

# BUTTE COUNTY BOARD OF SUPERVISORS

## AGENDA

**FEBRUARY 14, 2006**



### 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.
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- 3.00            CONSENT AGENDA
- BEHAVIORAL  
HEALTH        3.01    \*        Mental Health Services Act (Proposition 63) - Community Services and Supports, Program and Expenditure Plan - approval is requested for the Butte County Mental Health Services Act, Community Services and Supports Program and Expenditure Plan pursuant to Section 9515, Title 9, California Code of Regulations. The plan will establish new programs and has an estimated cost of \$9,098,799 over a three year period. Funding for the programs is provided by the Mental Health Services Act (\$5,939,400) and Medi-Cal and Early Periodic Screening Diagnosis and Treatment funds (\$3,159,399) - action requested - ADOPT RESOLUTION APPROVING PLAN AND AUTHORIZE THE CHAIR TO SIGN.
- 3.02    \*        Butte County Office of Education - approval is requested for a revenue agreement with the Butte County Office of Education for funds to support activities, programs and services that focus on promoting healthy childhood development and preventing violence, alcohol and other drug abuse. The term of the agreement is November 1, 2005, through September 30, 2006, with a maximum amount payable to the County of \$372,229 (Safe Schools Healthy Students Grant Funds). Board approval is also requested to accept and appropriate the unanticipated revenue - action requested - APPROVE 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.

3.03 \* Chicoans Against Substance Abuse - Amendment - approval is requested for an amendment to the agreement with Chicoans Against Substance Abuse for services in support of the Youth Nexus grant program. The amendment extends the term of the agreement through June 30, 2006, increases the maximum amount payable by \$8,750 (department budget) for the extended term, and revises agreement language regarding claim submission in fiscal year 2005-2006. 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. X14064)

3.04 \* State of California, Department of Mental Health - Amendment - approval is requested for an amendment to the revenue agreement with the State of California, Department of Mental Health, for managed care services for Medi-Cal beneficiaries. The amendment increases the maximum amount payable to the County by \$75,548 as a result of an increased appropriation for fiscal year 2005-2006. All other terms and provisions remain the same. Board approval is also requested to accept and appropriate the additional allocation - action requested - ADOPT RESOLUTION APPROVING AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN; APPROVE 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. (Contract No. R40800)

BOARD OF SUPERVISORS

3.05 \* Southside Oroville Community Center Advisory Committee - Supervisor Connelly submits a recommendation for a vacant position - action requested - APPOINT IRENE POE, COMMUNITY MEMBER REPRESENTATIVE, TO A TERM TO END JANUARY 5, 2009.

3.06 \* Tri-County Economic Development District and Tri-County Small Business Development Advisory Committee - Supervisor Houx submits a recommendation for a vacant position - action requested - APPOINT TOD KIMMELSHUE, NON-GOVERNMENTAL REPRESENTATIVE, TO A TERM TO END JUNE 2008.

CHIEF ADMINISTRATIVE OFFICE

3.07 Adoption of an Ordinance Rescinding the Community Health Care Ordinance - consideration of an ordinance repealing the ordinance creating the Tobacco Monies Advisory Commission - action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (FROM 1-24-06 [4.07])

3.08 \* Resolution of the Board of Supervisors of the County of Butte Establishing the Butte County Local Agency Officials' Expense Reimbursement and Ethics Training Policy - pursuant to the provisions of AB 1234, approval is requested for a written policy relating to the reimbursement of actual and necessary expenses of members of boards, commissions and committees in the performance of their official duties, and requiring biennial ethics training for members of those boards, commissions and committees when those members receive any type of compensation, salary or stipend, or reimbursement of expenses - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.09 \* Ratify Letter of Support - approval is requested to ratify a letter of support for the Butte County Association of Government's grant application to the United States Fish and Wildlife Service for funds to obtain a qualified consultant to help the local jurisdictions in Butte County coordinate future land use on a countywide scale, and take a first step toward developing a Habitat Conservation Plan. Due to the application deadlines, the letter of support was needed prior to the Board meeting and ratification is now requested - action requested - RATIFY LETTER OF SUPPORT.

