

# BUTTE COUNTY BOARD OF SUPERVISORS

## AGENDA

MARCH 25, 2008



### County Supervisors

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

C. Brian Haddix, 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 \*** Laurie Dana - approval is requested for an agreement with Laurie Dana for the development and oversight of the Connecting Circles of Care social marketing/communications plan. The term of the agreement is March 1, 2008 through June 30, 2008 with a maximum amount payable of \$30,400 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X17075)

**3.02 \*** Superior Court of California - approval is requested for a revenue agreement with the Superior Court for the provision of residential treatment services and substance abuse testing for clients in Proposition 36 Treatment Court. The term of the agreement is September 1, 2007 through June 30, 2008 with a maximum amount payable to Behavioral Health of \$43,385 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND APPROVE BUDGET TRANSFER ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT. (Contract No. R41018)

**3.03 \*** Butte County Probation Department - amendment - approval is requested for an amendment to the agreement with the Probation Department for the provision of case management services for adult drug offenders. Due to reduced funding allocations, the amendment decreases the maximum amount payable by \$90,509 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X16741)

3.04 \* Crestwood Behavioral Health, Inc. - amendment - approval is requested for an amendment to the agreement with Crestwood for the provision of client placements at various Crestwood facilities. The amendment increases the maximum amount payable by \$329,607.49 (department budget). 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. X16702)

CHIEFADMINISTRATIVEOFFICE

3.05 \* Resolution Honoring Starlyn Brown, Assistant Chief Administrative Officer, upon her retirement from Butte County - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.06 \* NBS - approval is requested for an agreement with NBS for the provision of financial advisor services. In October 2007, the Chief Administrative Office submitted a Request for Proposal for financial consulting and advisor services. Proposals were submitted by five companies, including a joint proposal from NBS and Northcross, Hill, and Ach (NCH). The review committee recommended contracting with NBS and NCH. The term of the agreement is February 1, 2008 through January 31, 2011 with a maximum amount payable of \$100,000 (department budget). The agreement for approval is with NBS only. If services are requested of NCH, the company will bill the County through NBS - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.07 \* Gregory B. Bragg and Associates - amendment - approval is requested for an amendment to the agreement with Gregory B. Bragg and Associates for the administration of workers' compensation claims. The amendment extends the term of the agreement through June 30, 2011 and increases the maximum amount payable by \$420,000 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.08 \* Edward Walker, LCSW - approval is requested for an agreement with Edward Walker, LCSW to serve as the Interim Behavioral Health Director during the recruitment and selection of a permanent Director of Behavioral Health. The term of the agreement will begin March 27, 2008 and will terminate at the mutual agreement of both parties or at five days notice of either party - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

CLERK-  
RECORDER

3.09

Adoption of an Ordinance Updating Documentary Transfer Tax Provisions - consideration of an ordinance which will update Article III of Chapter 21 of the Butte County Code which authorizes the collection of real property transfer tax, also known as a documentary transfer tax. Approval is requested for a resolution that authorizes the Clerk-Recorder to issue documentary transfer tax refunds not to exceed \$5,000 - action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (FROM 3-11-08 [Item 4.06])

3.10 \*

Certification of Statement of Votes Cast - submitted is the Certification of Statement of Votes Cast for the Presidential Primary Election held on February 5, 2008 pursuant to California Elections Code Section 15372 - action requested - ACCEPT STATEMENT OF VOTES CAST.

COUNTY  
COUNSEL

3.11 \*

Chico Urban Area Joint Powers Authority (JPFA)- Conflict of Interest Code - submitted for approval is the Chico JPFA's Conflict of Interest Code. The code has been reviewed by County Counsel and determined to be proper - action requested - APPROVE CONFLICT OF INTEREST CODE.

DISTRICT  
ATTORNEY

3.12 \*

Budget Transfer - approval is requested to transfer \$4,137.67 as detailed in the agenda report to cover increased costs for the purchase of two vehicles - action requested - APPROVE BUDGET TRANSFER ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.13 \*

Budget Transfer and Fixed Asset Purchase - approval is requested to include an automated case filing system as a fixed asset with an offset to Load Proceeds. The Board previously approved a three-year lease agreement for the system. The total cost, including equipment, software, installation, finance and maintenance charges is \$102,748.50 - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT; AND APPROVE FIXED ASSET PURCHASE OF THE AUTOMATED CASE FILING SYSTEM.

EMPLOYMENT  
AND SOCIAL  
SERVICES

3.14 \*

Resolution Recognizing March 2008 as Social Worker Month - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

HUMANRESOURCES

3.15 \*

Resolutions Honoring Butte County Employees for Dedicated Years of Service - presentation of awards Butte County employees. The following individuals have 30 years of service: Michael Boian, Jerry Smith, Patricia Smith and Carol Gresehover (who was previously recognized but unable to attend the 12/11/07 meeting)- action requested - ADOPT RESOLUTIONS AND AUTHORIZE THE CHAIR TO SIGN.

