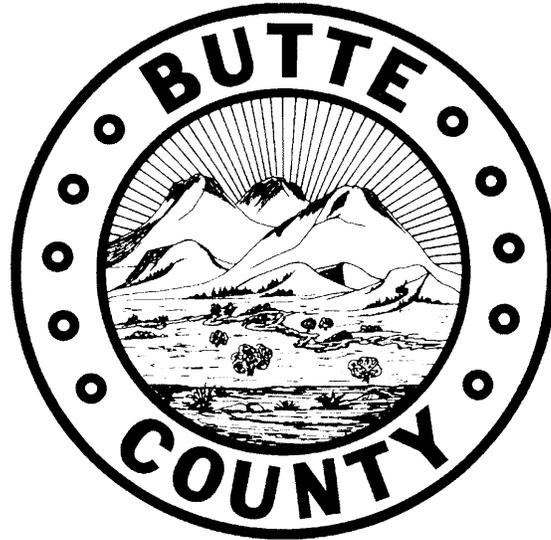


# BUTTE COUNTY BOARD OF SUPERVISORS

## AGENDA

OCTOBER 23, 2007



### County Supervisors

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

Starlyn Brown, Interim 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

ASSESSOR 3.01 \* Resolution Authorizing Low-Value Exemption from Taxation of a Transitory Use Possessory Interest in a Publicly-Owned Fairground - approval is requested for this resolution pursuant to Section 155.20 of the California Revenue and Taxation Code. The law releases the county Assessor of the responsibility to assess transitory possessory interests having a base year value or full value of \$50,000 or less as the assessment can cost the County more money than the taxes received - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

BEHAVIORAL HEALTH 3.02 \* Butte County Behavioral Health Board - action requested - APPOINT DR. BRUCE AIKIN AS A CONSUMER MEMBER TO A TERM TO END DECEMBER 31, 2009.

3.03 \* Victor Treatment Centers, Inc. - approval is requested for a sole source agreement with Victor Treatment Centers, Inc. for the provision of day treatment services, medication support, residential services, and crisis intervention to mentally ill youth. The term of the agreement is July 1, 2007 through June 30, 2008 with a maximum amount payable of \$192,150 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

- 3.04 \* Safe and Drug Free Schools and Communities Grant - approval is requested to accept and appropriate \$165,387 grant funds from the State Department of Alcohol and Drugs Programs. The Department of Behavioral Health has received a five year grant to sustain, enhance, and expand drug and violence prevention services through the Butte Youth Impact project. The term of the grant agreement is October 1, 2007 through September 30, 2012. The amount received is a portion of the first year's allocation - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED FUNDS AS DETAILED IN THE AGENDA REPORT.
- 3.05 \* Resolution Approving Fiscal Year 2007/2008 County Plan Regarding Substance Abuse and Crime Prevention Act of 2000 and Offender Treatment Program - approval is requested for the resolution approving the County's plan as required by Title 9 of the California Code of Regulations. Funding for Fiscal Year 2007/2008 will be \$900,061 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.
- 3.06 \* 2007 National Exemplary Award for Innovative Substance Abuse Prevention Programs, Practices and Policies - approval is requested to accept and appropriate \$1,500 received from the National Association of State Alcohol and Drug Directors to be used in the Department of Behavioral Health's Prevention Program - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED FUNDS AS DETAILED IN THE AGENDA REPORT.
- 3.07 \* State of California Department of Mental Health Revenue (DMH) - approval is requested to accept and appropriate \$83,100 from DMH to be used for planning the Workforce Education and Training component of the Mental Health Service Act - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED FUNDS AS DETAILED IN THE AGENDA REPORT.
- 3.08 \* Tulare County Superintendent of Schools - approval is requested for a revenue agreement with Tulare County for the Friday Night Live mentoring program. The term of the agreement is October 1, 2007 through September 30, 2008 with a maximum amount to be received of \$33,500 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. R40987)