CHILD  
SUPPORT  
SERVICES

3.10 \* ADI Investigative Services - Amendment - approval is requested for an amendment to the agreement with ADI Investigative Services for the provision of process serving services for child support cases. The amendment decreases the maximum amount payable by \$15,000, and revises the agreement's exhibits to reflect the decrease. 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. X15562)

CLERK OF  
THE BOARD

3.11 \* Approval of Minutes - action requested - APPROVE MINUTES OF NOVEMBER 8, 2005; DECEMBER 6, 2005; DECEMBER 14, 2005; JANUARY 10, 2006; AND JANUARY 24, 2006.

3.12 \* Introduction of an Ordinance Amending Section 21-50 of Article IV of Chapter 21 of the Butte County Code - approval is requested for an ordinance which will amend the Butte County Code to clarify the jurisdiction of the Assessment Appeals Board relating to change of ownership disputes - action requested - WAIVE READING OF THE ORDINANCE.

3.13 \* Assessment Appeals Board - action requested - REAPPOINT DOUG DREBERT, CERTIFIED PUBLIC ACCOUNTANT REPRESENTATIVE, TO A TERM TO END SEPTEMBER 4, 2008.

COUNTY COUNSEL

3.14 \* Resolution Amending the Butte County Conflict of Interest Code - approval is requested for a resolution which will amend the County's Conflict of Interest Code to include positions and changes resulting from implementation of the classification portion of the classification/compensation study - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.15 \* Letter of Support - approval is requested for a letter of support for the Local Government Omnibus Act of 2006. County Counsel discovered two obsolete references in the California Government Code and requested language deleting those references be included in the Local Government Omnibus Act of 2006. Language deleting the obsolete references was included in Sections 4 and 5 of the proposed bill - action requested - APPROVE LETTER OF SUPPORT AND AUTHORIZE THE CHAIR TO SIGN.

DEVELOPMENT SERVICES

3.16 \* Notices of Non-Renewal - Williamson Act Agreements - approval is requested to accept Notices of Non-Renewal for Williamson Act Agreements as follows: 1) Roney Land and Cattle Company (Roney 1968), Partial Non-Renewal, APN 047-730-001, 002, 003, 004, 047-070-102, and 047-720-001 (totaling approximately 2,050 acres), Williamson Act Contract Instrument Number 44581, Book 1509, Pages 456 through 462; 2) George and Emma Roney (Roney 1983), Non-Renewal, APN 042-100-019 and 042-100-056 (totaling 29 acres), Williamson Act Contract Instrument Number 83-6991, Book 2080, Pages 482 through 489; 3) Elwin and Emily Roney (Roney 1983), Non-Renewal, APN 042-100-005 (totaling approximately 24.5 acres), Williamson Act Contract Instrument Number 83-6989, Book 2080, Pages 466 through 473; 4) Trustees of Elwin and Emily Roney Trust (Roney 1983), Non-Renewal, APN 043-681-019 (totaling 15 acres), Williamson Act Contract Instrument Number 83-6988, Book 2800, Pages 458 through 465 - action requested - ACCEPT NOTICES OF NON-RENEWAL AND PARTIAL NON-RENEWAL AND DIRECT RECORDING OF NOTICES.

3.17 \* Accept Revenue for Mitigated Negative Declaration - approval is requested to accept and appropriate \$24,997 received from an applicant to fund the preparation of a Mitigated Negative Declaration required as part of their application to expand their mining business - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

- 3.18 \* Monty A. Vander Beek - Rezone Report - pursuant to Butte County Code, submitted is the Planning Commission Action Report on a proposed rezone from U (Unclassified, 20 acre minimum parcel size) to TM-5 (Timber Mountain, 5 acre minimum parcel size) on property located on both sides of Forbestown Road, approximately 915 feet north of Bamford Way and 1.8 miles east of Forbestown, east Butte County area, and identified as APN 073-300-027. The Planning Commission has recommended approval of the rezone (REZ 04-02) - action requested - ACCEPT REPORT; AND DIRECT A PUBLIC HEARING BE SET ON TUESDAY, MARCH 14, 2006, AT 10:45 A.M.

