



BUTTE COUNTY BOARD OF SUPERVISORS

REGULAR MEETING AGENDA

SEPTEMBER 14, 2021

9:00 AM

MEMBERS OF THE BOARD

BILL CONNELLY, DISTRICT 1

DEBRA LUCERO, DISTRICT 2

TAMI RITTER, DISTRICT 3

TOD KIMMELSHUE, DISTRICT 4

DOUG TEETER, DISTRICT 5

ANDY PICKETT
CHIEF ADMINISTRATIVE OFFICER &
CLERK OF THE BOARD

MEETING LOCATION
BOARD OF SUPERVISORS CHAMBERS
25 COUNTY CENTER DRIVE, SUITE 205
OROVILLE, CALIFORNIA 95965-3380

BRUCE ALPERT, COUNTY COUNSEL

1.A CALL TO ORDER

Pledge of Allegiance
Observation of a Moment of Silence

1.B CORRECTIONS AND/OR CHANGES TO THE AGENDA

1.C Rules of Decorum

The Board of Supervisors welcomes the public to its meetings and encourages and appreciates public engagement. The Board of Supervisors expects members of the public to act in a courteous, civil, and respectful manner. Individuals who address the Board shall not make personal, impertinent, slanderous, or profane remarks to any member of the Board, staff, or general public. The Board of Supervisors will not tolerate loud, threatening, personal or abusive language, or disorderly conduct which disrupts, disturbs, or otherwise impedes the orderly conduct of Board meetings. Violation of these rules of decorum will result in the meeting being recessed.

1.D COVID-19 Update by the Public Health Director

2. Board of Supervisors Public Comment

Comments to the Board on issues and items not listed on the agenda. Presentations will be limited to three 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.

3. CONSENT AGENDA

A. Supervisor Comments on Consent Agenda Items

B. Adopt Consent Agenda

3.01 Revenue Agreement with the California Department of Food and Agriculture (CDFA) for the High Risk Pest Exclusion Program - The County and the CDFA have participated in a long-standing agreement where the County performs high risk pest exclusion inspections and enforcement activities for parcel terminal inspections, air freight forward and nursery stock shipments from other states and countries. The term of the revenue agreement is July 1, 2021 through June 30,

2022, not-to-exceed \$37,614 – ACTION REQUESTED – APPROVE REVENUE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Agriculture)

- 3.02 Contract with Megabyte Systems, Inc. for Tax Cycle Software - Since 1988, Megabyte Systems, Inc. has provided the software package for the tax cycle departments in Butte County. The software includes the integrated processing of assessed value, property tax bills and payments. The Assessor's Office, Auditor-Controller's Office, and Treasurer-Tax Collector's Office recommends the Board of Supervisors approve the annual renewal of the Property Tax System Maintenance/Support contract with Megabyte Systems, Inc. for a total of \$244,643 plus the provision for extra services including emergency support if requested by the County, with a term beginning July 1, 2021 and ending June 30, 2022. In response to the financial burden caused by the COVID-19 pandemic and other natural disasters, Megabyte chose not to increase support rates for FY 2021-22. The Megabyte contract includes a Tax Sale Module payment of \$5,000 which has been determined to be classified as a capital asset. A budget adjustment moving appropriations within the Treasurer-Tax Collector's Office budget and approval of capital asset authority of \$5,000 is also recommended – ACTION REQUESTED – 1) APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) APPROVE THE BUDGET ADJUSTMENT AND CAPITAL ASSET. (Assessor's Office)
- 3.03 Resolution Setting Tax Rates in the County of Butte for Fiscal Year 2021-22 - In accordance with Government Code section 29100, the Board of Supervisors is required to adopt by resolution the rates of taxes on the secured roll on or before October 3 of each year. State law requires that the tax rate not exceed the 1% limit specified in the Constitution except for the voter-approved indebtedness. For voter-approved indebtedness, the Board is also required to adopt the rates necessary to support the annual debt requirement within each specific school district. The Board has approved each voter-approved school bond at the time of the issuance of each series – ACTION REQUESTED – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Auditor-Controller)
- 3.04 Agreement with Department of Health Care Services (DHCS) for Performance Requirements Under Mental Health Services Act (MHSA) and Resolution Authorizing the Director of Behavioral Health to Sign the Agreement - DHCS administers the MHSA and oversees the provision of mental health services provided with realignment funds. DHCS requires the Department of Behavioral Health to enter into an agreement, which describes terms and conditions to remain in compliance with the regulations of providing specialty mental health services and to remain eligible for State funding. DHCS also requires a resolution authorizing the Director of Behavioral Health to sign the agreement. The Department recommends entering into an agreement with DHCS for performance requirements. The term of the agreement is July 1, 2021 through June 30, 2024 – ACTION REQUESTED - 1) APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)

