



**BUTTE COUNTY
BOARD OF SUPERVISORS
REGULAR MEETING AGENDA
MAY 23, 2023
9:00 AM**

MEMBERS OF THE BOARD

**BILL CONNELLY, DISTRICT 1
PETER DURFEE, 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**

BRAD STEPHENS, COUNTY COUNSEL

1. CALL TO ORDER

Pledge of Allegiance
Observation of a Moment of Silence

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 the 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.

2A. CORRECTIONS AND/OR CHANGES TO THE AGENDA

2B. ANNOUNCEMENT(S) OF RECUSAL

3. CONSENT AGENDA

A. Supervisor Comments on Consent Agenda Items

B. Adopt Consent Agenda

- 3.01 Agreement with Paramjit Singh Sandhu dba Eldervilla (Eldervilla) for Board & Care Services - Eldervilla operates a 24-hour residential care facility for adults with persistent mental health conditions rendering the client unable to conduct life in societal conditions. This residential facility provides structure and monitoring for adults in need of mental health services including medication support if necessary. The facility assists clients with care and treatment needed for improved stability and potential future transition to an independent living environment. Due to the high level of need for board and care services in the County the Department of Behavioral Health is willing to contract with all local providers who are able to provide the level of service required by the Department, and agree to the terms and conditions of the agreement thereby qualifying this service as a competitive solicitation exception. The Department recommends the Board of Supervisors approve an agreement with Eldervilla to provide 24-hour board and care residential services. The term of the agreement is July 1, 2023 through June 30, 2024 not-to-

exceed \$109,686. This agreement is not measured in terms of number of clients served, as the length of stay varies based on each client's specific needs – action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)

- 3.02 Agreement with the Hmong Cultural Center of Butte County (HCCBC) for Outreach and Support Services - The HCCBC provides the development and oversight of the Zoosiab Program. The Zoosiab Program is a community-based venture serving Hmong elders in Butte County who have experienced historical trauma often associated with the Vietnam War. The program combines Western and traditional cultural practices to decrease negative impacts of stress, isolation, stigmatization, depression, and trauma in the Hmong population. The Zoosiab Program provides resources that help decrease the cultural and linguistic barriers that the elderly Hmong population experience when accessing community and mental health services. The HCCBC outcomes include providing services to a minimum of 90 clients in the fiscal year, providing programs and hosting events in the Hmong community to reduce stigma and increasing awareness of mental health services available at the HCCBC and within the community and continuing to refer clients to mental health services as appropriate. The agreement qualifies as a Sole Source competitive solicitation exception, as HCCBC is the only provider in the area who can provide this type of service on the level that the program requires. The Department of Behavioral Health recommends entering into an agreement with HCCBC for outreach services to the Hmong elder community in Butte County. The term of the agreement is July 1, 2023 through June 30, 2024, not-to-exceed \$169,205 – action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)
- 3.03 Contract with Debra Villasenor for Housing Consultant Services - Debra Villasenor provides a wide array of services associated with the identification, development, and operation of housing for clients with serious mental illness who receive services through the Department of Behavioral Health. The housing services include: determining housing needs of clients, identifying accessible housing, building partnerships with housing owners and property management firms to obtain more available units for clients, developing plans for use of Mental Health Services Act (MHSA) housing funds, and ensuring compliance with reporting requirements of housing grants. This contract assists the Department in identifying housing projects and securing project partners for housing initiatives, and provides technical assistance in housing policy as mandated by federal and state agencies. The Department recommends the Board of Supervisors approve a contract with Debra Villasenor for Housing Consultant Services. The contract is exempt from solicitation under the California Public Contract Code Section 10335.5(c). The term of the contract is July 1, 2023 through June 30, 2025, not to exceed \$140,144 – action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)

