

# BUTTE COUNTY BOARD OF SUPERVISORS

## AGENDA

MARCH 13, 2007



### County Supervisors

Bill Connelly, District 1  
Jane Dolan, District 2  
Maureen Kirk, District 3  
Curt Josiassen, District 4  
Kim Yamaguchi, District 5

Paul McIntosh, Chief Administrative  
Officer and Clerk of the Board

Bruce Alpert, County Counsel

- 9:00 A.M.     **1.00**             CALL TO ORDER
- 1.01             Call to Order - Board of Supervisors Room, County Administration Building, 25 County Center Drive, Oroville.
- 1.02             Pledge of Allegiance to the Flag of the United States of America.
- 1.03             Observation of a Moment of Silence.
- 2.00**             CORRECTIONS AND/OR CHANGES TO THE AGENDA.

- 3.00**             CONSENT AGENDA
- BEHAVIORAL  
HEALTH
- 3.01** \*             Woodson Lodge - amendment - approval is requested for an amendment to the sole source agreement with Woodson Lodge for the provision of residential board and care services for Butte County Behavioral Health clients. The term of the agreement is July 1, 2006 through June 30, 2007. The maximum amount payable is \$63,146.30 which is a decrease of \$37,648.45. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X16202)
- 3.02** \*             Tulare County Office of Education/California Friday Night Live Partnership - approval is requested for the Department of Behavioral Health's Community Service Division to enter into a revenue agreement with the Tulare County Office of Education to receive \$20,000 in funding to implement the Northern Regional Teen Leadership Training program. The term of the grant is January 1, 2007 through September 30, 2007 - 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. (Contract No. R40926)
- 3.03** \*             Merced Manor - amendment - approval is requested for an amendment to the sole source agreement with Merced Manor for the provision of Institution for Mental Disease (IMD) services for chronic mentally disordered patients. The term of the agreement is July 1, 2006 through June 30, 2007. The maximum amount payable is \$116,154.34 which is a decrease of \$144,480.14. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X16076)

- 3.04 \* Mentally Ill Offender Crime Reduction (MIOCR) III Grant - Multi Agency Memorandum of Understanding (MOU) - approval is requested for both an agreement with the State Board of Corrections and for an MOU between the following agencies/departments: Behavioral Health (BCDBH), Sheriff, Probation, District Attorney, Superior Court, and the Public Defender. On February 13, 2007, the Board approved the MOU between the Sheriff's office and BCDBH in which BCDBH is designated as the agency to implement the grant. The MIOCR program is known locally as Forensic Team Research (FOREST). The first FOREST program was in operation from 2001-2004. The MOU will now implement FOREST II which will provide integrated intensive services to mentally ill and dually diagnosed individuals booked into the County Jail between July 1, 2006 and July 1, 2008 with the goal of reducing recidivism and encouraging independence. The term of the MOU will be from January 1, 2007 through June 30, 2008. The maximum award of grant monies will be \$999,995. The current contract with the Department of Corrections and Rehabilitation, Corrections Standard Authority provides for \$107,306 to be appropriated into the Fiscal Year 2006/2007 budget with the balance of funding to be addressed in the Fiscal Year 2007/2008 proposed budget - action requested - APPROVE AGREEMENTS AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED FUNDS AS DETAILED IN THE AGENDA REPORT.

CHIEF  
ADMINISTRATIVE  
OFFICE

- 3.05 \* William Avery and Associates, Inc. - amendment - approval is requested for an amendment to the agreement with William Avery and Associates, Inc. for labor relations consultation and negotiation services. The term of the agreement is July 1, 2006 through June 30, 2007, with a monthly fee amount of \$3,600, plus reasonable travel expenses. The proposed amendment adds language to the agreement providing that the County will reimburse certain recruitment publication and administrative costs. The appropriation for these services is included in the 2006/2007 budget - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.06 \* Braddon Hatch - amendment - approval is requested for an amendment to the agreement with Braddon Hatch who is currently serving as a part-time public defender carrying a 50% full time equivalent (FTE) caseload of juvenile cases. Due to the death of part-time public defender, Robert King, who was carrying a 20% FTE caseload of mental health and probate conservator cases, the Public Defender Consortium has nominated Mr. Hatch to replace Mr. King effective March 1, 2007. Mr. Hatch's caseload will therefore be increased to 70% FTE - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.07 \* Faramarz M. Yazdani of FMY, Inc. - amendment - approval is requested for an amendment to the agreement with Faramarz M. Yazadani of FMY, Inc., to assist the County Administrator's Office with Federal Energy Regulatory Commission issues associated with the re-licensing of the facility at Lake Oroville. The proposed amendment adds an additional \$40,000 for the services FMY, Inc. continues to provide to the County - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