- 3.05 Agreement with State of California Department of Rehabilitation (DOR) for Vocational Rehabilitation Services - The State of California Department of Rehabilitation (DOR) provides vocational rehabilitation services to eligible adults and transitional age youth which will prepare them with skills necessary to secure and maintain employment. Under this agreement, mutual clients of DOR and the Butte County Department of Behavioral Health will receive the following services: personal, vocational and social adjustment, vocational assessment, employment services, and employment job coaching. These services will be delivered through contracts with Caminar and Dreamcatchers. To qualify for services, clients must be a resident of Butte County, have a mental health diagnosis, and be a client of the Butte County Department of Behavioral Health. The Department recommends entering into an agreement with DOR. The term of this agreement will begin July 1, 2021 and will terminate June 30, 2022. DOR will contribute services and funding in the amount of \$400,968. BCDBH will provide matching dollars in the form of certified expenditures for specified BCDBH personnel/positions in the amount of \$133,656 – ACTION REQUESTED - 1) APPROVE AGREEMENT; AND 2) ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)
- 3.06 Resolution Proclaiming National Suicide Prevention Week - Butte County Department of Behavioral Health recommends that the Board of Supervisors adopt a resolution proclaiming September 5 through 11, 2021 as National Suicide Prevention Week. These dates reflect the national Suicide Prevention week, which is formally acknowledged and proclaimed by counties across the United States – ACTION REQUESTED – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)
- 3.07 Contract Amendment with Netsmart Technologies, Incorporated (NTST) for the Electronic Health Record - NTST provides an electronic health record, which consists of practice management, electronic clinical records, service billing to appropriate payers including Medi-Cal, managed care, eligibility verification, and report writing for both mental health and substance use disorder services. This electronic health record fully complies with the federal confidentiality standards required by the Health Insurance Portability and Accountability Act of 1996. The Behavioral Health Department recommends amending the agreement with NTST to add additional licenses and annual subscription and maintenance fees for existing software. The amendment increases the maximum payable amount by \$364,099 not-to-exceed \$4,321,877 – ACTION REQUESTED – APPROVE AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)
- 3.08 Ordinance Regarding Compensation of Members of the Board of Supervisors - The salary of members of the Board of Supervisors (Board Members) is set by ordinance. The current ordinance, Ordinance No. 4148, specifies that upon notification of any increase in the salary of the judges, the Board of Supervisors may adopt an ordinance or amended ordinance increasing the salaries of each Board Member by the same percentage increase as the judges, as long as the increase does not exceed 5%. The increase shall not be effective prior to the effective date of the related increases in salary for the judges. The County received notification of retroactive increases to the judicial salaries in the amount of .778% effective July 1, 2018, 3.46% effective July 1, 2019 and 4.3% effective July 1, 2021. To date, the Board has taken no action on these increases totaling 8.538%. Staff recommend implementing a 3% increase at this time, while retaining the ability to take additional actions at a later date with the remaining 5.538%. With the current annual salary set at \$60,997, the increase of 3% will increase the annual salary of Board Members by \$1,830 to \$62,827 per year, effective November 27, 2021. The new ordinance, which was introduced at the regular Board meeting held on August 24, 2021, replaces Ordinance No. 4148 to reflect the new annual salary of Board Members. The ordinance will become effective November 15, 2021, which is greater than 60 days after adoption as required by law – ACTION REQUESTED – ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)

- 3.09 Resolution Approving an Application for Funding and the Execution of a Grant Agreement from the 2020 Community Development Block Grant (CDBG) Program Coronavirus Response Round 2 and 3 - The California Department of Housing and Community Development (HCD) receives funding from the United States Department of Housing and Urban Development (HUD) for the CDBG Program and allocates funds to CDBG eligible non-entitlement jurisdictions. Approximately \$71 million in new Coronavirus Response Round 2 and 3 (CDBG-CV2 and CDBG-CV3) federal funds authorized by Coronavirus Aid, Relief, and Economic Security (CARES) Act will be allocated to eligible jurisdictions to perform activities related to COVID-19 response and recovery. Butte County was awarded CV1 and CV2-3 funds to expand the Food Bank Distribution program in collaboration with the Community Action Agency. On February 23, 2021, the Board adopted Resolution 21-025 authorizing the amendment of a Standard Agreement for CDBG-CV1 funds approved on August 25, 2020 to incorporate CV2-3 funding to expand the program an additional year. Instead of amending the CDBG-CV1 Standard Agreement, HCD is requiring a separate Standard Agreement for the CV-2-3 Program and requires an updated CV2-3 resolution be adopted. The application submitted and activities awarded for CV2-3 are as follows: 1) Public Services (expansion of the CDBG-CV1 activity) – Butte County Food Bank Distribution Expansion (\$293,448); and 2) General Administration (\$43,849). "Public Services" funds for expansion of the program are allocated to cover program activity costs. "General Administration" funds are allocated to cover the costs related to grant funds management, including: financial management; reporting requirements; contract management; and, coordination with and monitoring of subrecipient. County Administration recommends the Board adopt the updated CV2-3 resolution authorizing the County to execute a new CDBG-CV 2-3 Standard Agreement with HCD for the Food Bank Distribution Expansion Program and associated General Administration funds – ACTION REQUESTED – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 3.10 Approval of Minutes for Board of Supervisors Meeting - Submitted for approval are the minutes for the May 25, 2021 and June 08, 2021, Board of Supervisors Meetings – ACTION REQUESTED - APPROVE THE MAY 25, 2021 AND JUNE 08, 2021, BOARD OF SUPERVISORS REGULAR MEETING MINUTES AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 3.11 Continuation of Local Drought Proclamation - On March 5, 2021, the Secretary of the United States Department of Agriculture designated California's 58 counties as a primary natural disaster area due to recent drought. On April 21, 2021, the Governor of the State of California proclaimed a State of Emergency to exist in two California counties due to the current and potential impacts caused by the widespread drought conditions. On May 10, 2021, the State of Emergency was expanded to include a total of 41 counties, including Butte County. The Butte County Drought Task Force recommended that the Board of Supervisors proclaim a Local State of Emergency for Butte County due to current drought conditions, which enables the County to apply for available State and federal dollars to help with response and recovery. The Board of Supervisors signed the Drought Proclamation Resolution on July 20, 2021. State law requires that the Board of Supervisors review the need for continuing the local emergency every 60 days. At this point, the final duration of the emergency has not yet been determined – ACTION REQUESTED – 1) CONFIRM THE NEED FOR CONTINUING THE PROCLAMATION OF A LOCAL EMERGENCY; AND 2) ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)