DISTRICT  
ATTORNEY

- 3.19 \* Harold Thomas - Amendment - approval is requested for an amendment to the agreement with Harold Thomas which provides for payment of various expenses associated with his assignment to the District Attorney's Office to prosecute environmental crimes. The California Department of Fish and Game pays Mr. Thomas' salary and benefit costs and the County pays for mileage, training and other business related expenses. The proposed amendment extends the term of the agreement through December 31, 2006, and increases the maximum amount payable by \$15,250. Funding for the amendment is available in the Environmental and Consumer Protection Trust Fund, and Board approval is also requested for a budget transfer in the amount of \$16,196 to fund the proposed amendment and to reimburse prior expenses incurred - 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 UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.
- 3.20 \* Butte County Office of Education - approval is requested for a Memorandum of Understanding with the Butte County Office of Education for participation in the Safe Schools Healthy Students Grant programs which are designed to support the physical, social and emotional health and safety of students. The District Attorney's Office will prepare and conduct age-appropriate drug and violence awareness presentations to school children, and collect data and track cases where children are referred to the Department of Behavioral Health or school-based intervention programs - action requested - APPROVE MEMORANDUM OF UNDERSTANDING AND AUTHORIZE THE DISTRICT ATTORNEY TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND AUTHORIZE THE DISTRICT ATTORNEY TO SIGN OTHER DOCUMENTS RELATED TO IMPLEMENTATION OF THE GRANT PROGRAM.

EMERGENCYSERVICES

- 3.21 \* Bluecrane Inc. - approval is requested to award an agreement to Bluecrane Inc., for the development of a Multi-Jurisdictional All Hazards Mitigation Plan for the County. The term of the agreement is one year from the date of notice to proceed, with a maximum amount payable of \$78,000. Funding for the agreement is provided by Federal Emergency Management Agency Pre-Disaster Mitigation Grant funds and Board approval is also requested to accept and appropriate the grant funds - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED GRANT REVENUE AS DETAILED IN THE AGENDA REPORT; AND APPROVE THE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

EMPLOYMENTAND SOCIALSERVICES

- 3.22 \* Private Industry Council, Inc. - Amendment - approval is requested for an amendment to the sublease agreement with the Private Industry Council, Inc., for the property located at 78 Table Mountain Boulevard, Oroville. The amendment increases the space occupied by the department from 66% to 68.5% as part of an agreement with the Community Medical Services Governing Board to provide Community Medical Services Program staff space, revises the utilities, services and maintenance charges provisions to include the increased space, and revises the agreement's exhibits to reflect the change. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Contract No. X11404)

GENERALSERVICES

- 3.23 \* Fire Station 42 Relocation Project - approval is requested to reduce the current year Fire Station 42 Relocation Project expenditure budget from \$311,195 to \$237,655 (a reduction of \$73,429) to match the Available Fund Balance in the Capital Project account - action requested - APPROVE A BUDGET TRANSFER REDUCING EXPENDITURE BUDGET AS DETAILED IN THE AGENDA REPORT.
- 3.24 \* Resolution of the Butte County Board of Supervisors Granting Signature Authority to Act on its Behalf with Respect to Compliance with Standards and Regulations by the County Veterans Services Office - approval is requested for a resolution which will authorize the Chief Administrative Officer or the General Services Director to certify compliance with regulations set forth by the California Department of Veterans Affairs governing the operation of the County Veterans Services Office - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