DISTRICT  
ATTORNEY

3.08 \* State of California, Department of Toxic Substances Control (DTSC) - approval is requested for an Inter-jurisdictional Employee Exchange Agreement in order to assist the State in enforcing the laws and regulations governing the generation, storage, transportation and disposal of hazardous waste. The agreement authorizes funding for one position of Supervisor, Deputy District Attorney for the period of March 15, 2007 through March 14, 2009 with a maximum amount payable of \$352,762. The employee shall be assigned by the District Attorney to the State of California, DTSC to serve as Deputy Director, Enforcement Program - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUES AS DETAILED IN THE AGENDA REPORT.

EMPLOYMENT  
AND SOCIAL  
SERVICES

- 3.09 \* Budget Transfer - approval is requested for a mid year adjustment to the final Fiscal Year 2006/2007 budget revenues for the CalWORKS program. The purpose of the transfer is to bring the budgeted CalWORKS state revenue in line with actual state allocations for the year. This adjustment will not change the total revenues or budgeted expenditures for the program - action requested - APPROVE BUDGET TRANSFER ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

GENERAL  
SERVICES

- 3.10 \* Esplanade Office - approval is requested for an agreement with Esplanade Office for modular furniture for the Auditor/Controller's Office. Funding was previously approved to remodel and replace furniture in the Auditor/Controller's Office. Request for Proposals 76-07 was sent to twenty-two modular furniture dealers and six responses were received. Esplanade Office submitted the proposal that best met the needs of the Auditor/Controller and received the highest evaluation score from the evaluation committee - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

HUMAN  
RESOURCES

- 3.11 \* Advanced Step Hire - pursuant to Personnel Rules, Section 11.13, the Sheriff's Department is requesting approval for the Advanced Step Hire of a Deputy Sheriff to Step 5 of the Deputy Sheriff salary range, retroactive to February 10, 2007, based on extensive experience. The Director-Human Resources concurs with the request - action requested - APPROVE THE ADVANCED STEP HIRE OF A DEPUTY SHERIFF TO STEP 5 OF THE DEPUTY SHERIFF SALARY RANGE.
- 3.12 \* Advanced Step Hire - pursuant to Personnel Rules, Section 11.13, the District Attorney is requesting approval for the Advanced Step Hire of a Supervisor, Deputy District Attorney to Step 7 of the appropriate salary range based on extensive experience. The Director-Human Resources concurs with the request - action requested - APPROVE THE ADVANCED STEP HIRE OF A SUPERVISOR, DEPUTY DISTRICT ATTORNEY TO STEP 7 OF THE APPROPRIATE SALARY RANGE.

3.13 \*

Resolution to Amend the Salary Ordinance - the department has prepared a resolution which will amend the salary ordinance as follows: DISTRICT ATTORNEY - adds one sunset position of Supervising Deputy District Attorney, pursuant to the State of California Inter-jurisdictional Employee Exchange program. The position end date is June 30, 2007. PROBATION - deletes one vacant position of Information Systems Technician Associate or Information Systems Technician or Information Systems Technician Senior and adds one position of Information Systems Analyst or Information Systems Analyst Associate. The department's computer programming needs and database tasks have changed and the above change will allow for hiring of an employee with a greater range of skills; The department also requests to add two sunset positions of Probation Officer III or Probation Officer II or Probation Officer I to end June 30, 2008 and adds one sunset position of Probation Technician to end June 30, 2008. These three positions will be funded by the Mentally Ill Crime Reduction Grant Program, known locally as the Forensic Resource Team (Forest II). PUBLIC WORKS - reduces one vacant full time position of Engineering Technician Senior or Engineering Technician Associate or Engineering Aide to a 75% position. DEVELOPMENT SERVICES - deletes one vacant position of Building Inspector or Building Inspector Senior and adds one position of Building Inspector Supervisor. AGRICULTURE - extends a current sunset position of one Agriculture Biologist/Weights & Measures Inspector I from June 30, 2007 to June 30, 2008 in order to carry out Irrigated lands Conditional Waiver Program Activities - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

PUBLIC  
HEALTH

3.14 \*

Linda Lewis - amendment - approval is requested for an amendment to the agreement with Linda Lewis for the provision of epidemiology services. The amendment extends the term of the contract to June 30, 2007, increases the maximum amount payable by \$15,500, and revises the agreement's exhibits to reflect the changes - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15478)