- 3.12 Chico Housing Action Team (CHAT) Request for County Building Permit Fee Waiver - CHAT, a 501c3 charitable organization, has requested that the Board of Supervisors waive County building permit fees associated with the Everhart Village project. The Everhart Village project is a planned shelter community for homeless people with severe mental illness consisting of 20 individual shelter units and a community building. The planned location is the intersection of Cohasset Road and Rio Linda Avenue in the city of Chico. The estimated cost of the building permit fees is \$6,830. Butte County Code section 1-18 allows the Board of Supervisors to waive fees under certain circumstances. As stated in the Code: “all or part of any fee set forth in the Butte County Code that they have the legal authority to waive, if the applicant is a public entity or nonprofit charitable organization or if the Board finds that it is otherwise in the public interest to do so” – ACTION REQUESTED – AUTHORIZE THE DEPARTMENT OF DEVELOPMENT SERVICES TO WAIVE BUILDING PERMIT FEES FOR CHAT FOR THE EVERHART VILLAGE PROJECT. (Development Services)
- 3.13 Contract Amendment with Youth for Change for Wraparound Services - Youth For Change specializes in social services programs which support the healing of children and families by drawing upon community resources with the goal of family reunification. Services involve families directly in identifying needs, problem-solving, and decision-making to assist them in successful transition out of the child welfare system. In 1997, Senate Bill 163 established wraparound services as an alternative to placing children in high-level group home care. Wraparound is a practice of partnering with families to provide intensive services to children and families with complex needs using a team-based approach. wraparound services provides comprehensive, collaborative treatment and support services to Butte County youth and their families. The Department of Employment and Social Services recommends amending the contract with Youth for Change for wraparound services. The amendment decreases the maximum payable amount by \$399,780 not-to-exceed \$2,463,600 and implements changes to services and payment to follow updated State claiming guidelines. Due to the decrease in the number of children/youth served, the amendment also reduces the number of participants from 40 to 35. All other terms remain the same. Additionally, the Department recommends approval of a budget adjustment to reflect State requirements, which provides claiming instruction for the wraparound program. Under this guidance, costs related to children/youth at home with family or legal guardian are to be paid for out of a different cost center than originally budgeted – ACTION REQUESTED – 1) APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) APPROVE BUDGET ADJUSTMENT. (Employment and Social Services)
- 3.14 Resolution Adopting a Standard of Aid for General Assistance (GA) and Amendments to the GA Manual - GA is a State-mandated program providing temporary monthly support to indigent adults who are not supported by their own means, other public funds, or assistance programs. Butte County currently has approximately 325 eligible clients in the program. GA is a loan program, and participants are required to pay back support received from the program. All recipients are required, as a condition of eligibility, to sign a repayment agreement to the County for all GA payments received based on their ability to pay. Those applying as disabled and unable to work are required to apply for Supplemental Security Income as a condition of eligibility. Able-bodied clients are provided job search services designed to help them obtain employment and reach self-sufficiency. The Department of Employment and Social Services recommends that the Board approve a resolution setting the GA rate at \$548 for a single individual effective October 1, 2021. This is an increase of 5.3% changing the GA amount from \$520 per month based on the Cost of Living increase provided to CalWORKs households. The Department estimates the increase to be \$81,900 through the remainder of fiscal year 2021-22. This rate increase is in accordance with State law that links any adjustment made in the CalWORKs program to a corresponding increase in the GA program – ACTION REQUESTED – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)

- 3.15 Contract Amendments with Caminar, Chico Housing Action Team, Community Action Agency of Butte County, Inc., and Youth for Change for Homeless Emergency Aid Program (HEAP) Funding The Department of Employment and Social Services, as the administrative entity brings forward a recommendation from the Butte Countywide Continuum of Care, amending HEAP contracts with various agencies so they can fully expend available funding. Otherwise, unused HEAP funds will be returned to the State. 1) Caminar, Base Camp Village 1 - Paula Court - original contract: \$790,092.00, revised contract: \$790,091.19, a decrease of \$0.81; 2) Chico Housing Action Team, Hand Up Supportive Housing for Rental Assistance - original contract: \$405,804.58, revised contract: \$412,959.57, an increase of \$7,154.99; 3) Community Action Agency of Butte County, Inc., Esplanade House Housing Voucher - original contract: \$277,704.00, revised contract: \$271,066.55, a decrease of \$6,637.45; and 4) Youth for Change, Transitional Age Youth Apartments - original contract: \$60,6000.00, revised contract: \$60,083.27, a decrease of \$516.73. The term of the contracts remains May 21, 2019 through June 30, 2021. All other terms remain the same – ACTION REQUESTED – APPROVE CONTRACT AMENDMENTS (4) AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)
- 3.16 Contract Amendment with Davey Resource Group for Inspection Services on the North Complex Fire Private Hazard Tree Removal Program - The Butte County Board of Supervisors adopted Hazard Tree Removal Ordinance 4190 for removal of hazard trees related to the 2020 North Complex Fire (NCF.) The ordinance requires removal of hazard trees as defined in section 54-15 of the Butte County Code from private property threatening roads and/or right-of-ways and improved public property. Property owners can meet the mandatory requirements for hazard tree removal by either enrolling in the Government or in the Private Hazard Tree Removal Program. The Private Hazard Tree Removal Program requires the County to enter the enrolled properties to verify the property owner has removed any and all hazard trees. After soliciting for services to assist the County with these verifications, it was determined that Davey Resource Group was the qualified responsive bidder and a professional services contract was executed by General Services for a term of May 7, 2021 through December 21, 2021 and maximum payable amount of \$100,000. To meet the need for services to complete the Program verifications, the Department of General Services and County Administration recommend amending the contract with Davey Resource Group for services on the North Complex Fire Private Hazard Tree Removal Program. The amendment increases the maximum payable amount by \$50,000, not to exceed \$150,000. All other terms remain the same. Appropriations are included in the FY21-22 budget and it is anticipated this cost is reimbursable – ACTION REQUESTED – APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (General Services/County Administration)