HUMAN

RESOURCES

- 3.25 Adoption of Ordinances - Compensation Study Implementation - consideration of the ordinances necessary to implement the countywide compensation study. Implementation of the compensation study has been successfully negotiated with the Butte County Correctional Officers' Association (General Unit and Supervisory Unit), Communication Workers' Association (Social Services Workers' Unit), Deputy Sheriffs' Association (General Unit and Management and Supervisory Units), Professional Employees' Association, Probation Peace Officers' Association, and the Butte County Management Employees' Association. Proposed is a salary ordinance for positions represented by those units, an ordinance amending the salary schedule for elected department heads, and an ordinance amending the salary schedule for Board of Supervisors' members - action requested - ADOPT ORDINANCES (3) AND AUTHORIZE THE CHAIR. (FROM 1-24-06 [4.04])
  
- 3.26 \* Advanced Step Hire - pursuant to Personnel Rule 11.5(b), the Public Health Department is requesting the Board approve the Advanced Step Hire of a Hazardous Materials Management Specialist candidate to step 3 of the salary range based on education and experience - action requested - APPROVE ADVANCED STEP HIRE OF HAZARDOUS MATERIALS MANAGEMENT SPECIALIST CANDIDATE TO STEP 3 OF THE SALARY RANGE.
  
- 3.27 \* Advanced Step Hire - pursuant to Personnel Rule 11.5(b), the Public Health Department is requesting the Board approve the Advanced Step Hire of a Dental Hygienist candidate to step 3 of the salary range based on education and experience - action requested - APPROVE ADVANCED STEP HIRE OF DENTAL HYGIENIST CANDIDATE TO STEP 3 OF THE SALARY RANGE.

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 - deletes 1 sunset position of Investigator II/I (position end date 6-30-06). DISTRICT ATTORNEY-WELFARE FRAUD - adds 1 sunset position of Investigator II/I (position end date 6-30-06). DEVELOPMENT SERVICES - deletes 3 positions of Building Plans Examiner. Adds 3 flexibly staffed positions of Building Plans Examiner/Building Inspector. PUBLIC HEALTH-GENERAL SERVICES - deletes 1.75 positions of Public Health Education Specialist, Senior/Public Health Education Specialist/Public Health Education Specialist, Associate, 1 flexibly staffed position of Public Health Nurse, Senior/Public Health Nurse/Public Health Nurse, Associate/Staff Nurse, Senior/Staff Nurse/Staff Nurse, Associate, and 1 position of Employment and Eligibility Specialist, Senior. Adds 2 half-time positions of Public Health Education Specialist, Senior/Public Health Education Specialist/Public Health Education Specialist, Associate, 1 half-time flexibly staffed position of Public Health Nurse, Senior/Public Health Nurse/Public Health Nurse, Associate/Staff Nurse, Senior/Staff Nurse/Staff Nurse, Associate, and 1 position of Employment and Eligibility Specialist, Senior/Employment and Eligibility Specialist. BEHAVIORAL HEALTH-GENERAL SERVICES - deletes 1 position of Behavioral Health Education Specialist/Behavioral Health Education Specialist, Associate. Adds 1 flexibly staffed position of Behavioral Health Counselor, Senior/Behavioral Health Counselor/Mental Health Worker. SALARY PLAN FOR CLASSIFIED POSITIONS, REFERENCE F, MANAGEMENT, CONFIDENTIAL AND SUPERVISORY UNIT CLASSIFICATIONS - corrects the following positions, retroactive to October 8, 2005 - Supervisor, Agricultural Biologist/Weights and Measures Inspector-Range 50, and Assistant County Counsel-Range 79. SALARY PLAN FOR ELECTED AND APPOINTED OFFICIALS, REFERENCE A, APPOINTED DEPARTMENT HEADS - corrects the annual salary of County Counsel to \$149,730 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

LIBRARY

3.29 \* Library Donations - pursuant to Government Code Section 25355, donations of \$1,303.30 from the Chico Lioness Club, \$1,200 from the Paradise Friends of the Library, \$781.80 from the Oroville Friends of the Library, \$200 from Dorothy Dingfelder of Chico, \$200 from Gary Mortenson of Oroville, and \$200 from an anonymous donor, have been received for the Butte County Trust Fund for the purchase of books; and a donation of \$218.33 from the Paradise Friends of the Library has been received for staff support hours at the Paradise Library - action requested - ACCEPT DONATIONS AND AUTHORIZE LETTERS OF APPRECIATION.

