

# BUTTE COUNTY BOARD OF SUPERVISORS

## AGENDA

APRIL 22, 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**

**AGRICULTURE**

**3.01** \*            Budget Transfer and Fixed Asset Purchase - approval is requested to accept \$16,409 in unanticipated revenue from the California Department of Food and Agriculture. The department requests the \$16,409 be appropriated for the fixed asset purchase of a new vehicle which will replace an older vehicle which will go to surplus - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING UNANTICIPATED FUNDS AS DETAILED IN THE AGENDA REPORT; AND APPROVE FIXED ASSET PURCHASE OF NEW VEHICLE.

**BEHAVIORAL**  
**HEALTH**

**3.02** \*            Cherokee Restoration Fellowship - amendment - approval is requested for an amendment to the agreement with Cherokee Restoration Fellowship for the provision of residential treatment services and Alcohol and Drug Free Housing (ADFH). The amendment decreases the maximum amount payable by \$35,768.12 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X16718)

**3.03** \*            Victor Community Support Services, Inc. - amendment - approval is requested for an amendment to this agreement for the provision of school-based mental health services to children. Under this agreement, approximately 350 clients will receive service. The amendment increases the maximum amount payable by \$73,389.03 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X16716)

- 3.04 \* First Responder Emergency Medical Services, Inc. - approval is requested for this agreement for the provision of emergent and non-emergent client transportation services. The term of the agreement is March 1, 2008 through June 30, 2008 with a maximum amount payable of \$33,000 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.05 \* Clean King By Dehart - approval is requested for this agreement for the provision of environmental housekeeping/janitorial services per state regulations. The term of the agreement is April 22, 2008 through June 30, 2008 with a maximum amount payable of \$26,177.31 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.06 \* Skyway House - amendment - approval is requested for an amendment to the agreement with Skyway House for the provision of long-term residential recovery services, day care, day care habilitative services, and Alcohol and Drug Free Housing services. The amendment increases the maximum amount payable by \$71,075.94 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X16701)
- 3.07 \* Tri-County Treatment - amendment - approval is requested for an amendment to this agreement for the provision of short-term residential recovery services and day care habilitative services. The amendment increases the maximum amount payable by \$18,120 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X16700)
- 3.08 \* Robert D. Barram, Ph.D. - amendment - approval is requested for an amendment to this agreement for the provision of medical work in the specialized field of psychology. The amendment increases the maximum amount payable by \$8,583.30 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (CONTRACT No. X16688)

3.09 \* Anne Sippi Clinic Riverside Ranch - approval is requested for this agreement for a residential board and care facility for Butte County Department of Behavioral Health clients. The term of the agreement is December 1, 2007 through June 30, 2008 with a maximum amount payable of \$30,030 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.10 \* Willow Glen Care Center - approval is requested for an agreement with Willow Glen Care Center for a residential board and care facility for Behavioral Health clients. The term of the agreement is August 1, 2007 through June 30, 2008 with a maximum amount payable of \$44,540 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.11 \* Stairways Recovery, Inc. - approval is requested for an agreement with Stairways Recovery, Inc. for the provision of vocational experience services, supported employment, community work crews, and situation assessments. This program is within the Mental Health Services Act (MHSA) State approved plan and will serve clients in the Oroville Area. The term of the agreement is April 1, 2008 through June 30, 2008 with a maximum amount payable of \$31,825 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

CHIEF  
ADMINISTRATIVE  
OFFICE

3.12 \* Tamara Miller, PE - amendment - approval is requested for an amendment to the agreement with Tamara Miller, PE for the provision of engineering services related to the submittal of a loan application to the State Water Resources Control Board for sewer installation in the Greater Chico Urban Area. The amendment extends the term of the agreement through June 30, 2009 and amends the Fee Schedule effective January 1, 2008 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. X15936)

3.13 \* Approval of Minutes - action requested - APPROVE MINUTES OF SPECIAL JOINT MEETING OF FEBRUARY 26, 2008.

