrate Compliance Program - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (CHIEF ADMINISTRATIVE OFFICE)
- 4.04 * A Matter on Which a Public Hearing Has Been Held and a Motion of Intent Adopted - Reed B. Johnson - Appeal of a Denial of a Certificate of Merger - on August 2, 2005, the Board adopted a Motion of Intent to uphold the appeal and approve a Certificate of Merger on a project to reconfigure 2 parcels on property located on the northwest corner of Larkin Road and Johnson Clan Avenue in the Gridley area, and identified as APN 024-200-067 and 068 - action requested - SUBJECT TO FINDINGS A-D AS DETAILED IN THE AGENDA REPORT DATED AUGUST 9, 2005, UPHOLD THE APPEAL AND APPROVE THE CERTIFICATE OF MERGER APPLICATION FOR REED B. JOHNSON (APN 024-200-067 AND 068). (DEVELOPMENT SERVICES) (FROM 8-2-05 [5.03])
- 4.05 * Quincy Library Group Forester - consideration of a Joint Powers Agreement and Amendment No. 1 to the Joint Powers Agreement for the Counties QLG Forester services, and the County's share of the 2005-2006 Lawsuit Legal Fund - action requested - APPROVE JOINT POWERS AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; APPROVE AMENDMENT NO. 1 TO THE JOINT POWERS AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING \$5,820 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT TO PROVIDE THE APPROPRIATION NEEDED FOR THE JOINT POWERS AGREEMENT; AND APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING \$7,000 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT TO PROVIDE THE APPROPRIATION NEEDED TO FUND THE COUNTY'S SHARE OF THE LAWSUIT LEGAL FUND. (SUPERVISOR YAMAGUCHI) (FROM 8-2-05 [4.06])

- 4.06 * County Service Area No. 17 (South Oroville/Las Plumas Park Lighting) - Expansion of Powers Application - approval is requested to submit a letter to the Local Agency Formation Commission (LAFCo) requesting a reduction in the LAFCo application fees to \$1,500 for an application to expand the powers of County Service Area No. 17 (South Oroville/Las Plumas Park Lighting), to include alley maintenance - action requested - AUTHORIZE THE DIRECTOR-PUBLIC WORKS TO SUBMIT A LETTER TO THE LOCAL AGENCY FORMATION COMMISSION REQUESTING A FEE REDUCTION FOR AN EXPANSION OF POWERS APPLICATION FOR COUNTY SERVICE AREA NO. 17 (SOUTH OROVILLE/LAS PLUMAS PARK LIGHTING). (PUBLIC WORKS)
- 4.07 * Rural County Supplemental Funding Award - the County has been awarded \$500,000 from the State of California under the Rural County Supplemental Funding Program and Board approval is requested for the Sheriff's Office spending plan for the funds, including actions allocating funds from prior fiscal years - action requested - APPROVE SHERIFF'S FISCAL YEAR 2005-2006 SPENDING PLAN; APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING \$621,982 OF UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT; AND APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING \$7,302 FROM THE GENERAL FUND APPROPRIATION FOR CONTINGENCIES AS DETAILED IN THE AGENDA REPORT. (SHERIFF'S OFFICE)
- 4.08 Items Removed from the Consent Agenda for Board Consideration and Action.

5.00 PUBLIC HEARINGS AND TIMED ITEMS

10:30 A.M. 5.01 * Public Hearing - Implementation of Non-Residential Development Impact Fees - consideration of the establishment and levying of Development Impact Fees and a Processing Fee pursuant to Article I, Section I of the Butte County Charter, and Article XI, Section 7 of the California Constitution, on new nonresidential development in the unincorporated and/or incorporated area of Butte County for Roads and Bridges, General Government Facilities, General Government Vehicles and Equipment, Fire Department Facilities and Equipment, and Sheriff's Department Facilities and Equipment. In addition, the Board may adopt a processing fee - action requested - ADOPT ORDINANCES (2) AND A RESOLUTION (1) IMPLEMENTING NON-RESIDENTIAL DEVELOPMENT IMPACT FEES AND AUTHORIZE THE CHAIR TO SIGN.

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 LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6:

AGENCY REPRESENTATIVE: JEANNE GRAVETTE;

EMPLOYEE ORGANIZATIONS: BUTTE COUNTY EMPLOYEES ASSOCIATION (GENERAL UNIT); BUTTE COUNTY MANAGEMENT EMPLOYEES ASSOCIATION (MANAGEMENT AND SUPERVISORY UNIT); DEPUTY SHERIFFS' ASSOCIATION (GENERAL UNIT AND MANAGEMENT AND SUPERVISORY UNIT); BUTTE COUNTY CORRECTIONAL OFFICERS' ASSOCIATION (GENERAL UNIT AND MANAGEMENT AND SUPERVISORY UNIT); PROFESSIONAL EMPLOYEES UNIT; SOCIAL SERVICES WORKERS UNIT; AND PROBATION PEACE OFFICERS' ASSOCIATION.

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