3.15 \* Department of Health Services - approval is requested for an agreement with the Department of Health Services. The State will provide a total of \$67,683 to fund immunization programs. A \$52,683 portion of the grant will be used to cover activities that will raise immunization levels of infants, preschool, and school aged children, and the remaining \$15,000 will be used to fund Perinatal Hepatitis B activities. Appropriations for this grant are included in the current budget - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. R40930)

PUBLIC  
WORKS

3.16 \* Herbicide Spray Truck Rehabilitation - approval is requested for appropriation of funds for the rehabilitation and modernization of the herbicide spray truck equipment used to perform weed abatement countywide. The current equipment is over fourteen years old and has required frequent repairs to remain in service. The requested modernization will reduce down time due to repairs, minimize environmental concerns due to increased equipment efficiency therefore reducing the amount of herbicide used, and reduce labor hours by utilizing GIS mapping capabilities with precise mapping of spray areas. As the truck is used in County Service Areas (CSA), funds will be recouped by rental charges to the CSAs - action requested - AUTHORIZE REHABILITATION AND MODERNIZATION OF THE TRUCK; AND APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.17 \* 2007 Chip Seal and Micro-Surfacing Project - authorization is requested for the solicitation of bids for the sealing and resurfacing of roads in Butte County. At the December 12, 2006 Board of Supervisors meeting, the Board directed Public Works to develop specifications for a contract implementing a portion of the maintenance plan. The specifications are included in the agenda report. After receiving the bids, the Department will return to the Board to recommend award of the contract - action requested - AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO SOLICIT BIDS FOR THE 2007 CHIP SEAL AND MICRO-SURFACING PROJECT.

3.18 \* Resolution for Acquisition of Real Property for Public Road Purposes - Loma Rica Road over South Honcut Creek Bridge - consideration of a resolution authorizing the Director of Public Works to negotiate and sign right of way agreements for the construction of the Loma Rica Road over the South Honcut Creek Bridge - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

- 3.19 \* RBF Consulting - amendment - approval is requested for an amendment to the agreement with RBF Consulting for an engineering analysis of the existing Thermalito Master Drainage Plans and to prepare recommendations for modifications. The original contract duration was for 217 calendar days from the Notice to Proceed. The contractor has requested an additional 223 calendar days to complete the technical engineering analysis and drainage plan update. The update is now scheduled to be completed by May 22, 2007. All other terms and provisions remain the same - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X15919)
- 3.20 \* Permission to Cross a One Foot No-Access Strip on Falco Court - approval is requested by Sondra K. Simpson, the owner of lot 401 on Falco Court (APN 069-300-036), to cross the one foot no-access strip for the construction of a new driveway. The primary purpose is to construct garage access at the same level as the main living area on the steeply sloped lot. The Department of Public Works has no objection to the request - action requested - APPROVE REQUEST TO CONSTRUCT NEW DRIVEWAY ACROSS THE ONE FOOT NO-ACCESS STRIP.
- 3.21 \* Reuse Assistance Grant - the Department of Public Works is requesting authorization to submit an application for the Reuse Assistance Grant offered by the California Integrated Waste Management Board. Butte County would act as the lead public agency for this grant on behalf of the Work Training Center (WTC). If awarded, grant funds would be used for the purchase of tools used by clients of the WTC for manufacturing items associated with WTC's Feather River Industries and Bear Mountain Gifts operations - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AUTHORIZE THE BUTTE COUNTY PUBLIC WORKS DEPARTMENT TO ACT AS THE LEAD AGENCY FOR THE PURPOSE OF APPLYING FOR AND ADMINISTERING THE GRANT; AND AUTHORIZE DIRECTOR OF PUBLIC WORKS, OR DESIGNEE, TO EXECUTE ALL DOCUMENTS ASSOCIATED WITH SECURING THE GRANT FUNDING AND IMPLEMENTING THE PURPOSES SPECIFIED IN THE GRANT APPLICATION.



