

BUTTE COUNTY BOARD OF SUPERVISORS

AGENDA

AUGUST 25, 2009



County Supervisors

Bill Connelly, District 1
Jane Dolan, District 2
Maureen Kirk, District 3
Steve Lambert, District 4
Kim Yamaguchi, District 5

Gregory G. Iturria, 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.**
-

3.00 **CONSENT AGENDA**

AUDITOR

3.01 * Adoption of Tax Rates - consideration of a resolution to adopt various ad valorem tax rates for Fiscal Year 2009/2010 as required by State law - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

3.02 * County Service Area Service Charges - In order to levy service charges in various county service areas, it is necessary to accomplish several prerequisite steps - action requested - DIRECT THAT A REPORT OF SERVICE CHARGES BE PREPARED IN ACCORDANCE WITH GOVERNMENT CODE SECTION 25210.77(a) AND FILED WITH THE CLERK OF THE BOARD; DIRECT PUBLIC HEARING BE SET FOR SEPTEMBER 29, 2009 AT 9:45 a.m.; AND DIRECT PUBLIC NOTICE OF HEARING BE GIVEN IN ACCORDANCE WITH GOVERNMENT CODE SECTION 6066.

BEHAVIORAL
HEALTH

3.03 * Willow Glen Care Center - approval is requested for a sole source agreement with Willow Glen Care Center for a residential board and care services for Behavioral Health clients. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$416,830 (department budget utilizing realignment funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.04 *

Caminar, Inc. - approval is requested for a sole source agreement with Caminar for the provision of vocational experience services, supported employment, community work crews, and situational assessment. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$429,638.15 (department budget utilizing MHSA and SAMHSA funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.05 *

Oroville Hospital - approval is requested for a sole source agreement with Oroville Hospital for the provision of initial medical evaluations for persons with urgent/emergency conditions prior to their admission to Butte County Behavioral Health Psychiatric Health Facility or within 24 hours thereafter, as required by law. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$50,050 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.06 *

Courage to Commit - approval is requested for an agreement with Courage to Commit for the provision of residential and outpatient mental health services to foster care children in Butte County. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$747,121.23 (department budget utilizing MHSA and State and Federal Medi-Cal funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.07 *

Crestwood Behavioral Health, Inc. - approval is requested for a sole source agreement with Crestwood for the provision of behavioral intervention and psychosocial rehabilitation for consumers in secure residential settings. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$608,326.45 (department budget utilizing realignment funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.08 *

Youth for Change - approval is requested for an amendment to the agreement with Youth for Change for the provision of services associated with the Mental Health Services Act (MHSA) LINK Program including outreach for homeless youth, transitional shelter, and a multi-service drop-in center. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$807,857.20 (department budget utilizing MHSA funds) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.09 *

Butte County Probation Department - approval is requested for an agreement between Behavioral Health and Probation for the provision of services related to the Drug Court Program. The term of the agreement is July 1, 2009 through June 30, 2010 with a maximum amount payable of \$54,064 (department budget) - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

CHIEF
ADMINISTRATIVE
OFFICE

3.10 *

Approval of Minutes - action requested - APPROVE MINUTES OF AUGUST 11, 2009.

3.11 *

Response to the 2009/2010 Grand Jury Final Report - submitted is the Board of Supervisors' response to the findings and recommendations contained in the 2009/2010 Grand Jury Final Report. The report also includes a copy of the responses provided to the Presiding Judge from the elected and appointed department heads - action requested - APPROVE THE RESPONSE FOR SUBMITTAL TO THE PRESIDING JUDGE, AMENDING IF NEEDED. IF AMENDED, THE FINAL RESPONSE WILL BE INCLUDED ON THE SEPTEMBER 15, 2009 BOARD OF SUPERVISORS AGENDA FOR FINAL APPROVAL.