- 3.04 Capital Asset Purchase - Elections Virtual Server Equipment - The Clerk-Recorder's network server equipment serves as an essential tool to the function of the Department. This equipment is critical in preparing and conducting elections as mandated by law. The Department recommends replacing outdated and failing equipment with new and updated virtual server equipment. Cost savings related to maintenance, hardware, support and energy consumption is expected when compared to the current equipment. The Department recommends the Board of Supervisors approve capital asset authority to purchase specified server equipment. The cost of the new server equipment is \$151,144. The Department has secured a Secretary of State Grant Agreement to reimburse 75% of the total cost or \$113,358. The remaining \$37,786 will be paid for by General Fund and is included in the Departments budget – action requested - APPROVE CAPITAL ASSET PURCHASE. (Clerk-Recorder)
- 3.05 Contract with Blue Flamingo Marketing for the Hazard Mitigation Grant Program, Fire Protection and Prevention: Community Education - Fire prevention and protection education is a vital necessity for the community. Leveraging funding through the FEMA Hazard Mitigation Program, Butte County Office of Emergency Management (OEM), along with the Butte County Fire Department solicited a Request for Proposal (RFP) inviting proposals to develop and assist with providing fire prevention and protection education and outreach materials. OEM has completed the RFP process and has selected Blue Flamingo Marketing to provide community outreach and education. Funding for this project will be provided by Hazard Mitigation Grant Program. The County is required to provide 25% match, the match funds will be provided by the PG&E Settlement fund, which was approved at the June 8, 2021 Board of Supervisor meeting. The total cost for the community outreach and education project is \$500,000. Appropriations are included in the current fiscal year and in the FY 2023-24 Recommended Budget – action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 3.06 CalHome Disaster Assistance First Time Homebuyer Program Guidelines and Intergovernmental Agreement for Program Consultant Services - In October 2017, November 2018 and September 2020 Butte County experienced wildfires that destroyed a significant number of homes in the unincorporated area of Butte County. The State Department of Housing and Community Development (HCD) issued a Notice of Funding Availability for disaster assistance from its CalHome Program on August 6, 2021. Butte County was eligible for this third round of funding due to the North Complex Fire. October 26, 2021 Butte County Supervisors (Board) approved the application for this funding in Resolution No 21-155. On October 13, 2022 Butte County and the State Department of Housing and Community Development (HCD) executed an agreement through the CalHome Program for rehabilitation/reconstruction of single-family housing units and Accessory Dwelling Units impacted by the 2017, 2018 and 2020 wildfires. Program Guidelines outline how the program is run at the local level and must be approved by HCD and the Board before the program can commence. Once HCD approves the Program Guidelines, the guidelines are brought before the Board for approval. HCD has approved the Program Guidelines included with this transmittal. HCD has also reviewed and approved the Subrecipient Agreement with the City of Oroville in the amount of \$81,833 for Program Consultant Services. Consultant Services include revisions to program forms, client intake and assessment of eligibility, loan review and closing, loan servicing, and maintenance of case files. The City of Oroville has experience running State and Federal Housing Programs and First Time Homebuyer programs. County Administration recommends the Board of Supervisors approve the Program Guidelines and the Intergovernmental Agreement and authorize the Chair to sign - action requested - 1) ADOPT THE CALHOME DISASTER ASSISTANCE FIRST TIME HOMEBUYER PROGRAM GUIDELINES; AND 2)

APPROVE INTERGOVERNMENTAL AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)