- 3.14 \* Budget Transfer - approval is requested for a budget transfer in the amount of \$184,820 as detailed in the agenda report. The Office of Emergency Services (OES) received and held FEMA funds for the 2006 Storm Damage Projects. The Department of Public Works has completed most of the repairs and is now requesting the FEMA reimbursement for those repairs - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.
- 3.15 \* Budget Transfer - approval is requested for the re-appropriation of funds previously received under the Fiscal Year 2006 Buffer Zone Protection Program. Due to less than anticipated costs of fixed assets, the Emergency Services Office requests the re-appropriation of funds in the amount of \$18,364 for other approved grant purchases - action requested - APPROVE BUDGET TRANSFERS ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.
- 3.16 \* Consolidated Area Housing Authority of Sutter County - Exhibit 2 - approval is requested for this exhibit for the administration of the County's Housing Rehabilitation Loan Program. As the County receives additional funds for Housing Rehabilitation, fiscal obligations will be recommended to the Board as exhibits of the agreement. Each exhibit will have terms with specific timeframes. The term of Exhibit 2 is May 1, 2008 to December 31, 2009 with a maximum amount payable of \$25,000 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.
- 3.17 \* Tri-County Economic Development District - Membership Cash Match 2008/2009 - approval is requested for an agreement with Tri-County Economic Development Corporation, which serves as an Economic Development District for the counties of Butte, Glenn, and Tehama. Each jurisdiction is asked to contribute a cash match in order to continue membership within the District. The \$15,000 membership is paid through the County's Community Development Block Grant Small Business Revolving Loan fund - action requested -APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

CLERK-RECORDER/  
REGISTRAR OF  
VOTERS

3.18 \*

Manpower, Inc. - approval is requested for an agreement with Manpower, Inc. for the provision of staffing services for the June primary election. Due to the short time frame and volume of staffing needed, it is more efficient to contract for personnel through an agency - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

COUNTY  
COUNSEL

3.19 \*

Waiver of Application Fee - consideration of a request submitted by Tom and Debbie Clarenbach for a waiver of the application fee in the amount \$2,883.80 for a Certificate of Compliance - action requested - PURSUANT TO BUTTE COUNTY CODE SECTION 3-40.5, DETERMINE WHETHER A PUBLIC INTEREST FINDING CAN BE MADE TO WAIVE THE \$2,883.80 FEE.

FIRE

3.20 \*

Contract for Hazard Reduction Services - HR 2389 - The Fire Department was awarded an HR 2389 (Secure Rural Schools and Community Self-Determination Act of 2000) grant through the Butte Fire Safe Council. This agreement with CalFire for staffing, which is funded within the Department's 2007-08 budget, will provide for fire inspectors to educate homeowners on defensible space and weed abatement, along with providing a checklist that homeowners can use in evaluating their own property. The term of the agreement is July 1, 2007 through June 30, 2008 with a maximum amount receivable of \$35,677 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AND ADOPT RELATED RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

GENERAL  
SERVICES

3.21 \*

Notice of Completion - Oroville Courthouse Stucco Repair Project - All contract work which consisted of sealing and patching cracks in the existing stucco and applying a new water proof exterior coating has been completed - action requested - ACCEPT CONTRACT WORK; AUTHORIZE THE CHAIR TO SIGN THE NOTICE OF COMPLETION; AND AUTHORIZE THE RECORDING OF THE NOTICE OF COMPLETION.

3.22 \* Budget Transfers - In 2007, the Board approved the Capital Improvement Plan (CIP), the creation of the General Service Department, and the reorganization of various financial management operations. Due to these organizational changes, approval is now requested for appropriations in order to co-locate staff in each affected department, which are General Services, Human Resources, and the Chief Administrative Office. The co-location projects will be funded from cash reserves currently available, with allowable capital costs being financed at the conclusion of all projects. In addition, the Sheriff's Evidence Storage building is in the top tier of the CIP, and the County will benefit from consolidating the funding for that project with this financing. A total appropriation of \$1,947,180 from the Capital Project fund as detailed in the agenda report is requested - action requested - APPROVE BUDGET TRANSFERS (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT; AND ADOPT RELATED REIMBURSEMENT RESOLUTION.