- 3.17 Project Plans and Specifications, Contract with TNT Industrial Contractors Inc. and Budget Adjustment for Boiler Replacement at 9 County Center Drive, Oroville - The Department of Public Works fleet operations occupies 9 County Center Drive in Oroville. The boiler providing heat to the facility has entirely failed. Plans for a replacement boiler system were drafted in 2017 though the project was deferred due to a lack of sufficient funding. The County budget for Fiscal Year 2020-21 included appropriations which were re-appropriated in Fiscal Year 2021-22, to proceed with the project, and the plans were updated to current building code by Frontier Consulting Engineers Inc. In June 2020, the Department of General Services published a formal invitation for bids for construction of the replacement boiler system as well as optional additive alternates for replacing the inefficient interior lighting and the wall and ceiling insulation. A total of two bids were received ranging in cost from \$401,840 to \$431,542 including the optional additive alternative work. The Department of Public Works has selected to defer the optional additive alternative work and proceed with only the replacement boiler system. The Department of General Services recommends that the Board of Supervisors approve the plans and specifications which are available for review at the General Services office located at 2081 2nd Street in Oroville, execute a contract with Sacramento based TNT Industrial Contractors Inc, the lowest bidder, and appoint the General Services Director as the officer of the project. The term of the contract is 90 days from the Notice to Proceed date issued for a fixed fee of \$275,268. Additionally, to fund the cost of the contract plus the related project expenses including permitting, abatement monitoring, project management and contingencies totaling \$382,371, the departments request approval of a budget adjustment to move appropriations in the amount of \$245,371 from the General Services Department budget to the Capital Project Fund and also request a budget adjustment in the amount of \$137,000 from the Road Fund Appropriation for Contingencies. In addition, the departments request approval of an update to the Capital Improvement Plan– ACTION REQUESTED – 1) APPROVE THE PLANS AND SPECIFICATIONS AND AUTHORIZE THE CHAIR TO SIGN; 2) APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN; 3) APPOINT THE GENERAL SERVICES DIRECTOR AS THE OFFICER OF THE PROJECT; 4) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED); AND 5) APPROVE UPDATE TO THE CAPITAL IMPROVEMENT PLAN. (General Services/Public Works)

- 3.18 Resolution to Amend the Salary Ordinance - The Department of Human Resources recommends the Board of Supervisors adopt a resolution amending the Salary Ordinance for the following departments:

BEHAVIORAL HEALTH: Add 1 Community Services Program Manager and 1 Behavioral Health Clinician Supervisor. Delete 1 vacant Clinical Services Program Manager and 1 vacant flexibly staffed Behavioral Health Clinician II. These changes are requested to address operational and supervisor needs within the Department. Total allocations to remain unchanged. There is a net savings of \$30,690 for Fiscal Year 2021-22 as a result of the requested changes.

SHERIFF'S OFFICE: Flexibly staff 2 vacant allocated Public Safety Dispatcher positions to include the classification of Sheriff's Clerk III. Add 1 Undersheriff position and delete 1 vacant Sheriff's Captain position. These changes will better suit the staffing needs of the Department. Total allocations to remain unchanged. Funding for the positions is already included in the Sheriff's Office Budget. The estimated net savings is \$8,600 for Fiscal Year 2021-22 as a result of the requested changes.

ACTION REQUESTED – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)