- 3.07 CalHome Disaster Assistance Housing Rehabilitation Program Guidelines and Subrecipient Agreement for Program Consultant Services - In October 2017, November 2018 and September 2020 Butte County experienced wildfires that destroyed a significant number of homes in the unincorporated area of Butte County. The State Department of Housing and Community Development (HCD) issued a Notice of Funding Availability for disaster assistance from its CalHome Program on August 6, 2021. Butte County was eligible for this third round of funding due to the North Complex Fire. On October 26, 2021 Butte County Supervisors approved the application for this funding in Resolution No 21-156. On December 7, 2022 Butte County and the State Department of Housing and Community Development (HCD) executed an agreement through the CalHome Program for rehabilitation/reconstruction of single-family housing units and Accessory Dwelling Units impacted by the 2017, 2018 and 2020 wildfires. Program Guidelines outline how the program is run at the local level and must be approved by HCD and the Board of Supervisors before the program can commence. HCD has approved the Program Guidelines included with this transmittal. HCD has also reviewed and approved the Subrecipient Agreement with Habitat for Humanity Yuba/Sutter for Program Consultant Services. Habitat was selected through a solicitation process to serve as the Program Administrator for all of Butte County's Owner Occupied Rehabilitation Programs. County Administration recommends the Board approve the Program Guidelines and the Subrecipient Agreement and authorize the Chair to sign – action requested - 1) ADOPT THE CALHOME DISASTER ASSISTANCE HOUSING REHABILITATION PROGRAM GUIDELINES; AND 2) APPROVE SUBRECIPIENT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 3.08 Program Guideline Amendment and Contract Amendments and with 3CORE and Small Business Development Center for the Micro-Enterprise Loan Program - On August 25, 2020, the Board of Supervisors authorized the submittal of an application to the Community Development Block Grant (CDBG) program for Economic Development activities. On February 11, 2021, the County was awarded \$250,000 through the California Department of Housing and Community Development (HCD) for the Micro-Enterprise Loan Program. On July 20, 2021 the Board approved contracts with 3CORE and the Small Business Development Center (SBDC) to underwrite low-interest forgivable loans and provide technical assistance, respectively, to qualifying businesses in the cities of Biggs, Gridley, Oroville, and the unincorporated area of Butte County. The Program was designed to assist with COVID-19 recovery and supporting growth in the new business environment. The application period for the Program opened on October 1, 2021 and closed on November 19, 2021, however, no complete applications were received. County staff, 3CORE, and the SBDC paused the Program to allow for additional grant funding to reach the business community through grants offered in the Butte Business Stabilization Program II which was administered in 2022 through Board action using \$1.5 million in ARPA funds. With those funds expended, County staff, 3CORE, and SBDC re-assessed the Program and the appetite of local businesses to receive loans as a result of COVID. The Program Guidelines were revised to replace the lottery system to a first-come first-serve basis to encourage applications and, due to the time elapsed since the pandemic, removed the COVID tie-back as a requirement. The contract with 3CORE was amended to reflect these and other minor clarifications related to underwriting, and both contracts include the updated Program Guidelines. Staff recommends the Board approve the revised Program Guidelines and amended contracts so that the Program may re-open and the funds can be expended to eligible micro-enterprises – action requested - 1) APPROVE THE

AMENDED MICRO-ENTERPRISE LOAN PROGRAM GUIDELINES AND 2) APPROVE CONTRACT AMENDMENTS WITH 3CORE AND SBDC AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)

- 3.09 Letter of Support to the United States Department of Agriculture (USDA) for the Re-designation of the City of Oroville to Rural Status for Rural Development Housing Services - In the 2023 fiscal year rural area periodic review conducted by the USDA, the City of Oroville is being reconsidered for eligibility. Becoming an eligible area means the City will have access to USDA resources such as self-help housing and other affordable loan products, community facility grants, and funding for wastewater and broadband infrastructure. Prior to the 1980 census, the City of Oroville was considered eligible. During that census review, even though the City of Oroville had just over 10,000 residents, it lost its rural status. Over the past 40+ years, the City of Oroville has not grown significantly, and could have used multiple USDA programs to support its residents. Oroville's population following the 2020 census was 20,042, just 42 people over the 20,000 rural area population limit for areas suffering from a serious lack of mortgage credit for lower income families and not contained within an MSA. In July of 2021, the population of Oroville is estimated at just 19,893, and has seen an .8% decline. To increase the City of Oroville's access to USDA funding to support housing and other public services, staff recommends the Board approve the letter of support to the USDA Re-designating the City of Oroville to Rural Status and Authorize the Chair to sign – action requested - APPROVE THE LETTER OF SUPPORT TO THE USDA RE-DESIGNATING THE CITY OF OROVILLE TO RURAL STATUS AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 3.10 Letter of Support for SB 662 (Rubio) - Court Reporters - California courts must provide court reporters in felony criminal, dependency, and delinquency juvenile courtrooms. Court reporters are not statutorily required to be provided by the courts in civil, family law, probate, misdemeanor criminal and traffic courtrooms. Retaining and recruiting court reporters has been an issue for courts across the State for years and many courts are routinely unable to cover non-mandated case types including civil, family law, and probate. The State appropriated \$30,000,000 in the Budget Act of 2021 to increase the number of court reporters in family law and civil law cases. The Budget Act of 2022 clarified the funding may be used for recruitment and retention purposes. Courts have used the funds in varying ways to address the retention and recruitment of court reporters. A press release issued by the Superior Courts of California on November 2, 2022 indicates funding is not a viable solution as there are no qualified people for these positions. The Courts indicate a solution is needed that allows alternative means to creating a record in civil, family law and probate courtrooms. On April 25, 2023 the Board of Supervisors directed staff to draft a letter of support for SB 662. This bill requires the court to make every effort to hire a court reporter for an action or proceeding before electing to have the action or proceeding be electronically recorded. If a transcript of court proceedings is requested, the bill requires the court to provide a certified shorthand reporter the right of first refusal to transcribe the electronically recorded proceeding. In addition, the bill takes steps to address the court reporter shortage by permitting the Court Reporters Board of California to examine its licensure requirements and potentially recognize certification by the National Court Reporters Association or the National Verbatim Reporters Association for practicing in California. The bill also requires the Judicial Council to collect information from courts regarding how they are utilizing funds appropriated to recruit and hire court reporters and to report to the Legislature the efforts courts have taken to hire and retain court reporters and how the funds appropriated for this purpose have been spent – action requested – APPROVE LETTER OF SUPPORT. (County Administration)