3.23 \* Western Business Products - approval is requested for an agreement with Western Business Products for digital copiers. The term of the agreement is July, 1, 2008 to June 30, 2013 with maximum amount payable of \$33,672.25 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO APPROVAL BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

HUMAN  
RESOURCES

3.24 \* Resolution to Amend the Salary Ordinance - the department has prepared a resolution which will amend the salary ordinance as follows: ADMINISTRATION - requests to reclassify one position of Administrative Assistant, Senior; Office Specialist, Senior; or Office Specialist to the classification of Administrative Analyst, Associate. This reclassification better reflects the current duties being performed by the incumbent - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.25 \* Resolution Recognizing Jeanne Gravette, Director of Human Resources, Upon Her Retirement from Butte County - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

INFORMATION  
SYSTEMS

3.26 \* Fixed Asset Modification - approval is requested to modify the list of fixed assets that were approved in the Fiscal Year 2007/2008 Final Budget due to compliance issues, improvements in technology, and equipment obsolescence. The modifications are detailed in the agenda report. No additional funding is requested - action requested - APPROVE MODIFICATION OF APPROVED FIXED ASSETS.

PROBATION

3.27 \*

Resolution Authorizing Submittal of Application to the California Department of Corrections and Rehabilitation (CDCR) - consideration of a resolution which authorizes the Chief Probation Officer and/or Chair to submit an application and related documents to CDCR for annual funding received through the Juvenile Justice Crime Prevention Act. The projected distribution to Butte County for Fiscal Year 2008/2009 is \$618,684 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

PUBLIC  
HEALTH

3.28 \*

California Department of Public Health (CDPH) - approval is requested for a revenue agreement with CDPH for the provision of immunization services. The term of the agreement is January 1, 2008 through December 31, 2008 with a maximum amount receivable of \$67,683 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.29 \*

California Environmental Protection Agency - approval is requested for this revenue agreement with the State in order to receive grant funding for the implementation of the California Aboveground Petroleum Storage Act. This law transfers the authority and responsibility for the inspection of aboveground petroleum storage tank facilities to local Certified Unified Program Agencies (CUPAs). The Environmental Health Division is Butte County's CUPA. The term of the agreement is January 1, 2008 to March 1, 2010 with a maximum amount receivable of \$101,358.67 - action requested - APPROVE AGREEMENT 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.

3.30 \*

California Department of Public Health - amendment - approval is requested for an amendment to the master agreement with California Department of Health Services for funding of a variety of AIDS related services. The amendment increases the maximum amount payable to the County by \$562,238 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; AUTHORIZE THE DIRECTOR OF PUBLIC HEALTH TO SIGN RELATED AMENDMENTS 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.

3.31 \* Resolution Recognizing May 6, 2008 to May 12, 2008 as National Nurses Week - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.32 \* Resolution Authorizing Submittal of Grant Application to California Integrated Waste Management Board (CIWMB) - consideration of a resolution which authorizes the Director of Environmental Health to submit an application and related documents to obtain funds from CIWMB to support local solid waste landfill permit and inspection programs - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

PUBLIC  
WORKS

3.33 \* City of Gridley - approval is requested for an agreement with the City of Gridley for the provision of striping services to be provided by the County. In order to promote visitation to the Grey Lodge State Wildlife Area, the city has requested that Butte County paint a green line on the center of the road along the Colusa Highway and Pennington Road between Gridley City Limits and the Grey Lodge Wildlife Area. The City of Gridley will reimburse the County for all costs incurred - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL.

3.34 \* Removal of Abandoned Vehicles Below Lookout Point - approval is requested for the Director of Public Works to enter into an agreement for the removal of 52 abandoned vehicles below Lookout Point. Staff has determined that the only way to remove the vehicles is by helicopter. A company that will be logging in the area has provided an initial estimate of \$20,000 to \$25,000 for this service. Community Cleanup Grant funds will be used to cover the costs - action requested - AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT TO REMOVE THE ABANDONED VEHICLES BELOW LOOKOUT POINT.