- 3.19 Budget Adjustment for the Federal Library Services and Technology Act Grant - The California State Library has awarded \$99,916 in Federal Library Services and Technology Act grant to the Butte County Library. The grant will allow the Department to create, develop, host and deliver workshops and webinars on workforce and business development related topics in library branches. The library staff will align with the communities impacted by the disasters through outreach to provide access and assistance in the areas of job seeking and business start up resources for economic recovery. A layered program approach will be implemented emphasizing personal well being through connections, confidence building and leadership development. The grant requires matching funds of \$260,560 for the total cost of the project \$360,476. The matching funds will include partners in-kind contribution of \$34,560 in staff time, North Valley Community Foundation grant of \$20,000, and Butte County Library's in-kind contribution of \$206,000 in staff time, equipment and services. The Department recommends approval of a budget adjustment – ACTION REQUESTED – APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED). (Library)
- 3.20 Contract with DAX-IT Recovery Services (DAX-IT) for Substance Use Disorder Treatment Services for Community Alliance Program Participants (CAP) - DAX-IT provides alcohol and drug free recovery residences at six facilities in Oroville. Services include clean bedding, showers, full kitchen with stove and refrigerator, and utilities. Recovery residences meet all health and safety requirements of the U.S. Department of Housing and Urban Development. Drug and alcohol use is strictly prohibited at the recovery residences and the contractor cooperates with in-home visitations/searches by the Probation Department as well as drug and alcohol testing of residents. Since October 1, 2019, approximately 73 individuals participated in CAP and approximately 23 participants successfully completed the program. Participating in recovery residence services leads to sustained sobriety, gradual transition to a less intensive level of supervision, reduced homelessness, and greater employability for CAP participants. The Department anticipates eight CAP participants will require recovery residence housing per month. This creates the opportunity for CAP participants suffering from chemical dependency to help re-establish their lives. The Probation Department recommends entering into a contract with DAX-IT to provide recovery residence services CAP participants funded by the Edward Byrne Memorial Justice Assistance Grant Program. The term of the contract is October 1, 2021 through September 30, 2022; not to exceed \$38,400 – ACTION REQUESTED – APPROVE CONTRACT AND AUTHORIZE CHAIR TO SIGN. (Probation)
- 3.21 Contract with Skyway House, Inc., for Substance Abuse Treatment Services for Community Alliance Program (CAP) Participants - Skyway House, Inc. (Skyway House) provides licensed residential, intensive outpatient, and outpatient substance use disorder treatment services for adults at two facilities in Chico. Services include case management, group and individual counseling, relapse prevention, and transitional planning. The core educational curriculum is evidenced-based and complies with all State licensing requirements. Since October 1, 2019, approximately 73 individuals participated in CAP, and approximately 23 participants have successfully completed the program. From October 1, 2019, to June 30, 2021, approximately 14 CAP participants utilized substance use disorder treatment services provided by Skyway House. Participating in substance use disorder treatment leads to sustained sobriety, gradual transition to a less intensive level of supervision, reduced treatment needs, and greater employability for CAP participants. The Probation Department anticipates two CAP participants will require residential, intensive outpatient, or outpatient substance use disorder treatment per month. The Probation Department recommends entering into a contract with Skyway House to provide continued substance use disorder treatment services to CAP participants funded by the Edward Byrne Memorial Justice Assistance Grant Program. The term of the contract is October 1, 2021 through September 30, 2022; not to exceed \$96,000 – ACTION REQUESTED – APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (Probation)

- 3.22 Contract Amendment with Stacy Johnson DBA Johnson House of Sobriety for Substance Use Disorder Treatment Services for Community Alliance Program (CAP) Participants - Stacy Johnson DBA Johnson House of Sobriety provides alcohol and drug free recovery residences at five facilities in Chico. Services include clean bedding, showers, full kitchen with stove and refrigerator, and utilities. Recovery residences meet all health and safety requirements of the U.S. Department of Housing and Urban Development. Drug and alcohol use is strictly prohibited at the recovery residences, and the contractor cooperates with in-home visitations/searches by the Probation Department as well as drug and alcohol testing of residents. Since October 1, 2019, approximately 73 individuals have participated in CAP, and approximately 23 participants have successfully completed the program. From October 1, 2019 to June 30, 2021, approximately 22 CAP participants utilized recovery residences provided by Johnson House of Sobriety. Participating in recovery residence services lead to sustained sobriety, gradual transition to a less intensive level of supervision, reduced homelessness, and greater employability for CAP participants. The Probation Department anticipates eight CAP participants will require recovery residence housing per month. This creates the opportunity for CAP participants suffering from chemical dependency to help re-establish their lives. The Department entered into an agreement with Johnson House of Sobriety in 2019 for alcohol and drug free recovery residence services. The contract was amended in 2020 to extend the term and again on July 20, 2021 to extend the term to September 30, 2021 and increase the contractor compensation by \$19,200 to \$44,199. The Department recommends amending the contract with Johnson House of Sobriety to extend the term to June 30, 2022 and increase the amount by \$28,800; not-to-exceed \$72,999 – ACTION REQUESTED – APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Probation)
- 3.23 Adoption of an Ordinance to Authorize Butte County to Join The Partnership Healthplan of California (PHC) Commission - In 2013, Medi-Cal Managed Care was expanded to 28 rural California counties, including Butte County. Butte County was assigned the Regional Model in which the State contracts with two commercial plans, Anthem Blue Cross and California Health & Wellness, to administer Medi-Cal benefits in the county. After several years of experience with the Regional Model and review of other models, County staff recommended a transition to a County Organized Health System (COHS) operated by PHC to improve healthcare to Medi-Cal recipients in the County. PHC is a COHS that has consistently received higher quality scores than other plans. Along with providing health care, PHC works to improve the coordination of care, conducts outreach to enroll uninsured populations and supports population based initiatives. At the March 23, 2021 Board Meeting, a Letter of Intent to the State Department of Health Care Services (DHCS) was approved and signed by the Board to demonstrate Butte County's intent to transition to the PHC COHS. The transition was recommended by all three hospitals in Butte County. The next step of the transition to the PHC COHS is the adoption of an ordinance authorizing Butte County to join the PHC Commission and establish standards pertaining to Butte County's Commissioners. DHCS requires that all counties that desire to change Medi-Cal Managed Care models adopt an ordinance approved by the Board of Supervisors no later than October 1, 2021. On August 24, 2021, the ordinance came before the Board of Supervisors and the Board voted to waive the first reading. It is now recommended that the Board of Supervisors adopt the ordinance – ACTION REQUESTED – ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (Public Health)