3.30 \* Library Donations - pursuant to Government Code Section 25355, a donation of \$8,500 from the Friends of the Library groups has been received for staff support hours at the Gridley and Paradise Branch Libraries. Board approval is also requested to accept and appropriate the donated funds - action requested - ACCEPT DONATIONS AND AUTHORIZE LETTERS OF APPRECIATION; AND APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

3.31 \* Butte County Library Advisory Board - the Director-Libraries submits a letter of interest for a vacant position - action requested - APPOINT PATRICIA BRICE TO A TERM TO END DECEMBER 31, 2008.

PUBLIC  
HEALTH

3.32 \* Private Industry Council - approval is requested for a sole source agreement with the Private Industry Council for the provision of teen peer staff workers for the Teen Clinic. The term of the agreement is January 1, 2006, through December 31, 2006, 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.

PUBLIC  
WORKS

3.33 Adoption of an Ordinance of the County of Butte Requiring Diversion of Construction and Demolition Debris, Amending the Butte County Code by Adding Article VII to Chapter 31 and Amending Section 1-7 of Chapter 1, and Section 41-5 of Chapter 41 - consideration of an ordinance which would establish requirements to divert construction and demolition debris from the Neal Road Landfill through recycling or reuse - action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (FROM 1-24-06 [4.06])

3.34 \* Waste Tire Enforcement Grant - approval is requested to apply to the California Integrated Waste Management Board for Waste Tire Enforcement Grant funds. The funds will be used to monitor and enforce waste tire activities. Applicants are eligible for up to \$300,000 - action requested - ADOPT RESOLUTION APPROVING SUBMISSION OF GRANT APPLICATIONS FOR FISCAL YEARS 2005-2006 THROUGH 2010-2011; AUTHORIZE THE BUTTE COUNTY DEPARTMENT OF PUBLIC WORKS TO ACT AS AGENCY FOR THE PURPOSE OF APPLYING FOR AND ADMINISTERING THE GRANTS; AND AUTHORIZE THE DIRECTOR-PUBLIC WORKS, OR HIS DESIGNEE, TO EXECUTE ALL NECESSARY APPLICATIONS, CONTRACTS, PAYMENT REQUESTS, AGREEMENTS AND AMENDMENTS FOR THE PURPOSE OF SECURING GRANT FUNDS AND IMPLEMENTING THE PURPOSES SPECIFIED IN THE GRANT APPLICATIONS.

- 3.35 \* County Service Area No. 47 (East and Guynn Avenues Lighting and Drainage) - approval is requested for a budget transfer of \$3,175 from the Designated Fund Balance Schedule 15 to the Maintenance and Equipment Account to provide the appropriation needed to pay for repairs to a damaged storm drainage protection pump - action requested - APPROVE A BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.
- 3.36 \* Ratify Letter - approval is requested to ratify a letter signed by the Chief Administrative Officer requesting the Department of Toxic Substances Control reconsider its recent decision allowing the exemption for disposal of universal wastes to sunset. Continuing the extension for the disposal of universal wastes is necessary to insure that adequate infrastructure, funding and public education will occur well in advance of mandatory management of these wastes as hazardous waste - action requested - RATIFY LETTER.
- 3.37 \* Resolution Declaring 3-Way Stop Intersection - approval is requested for a resolution which will declare the intersections of Turner Avenue at Cowee Avenue and White Avenue at El Varano Avenue, a 3-way stop controlled intersection - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE DIRECTOR-PUBLIC WORKS TO PLACE APPLICABLE SIGNS AND PAVEMENT MARKINGS AS REQUIRED.
- 3.38 \* SCS Engineers - Amendment - approval is requested for an amendment to the agreement with SCS Engineers for the development of documents and plans relating to landfill gas emissions. The amendment provides for the addition of reporting services as required by New Source Performance Standards regulations, increases the maximum amount payable by \$9,500 (department budget) for the additional services, and extends the term of the agreement through December 31, 2006. 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. X15445)
- RISK  
MANAGEMENT 3.39 \* California State Association of Counties (CSAC) Excess Insurance Authority - approval is requested for an amendment to the Joint Powers Agreement with the CSAC Excess Insurance Authority which would allow the California Public Entities Insurance Authority (CPEIA) to join the CSAC Excess Insurance Authority, thereby eliminating the need to maintain the CPEIA as a separate entity. Butte County is a member county of the CSAC Excess Insurance Authority and approval of the proposed restructuring requires member county approval - action requested - APPROVE JOINT POWERS AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