CHIEFADMINISTRATIVEOFFICE3.09 \*

Resolution Accepting the Proposed Targeted Employment Area (TEA) for the Oroville Enterprise Zone - consideration of a resolution to accept the boundaries of an updated TEA. The new Oroville Enterprise Zone has received conditional designation from the California Department of Housing and Community Development. In order to receive official designation, it is required that both the Board of Supervisors and the Oroville City Council adopt resolutions approving the updated TEA - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.10 \*

Resolution Approving Increased Distribution of Existing Civil Filing Fees - consideration of a resolution that will increase the distribution of existing civil filing fees for alternate dispute resolution programs from \$3.00 to \$8.00, as allowed by Section 470.5(c) of the the Business and Professions Code - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.11 \*

Fixed Asset Authority - approval is requested for fixed asset purchases that were included in department appropriations during the 2007/2008 budget process but were inadvertently left off of the schedule of fixed assets. These fixed asset purchases are: 1) An \$11,000 computer server for the Sheriff's Office; 2) A \$28,000 vehicle for the Sheriff's Office; 3) A \$7,800 AutoCad license for a new position in Public Works; 4) A \$5,500 backup software upgrade for Department of Employment and Social Services; and 5) A \$17,000 envelope printer for the Clerk-Recorder's office - action requested - APPROVE FIXED ASSET PURCHASES.

3.12 \*

Reissue Time-Expired Check - approval is requested to reissue time-expired check number 1420-659187 in the amount of \$116.79 dated November 11, 2002. The Auditor-Controller has verified that the check is time expired and has not been reissued - action requested - DIRECT AUDITOR-CONTROLLER TO REISSUE TIME-EXPIRED CHECK.

3.13 \*

Medical Liability Insurance Program - approval is requested to appropriate a total of \$67,239 in funds as detailed in the agenda report due to an increase in premiums in the Medical Liability Insurance Program - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.14 \*

Tri-County Economic Development Corporation (TCEDC) - amendments - approval is requested for amendments to the Master Subrecipient Agreement with TCEDC and for related budget transfers in the amounts of \$500,000 and \$34,605 as detailed in the agenda report. Butte County entered into the original agreement on February 1, 2001 to provide staff services related to the Community Development Block Grant Program. The amendments provide for the implementation and administration of both the Butte County Business Incubation Program and the Business Capital Access and Loan Marketing Strategy Development Program Analysis - action requested - APPROVE AGREEMENT AMENDMENTS AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFERS (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.15 \*

2008 Board Meeting Calendar - action requested - AMEND AS NEEDED; APPROVE AND ADOPT 2008 BOARD MEETING CALENDAR.

3.16 \*

Approval of Minutes - action requested - APPROVE MINUTES OF OCTOBER 11, 2007.

EMPLOYMENT  
AND SOCIAL  
SERVICES

3.17 \*

Extension of Out of Class Assignment - approval is requested to extend the out of class assignment of an employee temporarily assigned the duties of Manager, Support Services as a result of the incumbent staff member's extended medical leave of absence - action requested - APPROVE THE EXTENSION OF OUT OF CLASS ASSIGNMENT AS DETAILED IN THE AGENDA REPORT FOR AN ADDITIONAL 180 DAYS OR UNTIL THE INCUMBENT RETURNS TO WORK, WHICHEVER OCCURS FIRST.

3.18 \*

Butte County Child Abuse Prevention Council - approval is requested for an agreement with the Butte County Child Abuse Prevention Council to administer and monitor the Frank Watters and Mary Anne Houx Children's Trust Fund. Approval is also requested for a resolution which changes the name of the Trust Fund to the Frank Watters and Mary Anne Houx Children's Fund and authorizes the Child Abuse Prevention Council to receive and administer the funds - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN; AND ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

GENERAL  
SERVICES3.19 \*

Resolution to Continue the Water Infiltration Remediation at Courthouse Expansion - consideration of a resolution to continue the action taken by Resolution Number 07-153 which was adopted at the September 25, 2007 Board of Supervisors meeting. Section 22050(c) of the Public Contract Code requires that the Board adopt a resolution at each subsequent meeting until the findings of the initial resolution are no longer relevant - action requested - ADOPT RESOLUTION (4/5 vote required) AND AUTHORIZE THE CHAIR TO SIGN.