PUBLICWORKS

3.16 \*

Deferred Consideration of a Mitigated Negative Declaration Regarding Environmental Impact for the Proposed Lower Wyandotte Road/Monte Vista Avenue Intersection Improvement Project, Butte County Project Number 23513-06-1, File No. 243.2232-1 - The published 30-day public review period for this Draft Initial Study and Mitigated Negative Declaration (IS/MND) is February 22, 2008 through March 24, 2008. The department requests to defer consideration of the IS/MND in order for the department to review and document all comments received - action requested - DEFER CONSIDERATION OF IS/MND TO THE APRIL 8, 2008 BOARD OF SUPERVISORS MEETING.

3.17 \*

Deferred Consideration of a Mitigated Negative Declaration Regarding Environmental Impact for the Proposed Skyway/Honey Run Road Intersection Signalization Project, Butte County Project Number 51261-1-06-1, File No. 243.2228 - The published 30-day public review period for this Draft Initial Study and Mitigated Negative Declaration (IS/MND) is February 22, 2008 through March 24, 2008. The department requests to defer consideration of the IS/MND in order for the department to review and document all comments received - action requested - DEFER CONSIDERATION OF IS/MND TO THE APRIL 8, 2008 BOARD OF SUPERVISORS MEETING.

3.18 \*

Deferred Consideration of a Mitigated Negative Declaration Regarding Environmental Impact for the Proposed Monte Vista Avenue Safe Routes to School Southside Sidewalk Improvements, Butte County Project Number 23521-07-1, File No. 243.2242 - The published 30-day public review period for this Draft Initial Study and Mitigated Negative Declaration (IS/MND) is February 22, 2008 through March 24, 2008. The department requests to defer consideration of the IS/MND in order for the department to review and document all comments received - action requested - DEFER CONSIDERATION OF IS/MND TO THE APRIL 8, 2008 BOARD OF SUPERVISORS MEETING.

- 3.19 \* Mooretown Rancheria and Bureau of Indian Affairs (BIA) - approval is requested for agreement with Mooretown Rancheria and BIA that would incorporate sections of certain County maintained roads into the BIA Indian Reservation Roads inventory system. If the agreement is approved by all parties, the County will continue its existing ownership, jurisdiction, and maintenance responsibilities. The proposed agreement is a process that could bring in a new source of revenue to improve and maintain the county roads service to Mooretown Rancheria - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN.
- 3.20 \* Budget Transfers - Revised 2007/2008 Transportation Development Act (TDA) Claims - approval is requested to accept and appropriate the revised TDA claims as detailed in the agenda report. These revised claims were approved by BCAG in January 2008 - action requested - APPROVE BUDGET TRANSFERS (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.
- 3.21 \* Relief of Accountability - In July 2007, a County vehicle was hit by a private citizen's vehicle. The private citizen's insurance company purchased the vehicle as salvage. All DMV paperwork has been completed to release liability and responsibility for the vehicle - action requested - RELIEVE ACCOUNTABILITY FOR FIXED ASSET NO. 24878 AND REMOVE ITEM FROM FIXED ASSET LEDGER.
- 3.22 \* Contract Change Order for the Construction of Module 4, Phase C at the Neal Road Sanitary Landfill, County Project No. 757-5903 - approval is requested for a contract change order which provides additional funding for the Electrical Leak Location Survey required by the Regional Water Quality Control Board and for the placement of additional sandbags. The contract change order increases the amount payable to Santillan Earthmovers, Inc. by \$39,773.41 - action requested - APPROVE CONTRACT CHANGE ORDER AND AUTHORIZE THE CHAIR TO SIGN.
- 3.23 \* Butte County Sheriff's Office - approval is requested for an agreement with the Sheriff's Office for the provision of the Sheriff's Inmate Labor Program. Under this agreement, the department of Public Works funds one Correctional Officer position to supervise the inmate crew performing cleanup. The term of the agreement is July 1, 2008 through June 30, 2009 with a maximum amount payable of \$121,000. The funding will be included in the 2008/2009 proposed budget - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

SHERIFF-  
CORONER

3.24 \*

Budget Transfer and Fixed Asset Purchase - approval is requested for the purchase of a 78" tandem axle dump trailer for the marijuana suppression program. The trailer is expected to cost approximately \$10,000 and will be purchased with funds from the department's State Asset Seizure fund - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT; AND APPROVE FIXED ASSET PURCHASE OF TRAILER.