- 3.11 Letters of Support for Assembly Bill 50 (Wood), Senate Bill 83 (Wiener), and Senate Bill 410 (Becker) - The 2023 Butte County State Legislative Platform states that the affordability and availability of housing is at a crisis level in California and the impacts of the Camp Fire and the North Complex Fire are exacerbating the problem. The Senate Energy, Utilities, and Communications (SEC) and Assembly Utilities and Energy Committees recently approved several important measures to address growing problems in timely connections of housing and commercial developments to the electrical distribution grid. Statewide, excessive delays in upgrading utility systems have resulted in lost opportunities for economic development and inhibited local ability to increase housing stocks. In Butte County, particularly with regard to restoring housing lost to fire, interconnection delays lead to cost over-runs for developers, jeopardize funding, and impact residents awaiting the completion of much-needed housing units. In the Senate, the SEC approved Senate Bill 83 and Senate Bill 410. SB 83 requires electrical utilities to interconnect a development project within eight weeks of that project becoming interconnection ready. In the Assembly, AB 50 establishes clear expectations for how quickly utilities are expected to deliver service to new customers and fulfill requests for increased load from existing customers. AB 50 also requires utilities to refine their distribution planning processes to work more collaboratively with local governments to ensure that the projected demand more closely matches the actual demand for service. AB 50 also requires utilities to share information with local governments about where distribution capacity exists or could be easily added to help meet local housing and economic development objectives – action requested – APPROVE LETTERS OF SUPPORT (x3) AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 3.12 Intergovernmental Subrecipient Agreement for Community Development Block Grant - Disaster Recovery Infrastructure Project - The Department of Housing and Urban Development (HUD) allocated \$1 billion in Community Development Block Grant - Disaster Recovery (CDBG-DR) funding related to the Federal Emergency Management Agency (FEMA) Major Disaster Declarations DR-4382 from July to September 2018 and DR-4407 in November 2018. The California Department of Housing and Community Development (HCD) is the grantee for the CDBG-DR funds. HCD allocated \$317,428,488 of the CDBG-DR funding to the Disaster Recovery Infrastructure Program (DR-Infrastructure). HCD allocated Butte County \$72,722,679 for DR-Infrastructure projects. On October 25, 2022 the Butte County Board of Supervisors approved Resolution No 22-155 establishing funding priorities which included the Sewerage Commission-Oroville Region (SC-OR) plant upgrade and expansion project. The County has requested authorization from HCD to incur Pre-Master Standard Agreement costs. This would allow Butte County to incur costs toward evaluation and development of the applications for the potential projects. HCD sent their approval for this request on February 14, 2023 and it is included with the transmittal. Staff has drafted an Intergovernmental Subrecipient Agreement with SC-OR for grant administration and project set-up costs not to exceed \$220,000. This expense will be reimbursed by CDBG-DR Infrastructure grant funds. At the May 9, 2023 Board of Supervisors meeting, staff was given direction to meet with the Plant Supervisor/Project Manager and Plant Manager for SC-OR to discuss funding questions or concerns. SC-OR staff indicated they do not have any questions and are ready to proceed with Phase I of the plant upgrade and expansion project – action requested - APPROVE THE INTERGOVERNMENTAL SUBRECIPIENT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)