3.20 \*

Western Business Products - amendment - approval is requested for an amendment to the agreement with Western Business Products for the provision of copier services. The amendment extends the term of the agreement to June 30, 2008 and increases the maximum amount payable by \$105,772 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.21 \*

Vanir Construction Management, Inc. - amendment - approval is requested for an amendment to the agreement with Vanir Construction Management, Inc. for the provision of site evaluation services on certain sites being considered for possible consolidation of government offices. The amendment extends the term of the agreement to June 30, 2008, increases the maximum amount payable by \$28,000, and amends the scope of work as detailed in the agenda report - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X16368)

3.22 \*

Donation of Surplus Computers to Biggs Teen Center - approval is requested for the donation of five surplus computers, monitors, printers and keyboards to the Biggs Teen Center which will be housed below the Butte County Library in Biggs. The County continues to have a surplus of equipment after regular surplus sales - action requested - APPROVE DONATION OF COMPUTERS, MONITORS, PRINTERS AND KEYBOARDS TO THE BIGGS TEEN CENTER.

3.23 \*

Creekridge Capital, LLC - approval is requested for a three year lease agreement with Creekridge Capital, LLC for an Automated Case File Tracking System for the District Attorney's office. Best and Final Offer (BAFO) 71-07 was sent to the two suppliers that responded to Request for Proposal (RPF) 71-07 with Creekridge Capital receiving the favorable score - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

3.24 \* Fire Station 44 Capital Project - approval is requested for the appropriation of \$10,575 as detailed in the agenda report to cover the cost of the awning contract and work performed by Facilities Services on the modular structure installed at the South Chico Fire Station 44 - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.25 \* Resolution Establishing Responsibilities for the Implementation of the Americans with Disabilities Act (ADA) - approval is requested for a resolution which will supercede previous resolutions related to ADA compliance. This resolution proposes replacing the current advisory committee with staff appointed by the Chief Administrative Officer in order to improve the response to ADA related issues - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.26 \* Appropriation of Excess Funds from the Memorial Hall Trust Fund - approval is requested to appropriate \$7,658.09 from contingencies as detailed in the agenda report. This same amount was originally held in the Memorial Hall Trust Fund as unidentifiable depositor funds and will be used to acquire podiums equipped with microphones and speakers, and for tables, chairs, or carts as needed for the halls - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

HUMAN  
RESOURCES

3.27 \* Resolution Amending Department Head Benefits - Due to a recent audit by PERS and in order to allow for appropriate reporting of salaries to PERS, the department has prepared a resolution which will amend Department Head Benefits Resolution as follows: SECTION 16 - SEVERANCE PAY - the language "Severance pay for elected officials is discontinued effective December 31, 2006 with any accrued severance pay to be paid out to those officials subsequent to that date" will be removed. SECTION 17 - PAY PLAN - amends the language to make reference to salary ranges and the Board's ability to assign salary within the range. SECTION 18 - POST INCENTIVE - amends the language to clarify that the POST Incentives for which the Sheriff-Coroner is eligible are applied to the salary indicated in the salary ordinance, including adjustments pursuant to Section 17 related to elected officials - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.28 \*