3.22 \* JND Thomas Co., Inc. - approval is requested for an agreement with JND Thomas Co., Inc. to remove sludge and solids from the primary septage pond located at the Neal Road Sanitary Landfill. In December 2006, the Department of Public Works released a Request for Proposals, and on February 9, 2007 proposals were received from four firms specializing in sludge and solids removal. The maximum payable will not exceed \$669,139 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.23 Adoption of an Ordinance Establishing Speed Limits on Certain Roads within the County of Butte - approval is requested for an ordinance which will set the following speed zones: Kennedy Avenue from Meridian Road to Hwy 32 - 35 mph; Meridian Road from West Sacramento Avenue to Wilson Landing Road - 45 mph; Nord Highway from Carmen Lane to City Limits - 50 mph; Oak Way from Meridian Road to City Limits - 35 mph; West Sacramento Avenue from Meridian Road to City Limits - 45 mph; Lincoln Boulevard from Palermo Road to Monte Vista Avenue - 40 mph; Ophir Road from Lincoln Boulevard to 0.2 miles east and from Upper Palermo Road to 0.2 miles west - 45 mph - action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (From 2-27-07 [3.33])

3.24 Adoption of an Ordinance of the County of Butte Amending Sections 20-50, 20-50.5, 20-51, 20-52, and 20-53 of Chapter 20, Subdivisions, of the Butte County Code - approval is requested for an ordinance which will amend the Butte County Code to reference the County's policy on the acceptance of roads into the County Maintained Mileage. The department will bring an application fee recommendation back before the Board at a noticed public hearing at a subsequent meeting - action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (From 2-27-07 [3.35])

SHERIFF-  
CORONER

3.25 \* Budget Transfer - approval is requested to transfer \$1,460 from the Civil Maintenance Trust in order to pay for tuition and training expenses. The Civil Sergeant and the Director of Sheriff Information Systems will receive the training to understand, manage and maintain the Sirron Software system - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

TREASURER-  
TAX COLLECTOR 3.26 \*

Fixed Asset Purchases and Budget Transfers - approval is requested for the purchase of two software modules: one for the Central Collections Division and one for the Property Tax Division. Central Collections requests to purchase the California Employment Development Department Module to enhance the CUBS system in order to eliminate hours of research and increase the productivity of Revenue and Reimbursement Officers. The Property Tax Division requests approval to purchase the Recorder Lien Export/Import Module to enhance the Megabyte System to enable the exchange of property tax lien documents electronically with the Clerk-Recorder's office, eliminating the manual entry of information into two separate programs - action requested - APPROVE FIXED ASSET PURCHASES; AND APPROVE BUDGET TRANSFERS (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

WATER AND  
RESOURCE  
CONSERVATION 3.27 \*

Recommendation of the Butte County Water Commission for Submittal of a Concept Proposal to the CALFED Watershed Program - approval is requested for the submittal of a concept proposal to the CALFED Watershed Program in cooperation with the Big Chico Creek Watershed Alliance for watershed modeling. Funding is anticipated from the CALFED Watershed Program which has \$10 million for disbursement under their 2007 Proposal Solicitation Package. The concept proposal is due by March 16, 2007 - action requested - APPROVE SUBMITTAL OF A CONCEPT PROPOSAL AND AUTHORIZE CHAIR TO SIGN A LETTER OF INTENT; AND AUTHORIZE THE DIRECTOR OF WATER AND RESOURCE CONSERVATION TO SIGN APPROPRIATE APPLICATION DOCUMENTS.

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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, LEGISLATIVE  
OR COUNTY RELATED  
UPDATES 4.02

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

- 4.03 Update of General Plan Process by Director-Development Services.

PRESENTATION  
AND DISCUSSION  
ITEMS

- 4.04 \* Draft Environmental Impact Report (EIR) for North Chico Retail (Wal-Mart) and Annexation Project - consideration of a draft letter which includes comments from Development Services, Public Works, Butte County Fire/CAL-FIRE, and the Environmental Health Division. The letter is in response to the City of Chico's request for comments on a Draft EIR for the North Chico Retail (Wal-Mart) and Annexation project. The review period closes on March 21, 2007 - action requested - REVIEW THE LETTER AS SHOWN IN AGENDA REPORT AND INSTRUCT STAFF TO DELIVER TO CITY OF CHICO PRIOR TO THE CONCLUSION OF THE REVIEW PERIOD. (Development Services)

- 4.05 \* Proposed Land Exchange between California Department of Fish and Game, the Feather River Recreation and Park District, and the County of Butte - staff direction is requested for a proposed land exchange. Under the proposal, the County of Butte would transfer one parcel of County-owned property to the State of California and one parcel to the Feather River Recreation and Park District. The Department of Fish and Game would concurrently transfer real property adjacent to Feather River Park to the Feather River Recreation and Park District. One of the two properties that the County would transfer is the "Rabe Road" property, consisting of approximately seventy acres that was acquired by the County in 1970 with the intent of using the property as a solid waste disposal site. A change in regulations governing the disposal of solid waste prevented the County from using the site for that purpose. The second parcel is the "Feather River" property consisting of 3.8 acres located between Pacific Heights Road and the Feather River. This parcel was deeded to the County in 1977 for "any public use for which the County now has, or in the future will have." Pursuant to Government Code Section 25365, the transfers would be permitted where it is determined that the property to be transferred is not required for County use and will provide a public benefit - action requested - PROVIDE STAFF DIRECTION TO GO FORWARD WITH NEGOTIATIONS AND TO PREPARE THE NECESSARY DOCUMENTS TO FACILITATE THE TRANSFERS; THE ITEM WILL THEN COME BACK BEFORE THE BOARD TO CONSIDER IMPLEMENTATION. (County Counsel)