EMPLOYMENT
AND SOCIAL
SERVICES

3.12 *

Biggs/Gridley Memorial Hospital - amendment - approval is requested for an amendment to the agreement with Biggs/Gridley Memorial Hospital for the provision of Medi-Cal and County Medical Services Program eligibility determination services. The amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount receivable of \$55,872 (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. R40977)

3.13 *

Enloe Medical Center, Touchstone Program - amendment - approval is requested for an amendment with Enloe for the provision of supportive services for CalWORKS clients. The amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$24,900 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.14 *

Butte County Probation Department - approval is requested for an agreement with Probation for the provision of alcohol and drug testing services for the clients of Children's Services. The term of the agreement is September 1, 2009 through June 30, 2010 with a maximum amount payable of \$120,000 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; APPROVE RELATED BUDGET TRANSFER (4/5 VOTE REQUIRED) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

FIRE

3.15 *

Accept Unanticipated Revenue - approval is requested to accept a total of \$6,675 in donations from the Northern Circle Indian Housing Authority for the purchase of equipment for the Palermo and Kelly Ridge Fire Stations - action requested - APPROVE BUDGET TRANSFER (4/5 VOTE REQUIRED) ACCEPTING AND APPROPRIATING UNANTICIPATED REVENUE AS DETAILED IN THE AGENDA REPORT.

3.16 *

Surplus Equipment - approval is requested to declare surplus various items as detailed in the agenda report as they no longer meet the needs of the department. Each item listed has been replaced by new equipment - action requested - DECLARE SURPLUS THE ITEMS DETAILED IN AGENDA REPORT AND REMOVE FROM FIXED ASSET LEDGER.

GENERAL
SERVICES

3.17 *

James E. Brown, individually and Trustee of the James E. Brown Family Trust - approval is requested for a recast lease agreement with James E. Brown for the property located at 1311 Mangrove Avenue, Suites D and E in Chico. The Department of Public Health operates the Women Infants and Children (WIC) Program at his location. The term of the lease agreement is September 1, 2009 through June 30, 2010 with monthly lease payment of \$2,300 per month (\$0.8846 per square foot) - action requested - APPROVE RECAST LEASE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.18 *

T.W. Dufour and Associates - approval is requested for a recast lease agreement with T.W. Dufour for the property located at 500 Cohasset Road, Suite 26, Chico. The Department of Behavioral Health operates the Youth Clinical Outpatient Center at this location. The term of the lease agreement is September 1, 2009 through August 31, 2015 with an initial monthly lease payment of \$1,437.48 (\$1.11623 per square foot). This rate is reflective of the current market rent in this area. The lease provides for one 2.5% increase at month 29 - action requested - APPROVE RECAST LEASE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.19 *

John Regh - approval is requested for a recast lease agreement with John Regh for the property located at 2592 Notre Dame Boulevard, Suite B, Chico. The Butte County Probation Department utilizes this location for administrative and program-related office space. The term of the lease agreement is September 1, 2009 through June 20, 2012 with a total monthly lease payment of \$2,998.84 (\$1.24517 per square foot including maintenance and repair). This is a reduction from the current monthly lease rate - action requested - APPROVE RECAST LEASE AGREEMENT AND AUTHORIZE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

HUMAN
RESOURCES

3.20 *

Resolution to Amend the Salary Ordinance - The resolution will amend the salary ordinance as follows:

HUMAN RESOURCES - requests to change the title of the current Finance Officer classification to Manager, Governmental Accounting. This change is in response to the transfer of the main finance function for the County to the Finance and Risk Management Division of the Administrative office. The department also requests to change Section 5 of the Salary Ordinance titled "020-003 General Services-Administration" to "021 General Services." This change is part of the departmental reorganization.

AUDITOR-CONTROLLER - requests to delete one position of Auditor - Accountant / Auditor - Accountant, Associate/Accounting Specialist; and delete one position of Accounting Specialist/Account Clerk, Senior/Account Clerk. The department also requests to add one position of Manager, Governmental Accounting. These changes will decrease the total allocations in the department from 19 to 18.

DISTRICT ATTORNEY - requests to flexibly staff a current Information Systems Analyst, Senior/Information Systems Analyst/Information Systems Analyst, Associate to include the Information Systems Analyst, Principal classification. This change will allow the department to have more flexibility when making hiring decisions.