Resolution to Amend the Salary Ordinance - the department has prepared a resolution which will amend the salary ordinance as follows: HUMAN RESOURCES - requests to change Section 58 of the Salary Ordinance titled, "Salary Plan for Elected and Appointed Officials, Reference A, Appointed Department Heads" to include a minimum and maximum salary range based on performance measures that are established by the Board of Supervisors as certified by the Chief Administrative Officer. This resolution also amends the language related to Section 58 as detailed in the agenda report. The department also requests to reclassify the following positions at the Department of Employment and Social Services: 1) Two positions of Legal Clerk to be changed to Legal Office Specialist effective January 1, 2007 and 2) Six positions of Legal Clerk to Legal Office Specialist effective May 1, 2007. Human Resources is also requesting to add the classification of Community Relations Coordinator to Section 57f of the Salary Ordinance titled, "Management, Confidential, and Supervisory Unit." This new position will be set at salary range 56 effective July 10, 2007. EMPLOYMENT AND SOCIAL SERVICES - requests to delete the following positions: 1) Two positions of Office Specialist; Office Specialist, Senior; Legal Clerk (Class Codes 1056/1055/7029) effective January 1, 2007; and 2) Six positions of Office Specialist; Office Specialist, Senior; Legal Clerk (Class Codes 1056/1055/7029) effective May 1, 2007. The department also requests to add the following positions: 1) Two positions of Office Specialist; Office Specialist, Senior; Legal Clerk (Class Codes 1056/1055/7027) effective January 1, 2007; and 2) Six positions of Office Specialist; Office Specialist, Senior; Legal Clerk (Class Codes 1056/1055/7027) effective May 1, 2007. These changes are in conjunction with the reclassification of the Legal Clerks to Legal Office Specialists. The department is also requesting to delete one position of Office Specialist; Office Specialist, Senior; Legal Clerk (Class Codes 1056/1055/7029) effective November 1, 2007 and add one position of Office Specialist; Office Specialist, Senior; Legal Clerk (Class Codes 1056/1055/7027) effective November 1, 2007. This change is in conjunction with the reclassification of the Legal Clerks to Legal Office Specialists. BEHAVIORAL HEALTH - requests to add the following: 1) One position of Mental Health Clinician; Mental Health Clinician, Intern; and 2) One position flexibly staffed position of Administrative Analyst, Associate; Administrative Analyst; Administrative Analyst, Senior. The department also requests to change the allocation of one vacant position of Medical Records Technician; Medical Records Technician, Senior to a 50% allocated position - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

LIBRARY

3.29 \*

Accept Donation - approval is requested to accept the donation of computer equipment received from Infopeople, a federally funded grant project administered by the California State Library through the Peninsula Library System. The donation provided replacement equipment, including eleven laptop computers, two storage trunks, and one LCD projector, for an existing computer lab used by Infopeople to provide training for public library staff throughout Northern California. After three years, the computer lab and equipment will become the sole property of the Butte County Library - action requested - ACCEPT DONATION OF COMPUTER EQUIPMENT.

3.30 \*

Accept Unanticipated Revenue - approval is requested to accept \$5,600 in grant revenue received from First 5 Butte County Children and Families Commission that will be used to expand Literacy Coach services to include Berry Creek and Oakdale Heights elementary schools - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED FUNDS AS DETAILED IN THE AGENDA REPORT.

PROBATION

3.31 \*

Northern Valley Catholic Social Services (NVCSS) - amendment - approval is requested for an amendment to the agreement with NVCSS for the provision of a variety of educational services at the Butte County Juvenile Hall. The amendment extends the term of the agreement to June 30, 2008 and increases the maximum amount payable by \$8,500. 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.

PUBLIC  
HEALTH

3.32 \*

California Department of Public Health (CDPH) - approval is requested for a revenue agreement with CDPH to provide funding for Public Health Emergency Preparedness. The term of the agreement is August 31, 2007 through August 9, 2008 with a total allocation of \$75,269. The State requires that two exhibits to the agreement are signed by the Chair in addition to the agreement - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE EXHIBITS D(F) AND E AND AUTHORIZE THE CHAIR TO SIGN.