- 3.24 Contract with Dokken Engineering Inc. (Dokken) for Right of Way Services for the Autrey Lane/Monte Vista Safe Routes to School (SRTS) Project - The Department of Public Works executed a Request for Qualifications/Proposals (RFQ/RFP) to select a firm to provide Right of Way Services for the Autrey Lane/Monte Vista SRTS Project. The RFQ process generated six proposals to perform the necessary work. Dokken from Folsom was selected as the most qualified firm to provide these services. The Department recommends the Board of Supervisors enter into a contract with Dokken to provide summary appraisals and negotiation services for up to 23 parcels for acquisitions and temporary construction easements. The term of the contract is September 14, 2021 through September 14, 2024, not-to-exceed \$143,903 – ACTION REQUESTED – APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)
- 3.25 Resolutions and Agreement with the State Department of Water Resources (DWR) for the Deferred Maintenance Project on the Mud-Sycamore Levee System - The Department of Public Works serves as the maintenance entity for the Mud and Sycamore Creek levees in the Chico area. These levees are part of the State's plan of flood control and are eligible for certain programs and funding opportunities. Operations and maintenance activities are funded by County Service Area 24 which includes 15,200 parcels. The Department utilized the DWR sponsored Deferred Maintenance Project, which uses State General Funds and bond funds to investigate culverts under levees. Based on the investigation, 18 culverts are eligible for rehabilitation and 4 are eligible for removal and replacement at a value of over \$1 million. DWR is prepared to begin rehabilitation work this fall, with more comprehensive culvert replacements scheduled to begin next summer. Participation in the Deferred Maintenance Project requires the Board of Supervisors to adopt a resolution approving the submission of a Notice of Intent and authorize the Director of Public Works to execute the letter and related project documents. DWR also requires the Board to adopt two additional resolutions authorizing the acceptance of the funding terms and authorizing the Director of Public Works to sign the agreement. The agreement will be finalized by DWR after the resolutions are adopted by the Board. County Counsel has reviewed the agreement terms and conditions, and resolutions and has no exceptions. Once the agreement is finalized, the Director of Public Works will only execute the final agreement if there are no substantive changes – ACTION REQUESTED - 1) APPROVE AGREEMENT AND AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO SIGN; AND 2) ADOPT THREE RESOLUTIONS AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)
- 3.26 Notice of Completion for Module 4 Landfill Gas System Expansion Project at the Neal Road Recycling and Waste Facility (NRRWF) - On April 27, 2021, the Board of Supervisors awarded the Module 4 Landfill Gas System Expansion Project at the NRRWF to Tetra Tech BAS, Inc. of Diamond Bar. The project involved drilling and installing seven additional landfill gas wells, abandoning and decommissioning a damaged extraction well, installing vertical and horizontal landfill gas wellheads, installing various pipe fittings and fixtures, and restoring soil erosion cover. The contract award amount was \$295,213. All contract work has been completed in accordance with the project plans and specifications. Total cost of work is \$290,755 – ACTION REQUESTED – ACCEPT THE CONTRACT WORK AS COMPLETE AND AUTHORIZE THE CHAIR TO SIGN THE NOTICE OF COMPLETION. (Public Works)

- 3.27 Contract Amendment with Compliance SFO, Inc. for Retention of a Biological and Human Health and Safety Risk Assessment Consultant at the Neal Road Recycling and Waste Facility (NRRWF) - On November 18, 2020, the California State Water Resources Control Board (SWRCB) issued an Investigative Work Order requiring NRRWF to prepare an Investigative Work Plan (IWP) to assess the environmental, storm water, soils, biological, and human health and safety risks posed by the leachate seeps discharges at NRRWF. On January 12, 2021, the Board of Supervisors ratified a contract with SFO Compliance, Inc. for environmental compliance services at NRRWF related to the IWP. The term of the contract is one year from December 20, 2020 through December 28, 2021, not-to-exceed \$85,000. The County retained a wetlands/biological consultant to prepare the biological and human health and safety assessment portions of the IWP. This consulting firm was unable to prepare these IWP components due to unforeseen constraints. Given an approaching IWP submittal deadline to the SWRCB, the Department recommends amending the contract with Compliance SFO, Inc. to provide consultant services to prepare the biological and human and health and safety risk assessment component of the IWP. The amendment increases the maximum amount payable by \$140,000 not-to-exceed \$225,000. All other terms remain the same – ACTION REQUESTED – APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)
- 3.28 Fiscal Year 2020-21 Annual Inmate Welfare Fund Expenditure Report - Per Penal Code section 4025(e) the Sheriff shall report annually on Inmate Welfare Fund expenditures. In FY 2020-21, \$716,778 was expended to benefit the inmates of the Butte County Jail. A detailed list of expenditures is included in the report – ACTION REQUESTED – ACCEPT AS INFORMATION. (Sheriff-Coroner)
- 3.29 Resolution Recognizing Deputy Charles Brown upon his Retirement - The Sheriff's Office recommends the Board of Supervisors adopt a resolution recognizing Deputy Charles Brown on the occasion of his retirement after 20 years of service to Butte County – ACTION REQUESTED – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Sheriff- Coroner)
- 3.30 Accept Vehicle Donation from the Center to Combat Human Trafficking - The Center to Combat Human Trafficking has donated a 2021 Ford F-250 with a value of \$48,880 to the Sheriff's Office for use as a front line law enforcement vehicle. Because the vehicle was purchased in another state and has never been registered, the Sheriff's Office is required to pay use tax on the vehicle in order to register it with the California Department of Motor Vehicles. The Sheriff's Office recommends accepting the donated 2021 Ford F-250 and requests authorization to pay the use tax of \$4,033 as a capital asset expense – ACTION REQUESTED – 1) ACCEPT DONATION; AND 2) AUTHORIZE CAPITAL ASSET. (Sheriff-Coroner)

4. REGULAR AGENDA

4.01 Boards, Commissions, and Committees

(List available at <http://www.buttecounty.net/clerkoftheboard/AppointmentsList.aspx>)

A. Appointments to Listed Vacancies

B. Board Member / Committee Reports and Board Member Comments

(Pursuant to California State law, the Board is prohibited from taking action on any item not listed on the agenda)