SHERIFF'S  
OFFICE

3.40 \* Printrak - approval is requested for a sole source 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, 2006, through March 31, 2007, with a maximum amount payable of \$36,527 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

TREASURER-  
TAX COLLECTOR

3.41 \* 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 2004-2005 and the Treasurer's response as required by Government Code Section 27134 - action requested - ACCEPT FOR INFORMATION.

3.42 \* Monthly Investment Report - submitted is the Monthly Investment Report dated December 30, 2005, in accordance with the Statement of Investment Policy dated July 1, 2005 - action requested - ACCEPT FOR INFORMATION.

3.43 \* Budget Transfer and Equipment Purchase - approval is requested for a transfer of \$32,200 from the Tax Collector's Cost Charge Trust Account to the department's budget to provide the appropriation needed to purchase computers, servers, printers, equipment, and a counterfeit bill detector machine. Approval is also requested for the purchase of the fixed asset equipment - 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 PURCHASES AS DETAILED IN THE AGENDA REPORT.

WATER AND  
RESOURCE  
CONSERVATION

3.44 \* Resolution Superseding Resolution 05-125 Authorizing Acceptance of Grant Funding Under the Local Groundwater Management Assistance Act of 2003 (AB303) - approval is requested for a resolution which supercedes resolution 05-125, authorizing acceptance of grant funds under the Local Groundwater Assistance Program. The resolution revises the signatory authority for all documents related to the grant to the current Director-Water and Resource Conservation - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE DIRECTOR-WATER AND RESOURCE CONSERVATION TO SIGN ALL DOCUMENTS RELATED TO THE GRANT FUNDING OR PURPOSES.

OTHER DEPARTMENTS

AND AGENCIES 3.45 \* Butte County Children and Families Commission Appointment - the Butte County Children and Families Commission submits a recommendation for a vacant position - action requested - APPOINT DAVE SCOTT TO A VACATED TERM TO END JULY 1, 2006.

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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.
- \* 3. Chico Urban Area Joint Powers Financing Authority - consideration of the appointment of two Board members to act as Directors to the Chico Urban Area Joint Powers Financing Authority. The Joint Powers Authority was created to facilitate the financing of the construction and installation of public sewer facilities and improvements in the Chico Urban Area - action requested - APPOINT TWO BOARD MEMBERS. (CHIEF ADMINISTRATIVE OFFICER)
- \* 4. Board of Supervisors Committee and Subcommittee Assignments - consideration of the various board, commission, committee and subcommittee assignments for Board members - action requested - ALTER OR REAFFIRM CURRENT ASSIGNMENTS LISTING; AND MAKE NEEDED APPOINTMENTS.

BUDGET AND

LEGISLATIVE

UPDATE

4.02

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

- \* 1. Increased Auto Premiums for Rural Drivers - consideration of a letter to the Insurance Commissioner opposing a plan to change the way auto insurance rates are calculated. The proposed change would result in higher rates for rural areas - action requested - APPROVE LETTER OF OPPOSITION AND AUTHORIZE THE CHAIR TO SIGN.