GENERAL SERVICES - requests to reclassify one position of Administrative Analyst, Senior/Administrative Analyst/Administrative Analyst, Associate to Real Property Agent. This reclassification was agreed upon by the Butte County Management Employees' Association and the Human Resources Department.

EMPLOYMENT AND SOCIAL SERVICES - requests to reclassify one position of Supervisor, Accountant to Supervisor, Administrative Analyst. This reclassification was agreed upon by the Butte County Management Employee's Association and the Human Resources Department.

BEHAVIORAL HEALTH - requests to delete one position of Psychiatric Technician, Senior/Psychiatric Technician and add one position of Certified Nurse Practitioner/Physicians Assistant. This change will allow for greater flexibility and increased medical care in the department. The total allocations in the department will remain unchanged at 302.25 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

LIBRARY

3.21 *

Resolution Proclaiming The Soloist as the Book in Common for the County of Butte in 2009-2010 - Since 2000, California State University, Chico (CSUC) has sponsored a Book in Common program to engage its students in reading, intellectual engagement, and community dialogue. For 2009-2010, Butte County Library, Butte County Behavioral Health, and other community partners are collaborating with CSUC to expand the program throughout Butte County - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

PROBATION

3.22 *

Boys and Girls Club - amendment - approval is requested for an amendment to the agreement with the Boys and Girls Club for the provision of after school programs in Oroville, Paradise, and Chico. The amendment extends the term of the agreement through June 30, 2010 and increases the maximum amount payable by \$233,602.86 (department budget utilizing JJCPA funds) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.23 *

ISD Corporation - amendment - approval is requested for an amendment to the agreement with ISD Corporation for the software license and support of the CASE Probation Case Management System. The amendment extends the term of the agreement through July 31, 2012 and increases the maximum amount payable by \$99,303.75 (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. X15703)

3.24 *

Sentinel Offender Services, LLC - amendment - approval is requested for an amendment to the agreement with Sentinel Offender Services, LLC for the provision of electronic monitoring services for youth offenders on probation. Probation, in coordination with the Sheriff's office, is in the process of a new request for competitive bids. This amendment extends the term of the agreement through January 31, 2010 and increases the maximum amount payable by \$23,000 (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. X14185)

PUBLIC
WORKS

3.25 *

Award Bid for Overlay of Lower Honcut Road from State Route 70 to Palermo-Honcut Highway, County Project Number 04451-09-1 - On June 23, 2009, in order to minimize impact on local rice harvests, the Director of Public Works requested and received Board approval to award and execute a contract for this project to the lowest responsible and responsive bidder. Six bids were received and opened on August 5, 2009. The lowest responsible and responsive bidder was Knife River Construction of Chico, CA with a bid in the amount of \$931,973. This project is funded by the American Recovery and Reinvestment Act and the County Road Fund - action requested - RATIFY AWARD OF BID TO KNIFE RIVER CONSTRUCTION OF CHICO, CA.

3.26 *

Award Bid for Overlay of Midway from Richvale Highway to South Abutment of Western Canal, County Project Number AC-2009-1 - On June 23, 2009, in order to minimize impact on local rice harvests, the Director of Public Works requested and received Board approval to award and execute a contract for this project to the lowest responsible and responsive bidder. Five bids were received and opened on August 6, 2009. The lowest responsible and responsive bidder was Granite Construction Company of Oroville, CA with a bid in the amount of \$746,295. This project is funded by the American Recovery and Reinvestment Act and the County Road Fund - action requested - RATIFY AWARD OF BID TO GRANITE CONSTRUCTION OF OROVILLE, CA.

3.27 *

Resolution Supporting a Transportation Investment Generating Economic Recovery (TIGER) Program Grant Application for the State Route 70/Ophir Road Interchange Project - consideration of a resolution which supports Butte County Association of Governments' grant application for the State Route 70/Ophir Road Interchange Project - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ACT AS OFFICIAL REPRESENTATIVE FOR BUTTE COUNTY IN SUBMITTING A LETTER OF SUPPORT.