3.25 \*

Firearms Domestic Violence Education and Intervention Project - approval is requested for an agreement to participate in a pilot program initiated by the Department of Justice (DOJ). The intent of the program is to decrease the risk of injury in domestic violence cases by assuring compliance with gun restrictions. The DOJ will assign a full time special agent and a crime prevention specialist and will fund two full time deputy sheriff positions. The term of the agreement is January 1, 2008 through December 31, 2009 with a maximum amount payable to the County of \$554,104 - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT; AND APPROVE THE FIXED ASSET PURCHASE OF TWO PATROL VEHICLES.

TREASURER/  
TAX-COLLECTOR

3.26 \*

Monthly Investment Report - submitted is the Monthly Investment Report dated February 29, 2008, in accordance with the Statement of Investment Policy dated July 1, 2007 - action requested - ACCEPT FOR INFORMATION.

WATER AND  
RESOURCE  
CONSERVATION

3.27 \*

Regents of University of California Office of Research, Sponsored Programs, UC Davis - amendment - approval is requested for an amendment to the agreement approved in November 2007 for the development of a watershed model. The amendment substitutes terms and conditions and insurance requirements that are acceptable to both parties and the funding agency - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X16960)

OTHER  
DEPARTMENTS  
AND AGENCIES

3.28 \*

Resolution Recognizing April 2008 as Sexual Assault Awareness Month - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

**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 2030 Process by Director-Development Services.

4.04 \*

Update Regarding Upcoming Butte County Code Amendments.

PRESENTATION  
AND DISCUSSION  
ITEMS

4.05 \*

Consideration of a Mitigated Negative Declaration Regarding Environmental Impact for the Proposed Durham-Pentz Road/Butte Campus Drive Intersection Signalization Project, Butte County Project Number 43341-06-1, File No. 243.2235 - The proposed project is for installation of a traffic signal and associated improvements. The Butte-Glenn Community College District has signed a letter agreement to reimburse the County for 50% of the design and construction costs. The Draft Initial Study identified several possible impacts to special status species, wetlands, and jurisdictional waters. The department requests that the Board adopt the Proposed Mitigated Negative Declaration upon the condition that the accompanying Mitigation Monitoring and Reporting Program Plan is adopted and implemented as part of the requirement for the project - action requested - ADOPT THE MITIGATED NEGATIVE DECLARATION WITH RECOMMENDED FINDINGS AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)

4.06 \*

Construction of Road/Butte Campus Drive Intersection Signalization Project, Butte County Project Number 43341-06-1 - approval is requested to make a series of roadway and intersection improvements to improve traffic flow and safety conditions. The project would bring the intersection up to current design and safety standards, including compliance with the current Americans with Disabilities Act (ADA) where applicable. The latest engineer's estimate for the project is \$730,000. In addition to 50% reimbursement from the College, the Board previously earmarked \$150,000 in Proposition 1B funding. This remainder will be budgeted from county wide traffic impact fees - action requested - 1) APPROVE PLANS AND SPECIFICATIONS; 2) AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ADVERTISE FOR BIDS; AND 3) AUTHORIZE DIRECTOR OF PUBLIC WORKS AND CHAIR TO SIGN PLANS. (Public Works)

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

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**5.00 PUBLIC HEARINGS AND TIMED ITEMS**

10:00 A.M. **5.01 \*** Public Hearing - Resolution Approving the Submittal of a State Community Development Block Grant (CDBG) Application - consideration of a resolution to approve the submittal of a CDBG application for the following activities: 1) Housing Rehabilitation; 2) Literacy Program; and 3) Code Enforcement - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Chief Administrative Office)

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

**BUTTE COUNTY**  
**IN-HOME SUPPORTIVE SERVICES**  
**PUBLIC AUTHORITY BOARD**  
**AGENDA**  
**MARCH 25, 2008**

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

2.00 **Closed Session**

2.01 CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT  
CODE SECTION 54957.6:  
LABOR NEGOTIATOR: CRAIG JORY/JEANNE GRAVETTE  
EMPLOYEE ORGANIZATION: CUHW

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



7.04 PUBLIC EMPLOYEE EMPLOYMENT, PERFORMANCE EVALUATIONS,  
INCLUDING: GOALS, PURSUANT TO GOVERNMENT CODE SECTION  
54957:

1. AGRICULTURAL COMMISSIONER
2. BEHAVIORAL HEALTH DIRECTOR
3. CHIEF ADMINISTRATIVE OFFICER
4. CHIEF PROBATION OFFICER
5. CHILD SUPPORT SERVICES DIRECTOR
6. COUNTY COUNSEL
7. DEVELOPMENT SERVICES DIRECTOR
8. EMPLOYMENT AND SOCIAL SERVICES DIRECTOR
9. HUMAN RESOURCES DIRECTOR
10. INFORMATION SERVICES DIRECTOR
11. LIBRARY DIRECTOR
12. PUBLIC HEALTH DIRECTOR
13. PUBLIC WORKS DIRECTOR
14. WATER AND RESOURCE CONSERVATION DIRECTOR

## **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)