PRESENTATION

AND DISCUSSION

ITEMS

- 4.03 \* Butte County Children and Families Commission Annual Report - Report to the Board - presentation of the First 5 Butte County Children and Families Commission Fiscal Year 2004-2005 Annual Report - action requested - ACCEPT FOR INFORMATION. (BUTTE COUNTY CHILDREN AND FAMILIES COMMISSION)
  
- 4.04 \* Butte County Health and Outcome Indicators Report - presentation of the Butte County Health and Outcome Indicators Report which is designed to show the health and condition of Butte County and its residents - action requested - ACCEPT FOR INFORMATION. (CHIEF ADMINISTRATIVE OFFICER)
  
- 4.05 \* All Mail Ballot - consideration of a resolution proposing urgency legislation authorizing any county in California the option of conducting the June 6, 2006, Consolidated Primary Election by all mail ballot - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND DIRECT STAFF TO SEEK SUPPORT OF LOCAL LEGISLATORS. (COUNTY CLERK-RECORDER/REGISTRAR OF VOTERS)
  
- 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.

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**THOMPSON FLAT CEMETERY DISTRICT**

**BOARD OF DIRECTORS**

**AGENDA**

**FEBRUARY 14, 2006**

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

2.00            **Agenda Items**    (NO ITEMS)

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 Board of Directors.

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**BUTTE COUNTY PUBLIC FACILITIES FINANCING CORPORATION**

**AGENDA**

**FEBRUARY 14, 2006**

1. **Call to Order** - Board of Supervisors Room, 25 County Center Drive, Oroville.
  
2. **Approval of Minutes** - action requested - APPROVE MINUTES OF FEBRUARY 8, 2005.
  
3. **Appointment of New Officers** - action requested - APPOINT OFFICERS AS FOLLOWS: PRESIDENT - CHAIR JOSIASSEN; VICE PRESIDENT - VICE CHAIR CONNELLY; SECRETARY/TREASURER - IMMEDIATE PAST PRESIDENT SUPERVISOR YAMAGUCHI; AND LESSEE REPRESENTATIVES - DICK PEULICHER, LINDA BARNES AND PEGGY MOAK.
  
4. **Treasurer's Report** - action requested - ACCEPT FOR INFORMATION.
  
5. **Approval of Workers' Compensation Self-Insurance** - action requested - APPROVE THE COUNTY'S STATUS AS A SELF-INSURED WORKERS' COMPENSATION INSURANCE PROVIDER, PURSUANT TO THE REQUIREMENTS OF SECTION 5.04 OF THE 2003 REFUNDING COP LEASE/PURCHASE AGREEMENT.
  
6. **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.
  
7. **Other Business**

**Adjournment**

Adjourn as the Butte County Public Facilities Financing Corporation Board of Directors and convene as the Butte County In-Home Supportive Services Public Authority Board.

IN-HOME SUPPORTIVE SERVICES

PUBLIC AUTHORITY BOARD

AGENDA

FEBRUARY 14, 2006

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

2.00            Agenda Items

2.01 \*          Request to Reclassify Position - approval is requested  
to reclassify a Secretary position to a Public  
Authority Services Specialist Aide position to better  
meet workload priorities - action requested - APPROVE  
RECLASSIFICATION OF PUBLIC AUTHORITY SECRETARY POSITION  
TO PUBLIC AUTHORITY SERVICES SPECIALIST AIDE POSITION;  
AND APPROVE AN EMPLOYMENT AGREEMENT FOR THE NEW  
POSITION 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.

4.00            Closed Session

4.01            Recess to a Closed Session Conference with Labor  
Negotiators Pursuant to California Government Code  
Section 54957.6:

Agency Representatives: Jeanne Gravette and Craig Jory.

Employee Organization: United Domestic Workers of  
America.

Adjournment

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

**5.00****PUBLIC HEARINGS AND TIMED ITEMS**

10:20 A.M. 5.01 \* Public Hearing - James Berglund Tentative Parcel Map Appeal - consideration of an appeal of conditions of approval of a Tentative Parcel Map to divide a 2.33 acre parcel into one parcel of 1.12 acres and one parcel of 1.21 acres on property located on the northeast side of Bay Avenue, approximately 300 feet north of Carmack Drive, at 3682 Bay Avenue, in the northwest Chico area, and identified as APN 042-340-104. This is a project on which a notice of intent to adopt a negative declaration with mitigation measures regarding environmental impacts has been given - action requested - OPEN HEARING AND CONTINUE OPEN TO MARCH 28, 2006.