3.28 *

Resolution Supporting a TIGER Program Grant Application for the Skyway Widening from Pentz Road to South Park Drive Project - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO EXECUTE ALL NECESSARY DOCUMENTS RELATED TO THE GRANT.

SHERIFF-
CORONER

3.29 *

Budget Transfer - approval is requested for a budget transfer of \$2,000 as detailed in the agenda report. The Methamphetamine Strike Force Prevention Committee plans to use the funds for a "Drop the Drugs" event and training - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.30 *

Accept Donation - approval is requested to accept the donation of two Automated External Defibrillators (AEDs). The AEDs were donated by Byron Parsons of First Responder EMS - action requested - ACCEPT DONATION AND APPROVE OF A LETTER OF APPRECIATION.

3.31 *

Sentinel Offender Services, LLC - amendment - approval is requested for an amendment to the agreement with Sentinel Offender Services, LLC for the provision of electronic monitoring services of offenders in lieu of detention. The Sheriff's Office, in coordination with Butte County Probation, is in the process of a new request for competitive bids. This amendment extends the term of the agreement through January 31, 2010 and increases the maximum amount payable by \$17,500 (department budget) - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER.

3.32 *

Budget Transfer - approval is requested to approve a budget transfer in the amount of \$8,773 in order to re-appropriate funds from Fiscal Year (FY) 2008 to FY 2009 in order to complete electronic upgrades at the Butte County Jail - action requested - APPROVE BUDGET TRANSFER (4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.33 *

Vehicle Purchase - The Federal Equitable Sharing Program provides for the sharing of cash, property, and/or proceeds obtained from asset forfeiture due to illegal activities. The Sheriff's Office seized a 2000 Ford F350 truck and requested use of the vehicle for official purposes. The U.S. Marshals' Office and the Drug Enforcement Administration approved the request. At the time the property is acquired, the Sheriff's Office must pay a share of the property's value to the US Marshals' Office. That amount is \$3,131.85, including tax and DMV fees - action requested - APPROVE REQUEST TO PURCHASE PROPERTY PURSUANT TO THE FEDERAL EQUITABLE SHARING PROGRAM AND AUTHORIZE THE AUDITOR-CONTROLLER'S OFFICE TO RELEASE A CHECK PAYABLE TO THE US MARSHALL'S IN THE AMOUNT OF \$3,131.85; AND APPROVE RELATED BUDGET TRANSFER(4/5 vote required) ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

3.34 *

Surplus Equipment - approval is requested to declare surplus a helicopter C18 Turbine Engine, Serial # AE404158. This engine is not suitable for use by the current Sheriff's Office helicopters - action requested - DECLARE THE HELICOPTER ENGINE SURPLUS AND OFFER THE ENGINE FOR SALE TO THE HIGHEST BIDDER; AND APPROVE PROCEEDS FROM THE SALE TO BE CREDITED TO THE SHERIFF'S OFFICE SPECIAL ENFORCEMENT UNIT.

WATER AND
RESOURCE
CONSERVATION

3.35 *

Update on Proposed Water Bottling Plant in City of Orland, Glenn County - submitted is a report on the proposed water bottling facility in Orland, CA - action requested - ACCEPT FOR INFORMATION.

3.36 *

MMC Communications - amendment - approval is requested for an amendment to the agreement with MMC Communications for the provision of outreach services associated with funding received from the CALFED/DWR Watershed Program. In 2007, the County was awarded the grant funding for this program. In December 2008, the State Department of Water Resources (DWR), issued a stop-work order on the program due to fiscal problems at the State level. The County has recently been advised that work can resume under this agreement. The amendment extends the term of the agreement through April 15, 2010 - action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN SUBJECT TO REVIEW BY COUNTY COUNSEL AND THE AUDITOR-CONTROLLER; APPROVE RELATED BUDGET TRANSFER ACCEPTING AND APPROPRIATING FUNDS AS DETAILED IN THE AGENDA REPORT.

OTHER

DEPARTMENTS

AND AGENCIES

3.37 *

Lake Madrone Water District - the Lake Madrone Water District has certified that the number of Declarations of Candidacy for the 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 - APPOINT JOHN RAYMOND AND ROGER WILLIAMS TO TERMS TO END DECEMBER 7, 2013.