- 3.13 Resolution Recognizing May 2023 as Butte County Travel & Tourism Month - Tourism plays a critical role in Butte County and the state's economic prosperity. In 2022, tourism in Butte County generated \$341.9 million in visitor spending, \$28.2 million in state and local tax revenue and 38,000 jobs to support essential services, such as education, emergency response, public safety and more. In 2016, the California Legislature declared every May as California Tourism Month to celebrate the positive economic impact of tourism in California. Butte County Administration, on behalf of Explore Butte County, recommends the Board recognize May 2023 as Butte County Travel and Tourism Month – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 3.14 Contract with Valley Toxicology Service, Inc. (Valley Toxicology) for Forensic Toxicology Services - Valley Toxicology is a provider of forensic alcohol and drug toxicology specimen collection, testing, reporting, and court testimony. Forensic toxicology testing for criminal evidence purposes must meet the requirements of Title 17 of the California Code of Regulations. Valley Toxicology meets the licensing requirements of the State regulations. The District Attorney's Office has contracted with Valley Toxicology over the last 30 years to pick up evidence specimens directly from law enforcement agencies in the county, calibrate testing equipment, including five intoxilyzers and over 100 preliminary alcohol sensor (PAS) devices, provide specimen testing analysis and results for breath, blood and solid dosage controlled substances, and provide expert witness testimony associated with the test results. The Department recommends entering into a contract with Valley Toxicology for forensic toxicology services. The term of the contract is July 1, 2023 through June 30, 2026, not-to-exceed \$472,875 – action requested – APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (District Attorney)
- 3.15 Resolution Recognizing May as Resource Parent Appreciation Month - In 2018, Congress adopted a resolution declaring May as National Resource Parent Appreciation Month. Resource families are made up of aunts, uncles, grandparents and other relatives, or non-relatives that provide care to children and youth in foster care. As a community, we recognize the important role that resource parents play in caring for our dependent children and youth in Butte County. Currently, in the United States there are approximately 437,000 foster youth nationwide in foster care; over 60,000 foster youth are in California. Approximately 27,000 foster youth are being cared for by resource families in California. There are currently 349 children and youth being cared for by resource families in Butte County. The Department of Employment and Social Services recommends that the Board of Supervisors adopt a resolution recognizing May 2023 as Resource Family Appreciation Month in Butte County – action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)

- 3.16 Revenue Agreement with Business, Consumer Services and Housing Agency (BCSH) for Homeless Housing, Assistance, and Prevention (HHAP) Program, Round 4 Funding - The State of California through BCSH, administers the HHAP Round 4 program to build on regional coordination and support local jurisdictions to reduce and end homelessness. The Department of Employment and Social Services, on behalf of the County and Butte County-wide Homeless Continuum of Care (CoC), was awarded HHAP Round 4 funds to address the homelessness crisis in the County. BCSH awarded a total of \$2,591,897, with \$1,295,948 for FY 2023-24 and the remaining \$1,295,949 to be received if 75% of the initial disbursement funds are obligated and 50% are expended by May 31, 2025. The Department intends to issue a request for proposals in fall of 2023 to subcontract a majority of the funds. The Department recommends entering into an agreement with BCSH for the HHAP Round 4 funds. The term for the revenue agreement is upon BCSH approval through December 31, 2027 – action requested - APPROVE REVENUE AGREEMENT AND AUTHORIZE THE DIRECTOR OF EMPLOYMENT AND SOCIAL SERVICES TO SIGN INCLUDING ALL RELATED DOCUMENTS. (Employment and Social Services)
- 3.17 Contract with D. H. Slater & Son, Inc. for Construction of Butte County Jail Project - The County is constructing a new 35,706 square foot stand alone detention facility consisting of new medical/mental health housing, medical clinic, programming space, and general housing (Jail Project.) On February 23, 2016, the Board of Supervisors approved Resolution No. 16-026 which appropriated to the Jail Project \$4,445,000 as In-Kind and Cash Match matching funds to the \$40,000,000 that was conditionally awarded to Butte County by the Board of State and Community Corrections for the Project. The matching funds include In-Kind matching funds of \$1,080,000 derived from the value of the land and staff time, and the remainder Cash Match funds of \$3,365,000 derived from Jail Impact Fees, Sheriff Impact Fees, and Local Assistance for Rural and Small County Law Enforcement funds. Following solicitation for construction services, the Department of General Services received bids from three of the ten pre-qualified general contractors ranging from \$37,127,947 to \$32,999,000. D. H. Slater & Son, Inc. of Chico was the low bidder. This project is partially funded through the State of California lease-revenue bond program and is required to be approved through the California Department of Finance (DOF) and the State Public Works Board (SPWB). On March 14, 2023, the Board adopted a resolution providing conditional award of a construction contract to D. H. Slater & Son, Inc. contingent upon approval by the DOF and SPWB. On May 19, 2023, the SPWB approved the award of the construction contract for the Jail Project to D. H. Slater & Son, Inc. The Sheriff's Office and Department of General Services recommend that the Board approve the contract with D. H. Slater & Son, Inc., for a fixed cost of \$32,999,000 and a term of two years – action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (General Services)