PUBLIC  
WORKS

3.33 \*

Golder Associates, Inc. - amendment - approval is requested for an amendment to the agreement with Golder Associates, Inc. for the provision of Construction Quality Assurance (CQA) Monitoring which is required during the construction of the Module 4, Phase C base liner installation at the Neal Road Sanitary Landfill, County Project No. 757-5903. The amendment increases the maximum amount payable by \$13,982 to cover costs associated with the additional regulatory requirement to conduct an electrical leak location survey. 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; AND APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

OTHER  
DEPARTMENTS  
AND AGENCIES

3.34 \*

Reclamation District No. 833 - the Secretary of Reclamation District No. 833 has certified that the number of Declarations of Candidacy for the 2007 Special District Election cycle did not exceed the number of director vacancies. Pursuant to Elections Code Section 10515, the District is requesting the Board appoint and declare elected the candidates who filed - action requested - REAPPOINT CHARLES H. JOHNSON, JR. AND WILLIAM B. FIELDER TO TERMS TO END DECEMBER 2, 2011.

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4.00

REGULAR AGENDA

BOARDS,  
COMMISSIONS AND  
COMMITTEES

4.01

Boards, Commissions and Committees.

\*

1. Appointments to Listed Vacancies.

\*

2. California State Association of Counties - action requested - APPOINT REPRESENTATIVE AND ALTERNATE REPRESENTATIVE TO A ONE YEAR TERM BEGINNING NOVEMBER 15, 2007.

3. Board Member or Committee Reports.

BUDGET, LEGISLATIVE  
OR COUNTY RELATED

UPDATES            4.02

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

4.03

Update of General Plan 2030 Process by Director-Development Services.

PRESENTATION  
AND DISCUSSION

ITEMS            4.04 \*     \*

Demonstration by CALFire of the use of the Automated External Defibrillator (AED) recently installed in the Board Chambers - action requested - ACCEPT FOR INFORMATION. (Fire)

4.05 \*     \*

Decertification of Electronic Voting Systems and Impacts on 2008 Elections - presentation by the County Clerk-Recorder/Registrar of Voters - action requested - ACCEPT FOR INFORMATION. (Clerk-Recorder/Registrar of Voters)

4.06 \*     \*

Tentative Subdivision Map (TSM) 05-08 (Richard Ball) - On May 8, 2007, the Board of Supervisors adopted a motion of intent to deny the appeal of a Planning Commission approval of this TSM and approve TSM 05-08 with sixteen lots rather than seventeen. The Airport Land Use Commission has determined that the revised subdivision map with sixteen lots is consistent with the Airport Land Use Compatibility Plan - action requested - ADOPT RESOLUTION DENYING THE APPEAL, ADOPTING THE MITIGATED NEGATIVE DECLARATION WITH FINDINGS, AND APPROVING THE TSM WITH CONDITIONS AND FINDINGS. (Development Services)

4.07 \*

Request for Waiver of Fees - consideration of a request from Doug and Kari Wheeler, the owners of Wheeler Ranch and Feed, for the waiver of the application fees totaling \$3,429 for a conditional use permit amendment to increase the number of participants and operating hours of an existing equestrian events facility located at 3415 Smith Avenue, north of Biggs. The applicant does not qualify for a waiver as a public entity or a non-profit organization as required by Butte County Code Section 3-40.5. The Board would have to find that it is otherwise in the public interest to approve the waiver request. Staff recommends denial of the waiver request - action requested - MAKE DETERMINATION TO APPROVE OR DENY WAIVER REQUEST. (Development Services)

4.08 \*

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

5.00

PUBLIC HEARINGS AND TIMED ITEMS

10:00 A.M. 5.01 \*

Public Hearing - Appeal of Condition 12 of Tentative Parcel Map (TPM) 05-24 (Georgia Nelson) - consideration of an appeal of a Planning Commission approval of TPM 05-24 which is on the west side of 7<sup>th</sup> Street, approximately 2,300 feet south of Thermalito Avenue, Oroville, APN 030-160-017. The applicant is appealing the requirements of Condition 12 which requires full road improvements along Middlehoff Lane and 7<sup>th</sup> Street frontages, including curbs, gutters and sidewalks - action requested - ADOPT RESOLUTION DENYING THE APPEAL AND UPHOLDING PLANNING COMMISSION ACTION TO INCLUDE CONDITION 12.