4.02 Update of Budget, Legislative, and Other Current Issues by the Chief Administrative Officer

A. North Complex Fire Recovery Update

B. CAO Comment

4.03 Agricultural Hoop Structures - At the June 22, 2021, Board of Supervisors meeting, the Board directed staff to prepare a discussion of Hoop Structures. Hoop structures are widely used for crop protection and cultivation due to their low cost and ability to be relocated. These structures typically do not meet minimum building standards and are exempted from building permits statewide up to 120 square feet and further exempted by a select few jurisdictions up to 1,000 square feet – ACTION REQUESTED - PROVIDE STAFF DIRECTION TO EITHER; 1) DRAFT AN EXEMPTION FROM PERMITS FOR AGRICULTURAL HOOP STRUCTURES, OR 2) CONTINUE REQUIRING PERMITS FOR AGRICULTURAL HOOP STRUCTURES THAT EXCEED 120 SQUARE FEET. (Development Services)

4.04 Letter of Support for the Arts for Any Given Child Program - At the request of Supervisor Connelly, staff prepared a letter of support for the Arts for Any Given Child program scheduled to begin in three elementary school districts in Butte County (Oroville City Elementary, Thermalito, and Palermo) – ACTION REQUESTED – APPROVE LETTER OF SUPPORT AND AUTHORIZE THE CHAIR TO SIGN. (District 1)

4.05 Employment Agreement Amendment for Chief Deputy District Attorney, Mark Murphy - The District Attorney recommends amending the employment agreement for Chief Deputy District Attorney Mark Murphy. This amendment does not provide for any change in salary or benefits. The annual salary is \$192,581. The term of this amendment is from October 1, 2021 through June 30, 2022– ACTION REQUESTED – APPROVE EMPLOYMENT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (District Attorney)

- 4.06 Resolution Authorizing the County to Apply for the Permanent Local Housing Allocation (PLHA) Non-Entitlement Local Government Competitive Program Grant - The State Department of Housing and Community Development (DHCD) issued a Notice of Funding Availability for PLHA Non-Entitlement Local Government Competitive Grant Program to provide up to \$29 million from the Building Homes and Jobs Trust Fund for eligible cities and counties. Eligible activities include providing assistance to persons who are experiencing or at-risk of homelessness through rapid rehousing, rental assistance, case management and supportive services. The Department of Employment and Social Services has completed an application requesting \$847,350 to provide case management and supportive services for a 24-month period for those individuals or families who are experiencing or at-risk of homelessness. The Department recommends the Board adopt a resolution authorizing the submission of a PLHA Non-Entitlement Local Government Competitive Program Grant application and authorizing the Director of Employment and Social Services to execute the application, standard agreement and any subsequent amendments or documents required – ACTION REQUESTED – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)
- 4.07 Introduction of an Ordinance Amending Chapter 23 B, Entitled "Water Wells" to Discontinue Exploratory Wells and Allow Exploration Holes or Borings - The use of exploratory wells began in the early 2000's to allow developers and potential purchasers of land to verify the presence of an adequate supply of groundwater prior to making significant investments in their projects or purchases. Problems arose with some property owners using exploratory wells to provide water for unpermitted activities, some of which are damaging to the environment. In 2018, the Board of Supervisors directed the Department of Public Health to work with other County departments to determine if property owners, in violation of Butte County Code section 23B, could be brought into compliance by following the County's existing code enforcement process. A workgroup comprised of several County departments performed a thorough analysis and presented the findings at the March 9, 2021 Board of Supervisors meeting. The Board requested additional information, and the information was presented at the May 25, 2021 Board meeting. At the meeting, the Board directed staff to prepare an ordinance eliminating the exploratory well program and allow the construction of exploratory holes or borings. The department worked in coordination with County Counsel to amend Butte County Code Chapter 23B, sections 23B-2(l), 23B-5(d), 23B-5(e), 23B-5(f), and 23B-10(b) to reflect this Board direction – ACTION REQUESTED – WAIVE THE FIRST READING OF THE ORDINANCE. (Public Health)

4.08

Job Order Contracts (JOC) with North Star Construction and Engineering, Knife River Construction, and RCI General Engineering - JOC is an alternative project delivery process that allows contractors to complete a substantial number of individual projects with a single bid. Public Contract Code section 20128.5 allows the County to implement a JOC services process to select vendors to complete specific individual projects for repairs, maintenance, and other repetitive work to be done according to fixed unit prices under a single umbrella contract executed by the Board of Supervisors. On July 20, 2021, the Board of Supervisors authorized the Department of Public Works to advertise for bids for JOC. JOC was advertised on July 21, 2021, and five bids were received on August 18, 2021. The lowest responsive and responsible bidder was North Star Construction and Engineering, Inc. of Yuba City. The second responsive and responsible bidder was Knife River Construction of Chico. The third responsive and responsible bidder was RCI General Engineering of Oroville. Pursuant to Public Contract Code section 20128.5 and current California Consumer Price Index, each contract is for a period of one year, and carries a minimum work guarantee of \$50,000 and has a maximum value of \$5,185,092. Per prior direction, any proposed JOC work orders in excess of \$500,000 will require additional Board of Supervisors approval. The Department recommends that the Board award JOC contracts to North Star Construction and Engineering, Inc., Knife River Construction, and RCI General Engineering – ACTION REQUESTED - 1) AWARD JOC CONTRACTS (3); AND 2) AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO SIGN THE CONTRACTS. (Public Works)