- 3.18 Contract Amendment with Lionakis for Architectural and Engineering Services for the Jail Project
 The County is constructing a new 35,706 square foot stand alone detention facility consisting of new medical/mental health housing, medical clinic, programming space, and general housing (Jail Project.) On February 23, 2016, the Board of Supervisors approved Resolution No. 16-026 which appropriated to the Jail Project \$4,445,000 as In-Kind and Cash Match matching funds to the \$40,000,000 that was conditionally awarded to Butte County by the Board of State and Community Corrections for the Project. The matching funds include In-Kind matching funds of \$1,080,000 derived from the value of the land and staff time, and the remainder Cash Match funds of \$3,365,000 derived from Jail Impact Fees, Sheriff Impact Fees, and Local Assistance for Rural and Small County Law Enforcement funds. On February 11, 2020, the Board approved a contract with Lionakis for architectural and engineering services required for the Jail Project. Architectural and engineering design services are now complete and the construction contract awarded to D.H. Slater & Son Inc. It is common for unforeseen additional design services to become required through the course of construction; industry standard guidance is to anticipate 6% to 10% of the budgeted construction contingency for additional design services. For the Jail Project, the budgeted construction contingency is \$1,649,950, and the budget for additional design services is \$140,246 or 8.5% of the construction contingency. The Department of General Services and the Sheriff's Office recommend amending the contract with Lionakis to increase the maximum payable amount by \$140,246, not to exceed \$3,427,996. All other terms remain the same – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (General Services)
- 3.19 Contract Amendment with Frontier Consulting Engineers, Inc. for Engineering Services on the County-wide Heating, Ventilation and Air Conditioning (HVAC) Replacement Project - The Department of General Services operates, repairs and maintains over 250 moderately sized commercial HVAC units and over 35 large HVAC installations that utilize complex combinations of chillers, boilers and air handling units. These units span over 135 facilities throughout the County connected to an Energy Management System (EMS), which optimizes equipment performance, and allows for remote monitoring and control. A large portion of the HVAC units are not able to provide outside airflow or filtration that can be offered in contemporary HVAC equipment, and the current EMS cannot provide adequate climate/fresh airflow controls. At the October 12, 2021 Board of Supervisors Meeting, the Board approved \$5,740,000 of American Rescue Plan Act (ARPA) funding to be used over multiple years to replace failing HVAC equipment and the EMS. On July 26, 2022 the Board approved a contract with Frontier Consulting Engineers, Inc to evaluate and prepare construction plans for the facilities that have been identified to be best served by redesigning all or part of their HVAC systems. Through the course of evaluation, unforeseen conditions were identified in two of the facilities, 7 County Center Drive and 3 Gillick Way, requiring expanded services to include additional structural calculations, additional component redesign, and special construction phasing to facilitate Sheriff's Office operations. The Department recommends amending the contract with Frontier Consulting Engineers, Inc. to increase the maximum payable amount by \$24,000 not-to-exceed \$244,000, and extend the term of the contract by one year through July 25, 2024. All other terms remain the same – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (General Services)