3.35 \* Letter of Support to State Assembly Budget Subcommittee #5 - approval is requested for a letter of support to urge Subcommittee #5 to protect and fund vital transportation programs in the 2008/2009 State Budget. The California State Association of Counties, the League of California Cities, and the Regional Council of Rural Counties each support this position - action requested - APPROVE LETTER OF SUPPORT AND AUTHORIZE THE CHAIR TO SIGN.

3.36 \* Authorization to Award Project - Aguas Frias Bridge Across Butte Creek, Federal Project STPLF-5912(014), County Project Number 23201-95-1 - approval is requested to award the project to replace two County bridges located on Aguas Frias Road to MCM Construction of North Highlands, California. MCM was the lowest responsible and responsive bidder with a bid of \$7,183,500. This project is 100% reimbursable through the Federal Highway Bridge Program and the State Transportation Improvement Program - action requested - AWARD CONTRACT TO MCM CONSTRUCTION IN THE AMOUNT OF \$7,183,500.

3.37 \* Resolution for the Summary Vacation of a Portion of River Road - Caltrans relocated the intersection of River Road and Highway 32 and realigned a portion of River Road. This construction severed a portion of the existing River Road which is no longer necessary for public road purposes - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

SHERIFF-  
CORONER

3.38 \* Forensic Medical Group (FMG) - amendment - approval is requested for an agreement with FMG for the provision of pathological services. The amendment increases the maximum amount payable by \$60,000 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER. (Contract No. X16580)

WATER AND  
RESOURCE  
CONSERVATION

3.39 \* Resolution Authorizing Execution of Grant Agreement with Department of Water Resources (DWR) - consideration of a resolution to authorize the Director of Water and Resource Conservation to negotiate a grant agreement with DWR to accept grant funding under Proposition 50 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.40 \* Resolution Proclaiming May 2008 as Water 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.

1. Senate Bill (SB) 1617 (Kehoe) - approval is requested to ratify letter **in opposition of** ~~of support for~~ SB 1617, a bill which proposes to establish a fee on buildings and structures in state responsibility areas in order to fund fire prevention and suppression activities - action requested - **RATIFY LETTER ~~OF SUPPORT OF OPPOSITION~~ SIGNED BY CHAIR.** (Chief Administrative Office)

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 Veterans Memorial Park - Recognition of the Individuals and Entities that Assisted in Clearing the Future Site of the Veterans Memorial Park in Oroville - INFORMATIONAL ONLY. NO ACTION REQUESTED. (Supervisor Connelly)
- 4.06 \* Butte County Resource Conservation District (RCD) - Long Range Strategic Plan and Annual Report - RCD staff and RCD Board members will present their annual report and a draft of the 2008-2013 Long Range Strategic Plan - action requested - ACCEPT FOR INFORMATION. (Chief Administrative Office on behalf of Resource Conservation District)
- 4.07 \* Resolution Regarding Butte County General Plan 2030 Citizens Advisory Committee (CAC) - consideration of a resolution that clarifies the CAC's role and the method for appointment of CAC's members and establishes a work plan for the committee. Upon adoption, this resolution will supercede and replace the four previous resolutions concerning the CAC - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Department of Development Services)
- 4.08 \* Butte County 2008 System Improvement Plan (SIP) - The Director of Employment and Social Services (DESS) will provide a report regarding the 2008 SIP as required by Assembly Bill 636 and California Department of Social Services - action requested - ACCEPT FOR INFORMATION; AND APPROVE THE SYSTEM IMPROVEMENT PLAN AS SUBMITTED. (Department of Employment and Social Services)

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

                  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**  
**APRIL 22, 2008**

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

2.00           **Consent Agenda**

**2.01** \*       Liebert Cassiday Whitmore - approval is requested for  
a sole source agreement with Liebert Cassiday Whitmore  
for the provision of labor relations services regarding  
In-Home Supportive Services providers. The agreement  
will be billed on an hourly basis along with necessary  
costs and expenses incurred by the contractor. The  
hourly rates range from \$160 to \$290 for attorneys and  
\$100 to \$130 for paraprofessionals. It is anticipated  
that Jack Hughes, associate attorney, and Deborah  
Glasser, labor relations professional, will be  
providing the majority of the services to the Public  
Authority. Mr. Hughes' hourly billing rate is \$220 and  
Ms. Glasser's hourly rate is \$185 - action requested -  
APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN  
SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-  
CONTROLLER.