- 4.09 Drought Funding for Identified Disadvantaged Community Water System Projects - On August 24, 2020, the Board of Supervisors directed staff to bring forward a report on identified needs of small water systems serving Disadvantaged Communities (DACs) and the opportunity to pursue State drought funding through the Small Community Drought Funding Program (Program). The State announced \$200 million in funding and is currently accepting applications. Five projects have been identified and described for inclusion in the Northern Sacramento Valley (NSV) Integrated Regional Water Management Plan (IRWMP) by a technical assistance grant the County is managing on behalf of the NSV region. The five projects were added to the project list of the NSV IRWMP by the NSV Board at its meeting on August 25, 2021. The projects include: 1. Foothill Solar Community Drinking Water Compliance Project; 2. Feather Ridge Estates Drinking Water Compliance and Fire Damage Replacement Project; 3. Feather River School Drinking Water Compliance Project; 4. Berry Creek Elementary School Drinking Water Compliance and Fire Damage Replacement Project; and 5. Palermo Clean Water Consolidation Project. The water systems for projects 1-4 do not have the technical, financial, or managerial capacity to pursue drought funding on their own. Financial resources and a consultant are required to complete a Program application. The Foothill Solar Community and Feather Ridge Estates are prepared to implement the project is awarded funds. The interest and capacity of the schools needs further discussion. The estimated cost of completing a grant application for each project is approximately \$5,000-\$10,000. The County entered a contract with Luhdorff and Scalmanini Consulting Engineers for drought response assistance and can begin the grant application work within this contract if directed by the Board. The Department recommends the Board approve \$40,000 from the General Fund Appropriation for Contingency for the work. An update on the status of the Palermo Clean Water Consolidation Project and the complete source of potential funding options will be presented to the Board on September 28, 2021 – ACTION REQUESTED - 1) DIRECT STAFF TO COMPLETE FUNDING APPLICATIONS FOR FOUR SMALL COMMUNITY WATER SYSTEMS; AND 2) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED). (Water and Resource Conservation)

- 4.10 Items Removed from the Consent Agenda for Board Consideration and Action

5. PUBLIC HEARINGS AND TIMED ITEMS

- 5.01 9:30AM – Timed Item - Discussion of Potential Termination of Local Disaster Proclamation Resolution Due to COVID – On July 20, 2021, the Board of Supervisors directed staff to bring for discussion the COVID proclamation that was ratified by the Board on March 10, 2020. On August 10, the Board discussed the topic and directed staff to return with the proclamation to terminate the local disaster or the alternative to end the proclamation at a later date based on potential benchmark(s) that indicate the pandemic emergency has ended. These could include labor market stabilization, school classroom closures, mask orders, congregate sheltering, rental assistance programs, enhanced unemployment benefits, COVID infection figures, or existence of State emergency declarations – ACTION REQUESTED – 1) DETERMINE DESIRED BENCHMARK TO TERMINATE EMERGENCY; OR 2) ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 5.02 1:30PM – Timed Item – Butte County 2021 Redistricting Hearing - Redistricting Partners, the consultants hired to manage the 2021 redistricting process in Butte County, will provided an update on community input received; receive additional public input; and receive direction from the Board for draft maps to be presented on October 12, 2021 – ACTION REQUESTED – PROVIDE DIRECTION TO CONSULTANTS. (County Administration)

6. BOARD OF SUPERVISORS CLOSED SESSION

- 6.01 Public Employee Employment, Appointment, Recruitment, Performance Evaluations, Including Goals, Pursuant to Government Code Section 54957:
- A. Agricultural Commissioner
 - B. Behavioral Health Director
 - C. Chief Administrative Officer
 - D. Chief Probation Officer
 - E. Child Support Services Director
 - F. County Counsel
 - G. Development Services Director
 - H. Employment and Social Services Director
 - I. Human Resources Director
 - J. Information Services Director
 - K. Library Director
 - L. Public Health Director
 - M. Public Works Director
 - N. Water and Resources Conservation Director
- 6.02 Significant exposure to litigation pursuant to Gov. Code Sec. 54956.9(d)(2): One potential case.
- 6.03 Initiation of litigation pursuant to Gov. Code Sec. 54956.9(d)(4) : One potential case.

Butte County
Department Heads

Agricultural
Commissioner:
Louie Mendoza

Assessor*:
Diane Brown

Auditor-Controller*:
Graciela Gutierrez

Behavioral Health:
Scott Kennelly

Chief Administrative
Officer:
Andy Pickett

Chief Probation Officer:
Wayne Barley

Child Support Services:
Sean Farrell

Clerk-Recorder /
Registrar of Voters*:
Candace Grubbs

County Counsel:
Bruce Alpert

Development Services:
Paula Daneluk

District Attorney*:
Mike Ramsey

Employment & Social
Services:
Shelby Boston

Fire Chief:
John Messina

General Services:
Grant Hunsicker

Human Resources:
Sheri Waters

Information Systems:
Dino Cabal

Library:
Narinder Sufi

Public Health:
Danette York

Public Works:
Joshua Pack

Sheriff-Coroner*:
Kory Honea

Treasurer-Tax Collector*:
Troy Kidd

UC Cooperative
Extension Advisor:
Luis Espino

Water & Resource
Conservation:
Interim-Director
Dr. Christina Buck

Information and Procedures Concerning the Agenda and
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 on the Clerk of the Board website page.

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 County Administrative Office upon request.

Agenda Format and Meeting Order:

The agenda is usually organized into the following areas and meetings generally proceed in the following order:

1. **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.
2. **Consent Agenda:** These items 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.
3. **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.
4. **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.
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 residents. Individuals with special needs should call the Clerk of the Board at 530.552.3300, 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 Administration Office
25 County Center Drive, Suite 200, Oroville, CA 95965
530.552.3300

*Elected Official