- 3.20 Budget Adjustment for Asphalt Repair at 3, 5, and 7 County Center Drive, Oroville - The driveway and parking areas surrounding the Departments of Human Resources, Development Services and Public Works located at 3, 5, and 7 County Center Drive is deteriorated and requires replacement. This project was included in the Fiscal Year 2022-23 budget for the Department of General Services and the Department of Public Works is managing the work via their job order contracting program. The estimated and budgeted cost of the project is \$550,000. The first phase of removal of the existing asphalt found that the condition of the road bed is far worse than anticipated due to years of water permeating through the broken asphalt. The best course for remediation is to excavate the road bed and replace with new material, and to expect the same condition with the remainder of areas included in this project. To move the project forward including replacement of the road bed, a budget adjustment of \$150,000 is necessary, for a total project budget amount of \$700,000. The Departments of General Services and Public Works recommends the Board of Supervisors approve a budget adjustment from the General Fund Appropriations for Contingencies – action requested - APPROVE THE BUDGET ADJUSTMENT. (General Services/Public Works)
- 3.21 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:

COUNTY ADMINISTRATION: Add 1 Assistant Chief Administrative Officer. This addition will in time replace future anticipated vacancy. Total allocations to temporarily increase by 1, but eventually will remain unchanged from the FY 2022-23 Amended Budget. Any increased costs in the current year will be funded through existing appropriations, and costs in the FY 2023-24 will be funded through salary savings.

HUMAN RESOURCES: Amend Section 28C – General Unit of Salary Ordinance No. 4224 of the County of Butte by deleting Class Code 11815 Dental Hygienist, Range 40. Amend Section 28O – Classifications With Flat Rate Assignments by Adding Class Code 11815 Dental Hygienist \$34.00 - \$46.00/HR. Delete Class Code 4015 Environmental Health Specialist, Senior and 1061 Fleet Administrative Assistant as employees in these classifications as part of the 2022 Class/Comp Study implementation have been reclassified into a new classification within a bargaining unit.

Action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)

- 3.22 Contract with AT&T for Migration of Voice Over IP (VOIP) Services to Microsoft Teams - Current VOIP phone services from AT&T are purchased through the CALNET State Contract which covers telecommunications and network services. The County currently provides VOIP phone services through Microsoft Skype for Business to provide VOIP phone calls and internal conferencing services. In January 2024, Microsoft will no longer support the Skype for Business software, which is being replaced by Microsoft Teams. This contract covers professional services required to fully enable AT&T VOIP Services in the Microsoft Teams system and to migrate users, numbers, phones, and call routing from Skype for Business to Teams. On August 9, 2022, the Board of Supervisors approved \$325,000 in ARPA funding for the Microsoft Teams Migration project. A portion of that funding went toward the Microsoft Enterprise Agreements approved by the Board on April 11, 2023, which includes Microsoft Teams software through the M365 tenant. The other portion covers the cost of this contract. The Department of Information Systems recommends approving a contract with AT&T for professional services to support the migration of VOIP phone services. The execution of the work will take approximately 12 weeks, not-to-exceed \$112,800. Changes to the cost may only occur through the change order process – action requested – APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (Information Systems)
- 3.23 Butte County Zip Code Priorities Report Form of the Local Planning Council (LPC) - The Butte County Office of Education submits its Butte County Zip Code Priorities Report for the Board of Supervisors' certification of the priorities, in accordance with Welfare Institution Code Sections 10485 and 10486 requirements - action requested - APPROVE THE LOCAL PLANNING COUNCIL COUNTY PRIORITIES REPORT FORM AND AUTHORIZE THE CHAIR TO SIGN. (Other – Butte County Office of Education)
- 3.24 Board Ratification of Forest Advisory Committee Comment Letter for the Upper Butte Creek Forest Health Project - The Board of Supervisors established the Forest Advisory Committee (FAC) to facilitate public involvement and assist the County in its quest to meet the guiding principles of the Butte General Plan 2030 as it pertains to utilization and management of public lands. The activities of the FAC are overseen by the Federal/State Land Use Coordinating Committee (CC). The Upper Butte Creek Forest Health Project (Project) is located near and around the Jonesville and Butte Meadows communities. The Project is a collaboration between the Lassen National Forest and Butte County Resource Conservation District. The primary objectives of the Project are to reduce the risk of high-severity wildland fires; improve the health and vigor of forested areas including meadows and hardwood stands; improve stream and road conditions; and restore portions of severely burned areas from the Dixie Fire. Treatments are proposed on approximately 19,895 acres of National Forest System lands. The FAC has had several presentations as work on the Project progressed, most recently at the April 23, 2023 FAC meeting, where a comment letter was approved. Due to the May 2, 2023 deadline, the CC approved submission of the FAC comment letter. The CC recommends that the Board ratify the letter – action requested – RATIFY COMMENT LETTER. (Other – Forest Advisory Committee)