10:15 A.M. 5.02 \*

Public Hearing - Community Development Block Grant (CDBG) application for Virginia Avenue Infrastructure Needs Analysis - approval is requested for the submittal of an application for a \$70,000 Planning and Technical Assistance grant to provide for preliminary engineering needed for improvements to Virginia Avenue located in the unincorporated area of Oroville. If the application is approved, the County will be required to provide a \$1,400 cash match - action requested - ADOPT RESOLUTION APPROVING THE SUBMITTAL OF THE GRANT APPLICATION AND AUTHORIZE THE CHAIR TO SIGN. (Chief Administrative Office)

- 10:20 A.M. 5.03 \* Public Hearing - Itemized Cost of Nuisance Abatement for property located at 1915 Idora Street, Oroville, APN 035-175-014. This property was abated on July 5, 2007 - action requested - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$6,290.49; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED. (Development Services)
- 10:25 A.M. 5.04 \* Public Hearing - Itemized Cost of Nuisance Abatement for property located at 2440 V7 Road, Oroville, APN 078-280-040. This property was abated between July 9 and July 13, 2007 - action requested - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$16,225.09; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED. (Development Services)
- 10:30 A.M. 5.05 \* Public Hearing - Itemized Cost of Nuisance Abatement for property located at 3503 Cherokee Road, Oroville, APN 041-480-027. This property was abated on July 6, 2007 - action requested - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$1,788.30; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED. (Development Services)
- 10:35 A.M. 5.06 \* Public Hearing - Itemized Cost of Nuisance Abatement for property located at 2269 A Street, Oroville, APN 035-083-003. This property was abated on June 28-29, 2007 - action requested - APPROVE THE PLACEMENT OF A LIEN ON THE PROPERTY IN THE AMOUNT OF \$16,636.67; AND ORDER THE AMOUNT DUE BE PLACED UPON THE COUNTY TAX ROLL AS A SPECIAL ASSESSMENT TO BE COLLECTED AT THE SAME TIME AND IN THE SAME MANNER AS PROPERTY TAXES ARE COLLECTED. (Development Services)

10:45 A.M. 5.07 \*

Continued Public Hearing - Williamson Act Non-Renewal Date and Cancellation Application Fees for Wayne and Kathy Birkholz - Mr. Birkholz requests a Board determination on his Notice of Partial Non-Renewal date and application fees regarding Cancellation of Williamson Act Contract on APN 026-250-021 - action requested - DETERMINE IF ANY ADJUSTMENT SHOULD BE MADE TO THE DATE OF MR. BIRKHZOLZ'S WILLIAMSON ACT NOTICE OF PARTIAL NON-RENEWAL AND FEES ASSESSED TO PROCESS THE WILLIAMSON ACT CANCELLATION APPLICATION (CANC 05-01).

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 CONFERENCES WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOV. CODE SEC. 54956.8:

PROPERTY: A.P. NO. 007-240-078  
AGENCY NEGOTIATOR: RICHARDS HALL  
NEGOTIATING PARTY: CITY OF CHICO  
NEGOTIATIONS: PRICE AND TERMS OF SALE;

PROPERTY: A.P. NO. 047-600-005  
AGENCY NEGOTIATOR: RICHARDS HALL  
NEGOTIATING PARTY: OJI TRUST  
NEGOTIATIONS: PRICE AND TERMS OF PURCHASE.

7.02 PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: AGRICULTURAL COMMISSIONER.

7.03 ACTUAL LITIGATION PURSUANT TO GOV. CODE SEC. 54956.9(a): LAKE OROVILLE INTERVENTION (FERC PROJECT 2100).

7.04 SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)(1) - 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)