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.

**5.00 PUBLIC HEARINGS AND TIMED ITEMS**

10:00 A.M. **5.01** \* Public Hearing - Appeal of Planning Commission's Denial of Exception Request to Road Improvement Condition - Tentative Parcel Map 06-13 - consideration of an appeal regarding the Planning Commission's requirement for road improvement standards for Quail Point Lane and Rocky Point Road to Enterprise Road. The property is located approximately 18 miles east of Oroville at 231 Quail Point Lane, APN 071-300-002 - action requested - STAFF RECOMMENDS ADOPTING RESOLUTION TO DENY THE APPEAL AND UPHOLD THE PLANNING COMMISSION'S DENIAL AND AUTHORIZE THE CHAIR TO SIGN RESOLUTION. (Department of Development Services)

10:15 A.M. **5.02** \* Public Hearing - Two Appeals of Planning Commission's Decision Related to Tentative Parcel Map 06-0020 - The following appeals were received on this project: 1) an appeal by the applicant regarding the requirement to improve Webb Avenue along the parcel frontage and out to Rose Avenue; and 2) an appeal by a neighbor regarding approval of the project - action requested - STAFF RECOMMENDS ADOPTING RESOLUTION WHICH AUTHORIZES THE FOLLOWING:

- 1) GRANT IN PART AND DENY IN PART, THE FIRST APPEAL BY ALLOWING MODIFIED ROAD STANDARDS (CONDITIONS #8 AND #9) AS DETAILED ON THE RESOLUTION; AND
- 2) DENY THE SECOND APPEAL, ADOPTING MITIGATED NEGATIVE DECLARATION WITH FINDINGS AND CONDITIONS AS DETAILED ON THE RESOLUTION, INCLUDING MODIFIED CONDITIONS #8 AND #9. (Department of Development Services)

- 10:35 A.M. 5.03 \* Public Hearing - Appeal of Planning Commission's Prohibition of Second Dwelling Units Related to Tentative Parcel Map 06-0029 - consideration of an appeal of one of the conditions of approval as required by the Planning Commission. The applicant is appealing Condition #6 which prohibits second dwelling units. The property is located at 9106 Cohasset Road, north of the City of Chico and in the community of Cohasset - action requested - STAFF RECOMMENDS ADOPTING RESOLUTION TO DENY THE APPEAL OF CONDITION #6. (Department of Development Services)
- 11:00 A.M. 5.04 \* Public Hearing - Adoption of an Ordinance Amending Article VII of Chapter 3 of the Butte County Code Adjusting Specific Gate Fees Chargeable at the Neal Road Sanitary Landfill - action requested - OPEN AND CONTINUE PUBLIC HEARING ON THE PROPOSED ORDINANCE TO JUNE 10, 2008 AT 10:00 A.M. (Public Works)
- 11:05 A.M. 5.05 \* Public Hearing - Further Proceedings Regarding the Appeal of Signalized Intersection West, LLC for a Grading Permit - GRD 06-01 - On September 11, 2007, the Board of Supervisors denied the appeal of the Planning Commission's denial of a grading permit application. A lawsuit has been filed alleging, in part, that the Board did not make findings to support its decision. Staff recommends the Board vacate and set aside its prior action and set the appeal for another hearing at a future Board meeting - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (County Counsel)

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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.

**7.00            CLOSED SESSION**

7.01            PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT/RECRUITMENT PURSUANT TO GOVERNMENT CODE SECTION 54957: INTERIM DIRECTOR OF HUMAN RESOURCES/DIRECTOR OF HUMAN RESOURCES.

7.02            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.

7.03            ACTUAL LITIGATION PURSUANT TO GOV. CODE SEC. 54956.9(a): TWO CASES

1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100);
2. BUTTE COUNTY V. NATIONAL INDIAN GAMING COMMISSION (NIGC); CASE NO. 08-519 USDC - DISTRICT OF COLUMBIA.

## **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)