4.06 \* Proposition 1B, Projected Project List - approval is requested for allocation of approximately \$3.1 million in Proposition 1B funds designated for the County in the Governor's proposed budget. The Department of Public Works has provided capital project options and recommendations in the agenda report on how to budget the Proposition 1B funds - action requested - APPROVE THE ALLOCATION OF PROPOSITION 1B BOND FUNDS; AND DIRECT PUBLIC WORKS TO UPDATE THE COUNTY'S ROADS AND BRIDGES CAPITAL IMPROVEMENT PROGRAM TO REFLECT THIS NEW FUNDING SOURCE. (Public Works)

4.07 \* Traffic Findings on West Sacramento Avenue at the Intersection with Glenwood and Bidwell Avenues - the Department of Public Works investigated this intersection to determine whether it meets the Manual of Uniform Traffic Control Devices guidelines for a four-way stop. The department has recommended the following actions whether or not the four way stop is approved: 1. Installation of larger 36" x 36" R-1 "STOP" signs on the Glenwood and Bidwell Avenue legs of the intersection and an upgrade of the reflectivity of both the "STOP" and "STOP AHEAD" signs for increased visibility; 2. Installation of W2-2 Intersection Ahead Warning signs on West Sacramento Avenue at east and westbound approaches; and 3. Request PG&E installation of streetlight on an existing power pole on northeast corner of West Sacramento Avenue - action requested -

1. NO ACTION AT THIS TIME TO ESTABLISH A FOUR-WAY STOP; AND DIRECT THE DEPARTMENT TO COMPLETE ACTIONS #1, 2, AND 3 AS DETAILED ABOVE AND IN AGENDA REPORT;

OR

2. INSTALL A FOUR-WAY STOP; ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND DIRECT THE DEPARTMENT TO COMPLETE ACTIONS #1, 2 AND 3 AS DETAILED ABOVE AND IN AGENDA REPORT. (Public Works)

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

5.00PUBLIC HEARINGS AND TIMED ITEMS

- 10:00 A.M. **5.01** \* Timed Item - Stewardship Council Programs - the Land Conservation Manager and the Youth Investment Manager for the Stewardship Council will make a presentation regarding some of the opportunities available through the Stewardship Council and how they may benefit Butte County. The Council is a private non-profit organization. One of its primary goals is to ensure that over 140,000 acres of watershed lands throughout California are conserved for a broad range of beneficial public values - action requested - ACCEPT FOR INFORMATION. (Water and Resource Conservation)
- 10:30 A.M. **5.02** \* Public Hearing - Sub-Grant Agreement with Tri County Economic Development Corporation (TCEDC) - approval is requested for a sub-grant agreement with TCEDC to supercede the agreement executed on August 24, 1999 which provided for the administration and management of the County's Community Development Block Grant (CDBG) Business Expansion/Retention Loan Fund. The fund is a revolving fund that is used for Economic Development activities within CDBG regulations. The new agreement will allow the repayments of business loans to return to the County as de-federalized funds, thus reducing reporting requirements and federal restrictions. Since these funds are managed and housed by TCEDC, there is no budgetary action required for the payment of services - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Administration)
- 10:40 A.M. **5.03** \* Timed Item - Analysis of First Time Home Buyer Program Funded by a Community Development Block Grant - the Executive Director of Tri-County Economic Development Corporation will be presenting findings of a feasibility study regarding the development of a first time home buyer program within the unincorporated areas of Butte County - action requested - ACCEPT FOR INFORMATION. (Administration)

**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            ACTUAL LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a):

1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100)
2. PG&E V. STATE BOARD OF EQUALIZATION; FRESNO COUNTY SUPERIOR COURT CASE NO. 05 CE CG 00003 MWS
3. SHELTON V. BUTTE COUNTY; USDC CIV-S-97-1309 MILS/PAN
4. JAMES WILSON AND DENNIS MORELAND V. COUNTY OF BUTTE, ET AL; BUTTE COUNTY SUPERIOR COURT CASE NO. 139259

7.02            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)