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 *

Award Bid for Construction of the Proposed State Route 99 (SR-99) Frontage Road from Entler Avenue to Comanche Creek, County Project Number 50255C-2005-1 - This project was advertised starting July 28, 2009 for bids to be submitted on August 18, 2009. Once the bids have been opened, reviewed, and the lowest responsible and responsive bidder determined, Public Works will prepare a staff report to be presented at the August 25, 2009 Board of Supervisors meeting with its recommendation of award - action requested - AWARD CONTRACT TO THE LOWEST RESPONSIBLE AND RESPONSIVE BIDDER AS RECOMMENDED AND PRESENTED ON AUGUST 25, 2009. (Department of Public Works)

4.06

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

5.00

PUBLIC HEARINGS AND TIMED ITEMS

9:35 A.M.

5.01 *

Timed Item - Presentation Regarding the Butte County Coordinating Council's History and Services - action requested - ACCEPT FOR INFORMATION. (Butte County Coordinating Council)

9:45 A.M.

5.02 *

Timed Item - A Matter on Which a Public Hearing Has Been Held and Closed - On July 21, 2009 the Board of Supervisors heard an appeal of Planning Commission's Denial of Certificate of Correction application COR07-0002 to remove a note on Lot 28 of the Sierra Foothills #2 Subdivision map, Zinfandel Drive, recorded February 6, 1986 in Book 100, Pages 83 and 84. On July 21, the Board directed staff to analyze the comments and materials submitted during public hearing and to provide a recommendation. Staff recommends denial of this appeal - action requested - ADOPT A RESOLUTION WITH FINDINGS DENYING THE APPEAL. (Department of Development Services)

1:30 P.M. 5.03 *

Joint Public Hearing with Butte County Planning Commission - Butte County General Plan 2030, Meeting Series #6, Housing Element Adoption - consideration of the General Plan Amendment involving the adoption of a new Housing Element and proposed Negative Declaration pursuant to the California Environmental Quality Act. The draft Housing Element has undergone a 60-day review with the State Department of Housing and Community Development (HCD). Staff will provide a summary of HCD's comments and a summary of changes made in response to those comments to both the Board of Supervisors and the Butte County Planning Commission. The Planning Commission will convene for discussion and modification of the Housing Element and make their recommendations to the Board of Supervisors - action requested -

- 1) AFTER STAFF SUMMARY IS PROVIDED, ADJOURN BOARD OF SUPERVISORS MEETING TO ALLOW PLANNING COMMISSION DISCUSSION; AND
- 2) RECONVENE AND CONSIDER ANY RECOMMENDATIONS AS PRESENTED AND DETAILED ON THE RESOLUTION ADOPTED BY THE PLANNING COMMISSION; AND
- 3) ADOPT RESOLUTION WHICH ADOPTS THE REVISED HOUSING ELEMENT AND NEGATIVE DECLARATION AND AMENDS THE BUTTE COUNTY GENERAL PLAN. (Department of Development Services)

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 CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6:

LABOR NEGOTIATORS: BILL AVERY/LAURA BRUNSON
EMPLOYEE ORGANIZATION: BCEA, BCMEA, CWA, DSA -
MANAGEMENT/SUPERVISORY
UNIT, DSA - GENERAL UNIT,
BCCOA - SUPERVISORY UNIT,
BCCOA - GENERAL UNIT, PPOA,
AND PEA.

7.02 ACTUAL LITIGATION PURSUANT TO GOV. CODE SEC. 54956.9
(a): THREE CASES

1. LAKE OROVILLE INTERVENTION (FERC PROJECT 2100);
2. FIRST RESPONDER EMS, COUNTY OF BUTTE, ET AL V. CALIFORNIA EMS, ET AL; THIRD DISTRICT COURT OF APPEAL CASE NO. C060407;
3. VANELLA OIL V. COUNTY OF BUTTE; BUTTE COUNTY SUPERIOR COURT NO. 142273.

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.

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