10:30 A.M. 5.02 \* Continued Timed Item - Library Operations and Facilities Financing - consideration of a request from the Library Advisory Board to place a 1/8 cent sales tax measure on the ballot of June 2006 for voter approval. The revenue will be used to supplement existing support for the County Library system, and will be administered by the State Board of Equalization - action requested - ADOPT AN ORDINANCE AMENDING THE BUTTE COUNTY CODE BY ADDING A CHAPTER IMPOSING A SUPPLEMENTAL LIBRARY TRANSACTION AND USE TAX (SALES TAX) TO BE ADMINISTERED BY THE STATE BOARD OF EQUALIZATION AND AUTHORIZE THE CHAIR TO SIGN; AND ADOPT AND AUTHORIZE THE CHAIR TO SIGN A RESOLUTION DIRECTING THE COUNTY CLERK-RECORDER TO CONSOLIDATE THIS MEASURE WITH THE NEXT STATEWIDE CONSOLIDATED PRIMARY ELECTION AND PLACE THIS MEASURE ON THE JUNE 6, 2006, BALLOT, AS WELL AS SETTING FORTH BALLOT LANGUAGE AND REQUESTING THE AUDITOR-CONTROLLER PREPARE THE FISCAL ANALYSIS OF THE MEASURE. (FROM 1-24-06 [5.01])

10:45 A.M. 5.03 \* Public Hearing - Development Impact Fees - consideration of an adjustment of Development Impact Fees on new residential and nonresidential development in the unincorporated and incorporated areas of the County. Countywide fees are collected for jail facilities, general government facilities, general government vehicles and equipment, library facilities, equipment and materials, Fire Department facilities, vehicles and equipment, Sheriff's Department facilities, vehicles and equipment, and road, bridge and traffic signal improvement. Fees are also being adjusted in the North Chico Specific Plan Area, the Thermalito Drainage Area, and the Chico Urban Area for drainage and street facilities. The Development Impact Fees will be adjusted through the amendment or repeal of existing ordinances authorizing the collection of Development Impact Fees - action requested - ADOPT AN ORDINANCE ADJUSTING COUNTYWIDE RESIDENTIAL DEVELOPMENT IMPACT FEES AND AUTHORIZE THE CHAIR TO SIGN; AND ADOPT AN ORDINANCE ADJUSTING JAIL FACILITY, THERMALITO DRAINAGE, CHICO URBAN AREA DRAINAGE, NORTH CHICO SPECIFIC PLAN, AND CHICO URBAN AREA STREET FACILITY DEVELOPMENT IMPACTS FEES AND AUTHORIZE THE CHAIR TO SIGN.

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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 EVALUATION, INCLUDING GOALS, PURSUANT TO GOVERNMENT CODE SECTION 54957: DIRECTOR-DEVELOPMENT SERVICES.

7.02 CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8:

PROPERTIES: 492 RIO LINDO, CHICO, AND 554 RIO LINDO, CHICO;

AGENCY NEGOTIATORS: BILL CURRY, DIRECTOR-GENERAL SERVICES;

NEGOTIATING PARTIES: COLDWELL BANKER DUFOUR REALTY (RODNEY KREBS AND RICK LINTON, AGENTS);

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

1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100);
2. POE INTERVENTION (FERC PROJECT 2107);
3. COUNTY OF BUTTE V. CHAPMAN (BUTTE COUNTY SUPERIOR COURT CASE NO. 136519)

7.04 CONFERENCE WITH LEGAL COUNSEL REGARDING SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(1): TWO POTENTIAL CASES.

7.05 CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6:

AGENCY REPRESENTATIVE: JEANNE GRAVETTE;

EMPLOYEE ORGANIZATIONS: BUTTE COUNTY EMPLOYEES' ASSOCIATION (GENERAL UNIT).

## **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)