- 3.25 Contract Amendment with DAXIT LLC DBA DAX-IT Recovery Services for Substance Use Disorder Treatment Services - DAX-IT Recovery Services (DAX-IT) provides alcohol-free 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 and searches by the Probation Department as well as drug and alcohol testing of residents. Since 2019, participants from Adult Drug Court, Veterans Treatment Court, and Community Alliance Program have recovery residences provided by DAX-IT. Participating in recovery residence services leads to sustained sobriety, reduced treatment needs, gradual transition to a less intensive level of supervision, reduced homelessness, and greater employability for probationers. The Probation Department recommends amending the contract with DAX-IT for recovery residence services. The amendment extends the terms of the contract by one year through September 30, 2024, and increases the maximum financial obligation by \$175,500, not-to-exceed \$200,000. All other terms remain the same – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE CHAIR TO SIGN. (Probation)
- 3.26 Resolution Authorizing Acceptance of the Mobile Probation Service Centers Grant Program Funds The Board of State and Community Corrections released the Mobile Probation Service Centers Grant Program (Grant) Request for Proposals on November 17, 2022. Funding was available to county probation departments to purchase vehicles, equipment, telecommunications, and other technology needed to operate mobile probation service centers to assist probationers, particularly those individuals who are unhoused and struggling with meeting probation requirements. The Department submitted a proposal and received an award notification in April 2023. The term of the Grant is May 1, 2023 through September 30, 2027, not to exceed \$581,776. The Department's goal is to assist unhoused individuals who struggle with transportation, funds, or other support by bringing services directly to them, where they reside, by utilizing a Mobile Probation Service Center. By providing mobile services, the Department aims to increase in-person contact, improve their connection to vital services, and increase the number of successful probation completions. On a basic human-level, this opportunity and access to services will foster hope and resilience for the people served in Butte County. The Department will purchase a 32' Diesel Class C vehicle and outfit for use to provide mobile services. The Department recommends that the Board of Supervisors authorize acceptance of the Grant and adoption of the proposed resolution that authorizes the Chief Probation Officer, or designee, to execute Grant documents on behalf of the County, including but not limited to proposals, payment requests, agreements, and amendments necessary to secure and implement the Grant – action requested – 1) APPROVE ACCEPTANCE OF THE GRANT; 2) AUTHORIZE THE CHIEF PROBATION OFFICER, OR DESIGNEE, TO EXECUTE GRANT DOCUMENTS ON BEHALF OF THE COUNTY, INCLUDING BUT NOT LIMITED TO PROPOSALS, PAYMENT REQUESTS, AGREEMENTS, AND AMENDMENTS NECESSARY TO SECURE AND IMPLEMENT THE GRANT; AND 3) ADOPT THE RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Probation)

- 3.27 Contract Amendment with Skyway House, Inc. for Substance Use Disorder Treatment Services - Skyway House, Inc. 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 2019, participants from Adult Drug Court, Veterans Treatment Court, and Community Alliance Program have utilized substance use disorder treatment services provided by Skyway House. Participating in substance use disorder treatment leads to sustained sobriety, reduced treatment needs, gradual transition to a less intensive level of supervision, reduced homelessness, and greater employability for probationers. The Probation Department recommends amending the contract with Skyway House for Substance Use Disorder Treatment Services. The amendment extends the terms of the contract by one year through September 30, 2024, and increases the maximum financial obligation by \$400,500, not-to-exceed \$425,000. All other terms remain the same – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE CHAIR TO SIGN. (Probation)
- 3.28 Contract Amendment with Stacy Johnson DBA Johnson House of Sobriety for Substance Use Disorder Treatment Services - Stacy Johnson DBA Johnson House of Sobriety provides alcohol-free 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 and searches by the Probation Department as well as drug and alcohol testing of residents. Since 2019, participants from Adult Drug Court, Veterans Treatment Court, and Community Alliance Program have 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 probationers. The Probation Department recommends amending the contract with Johnson House of Sobriety for recovery residence services. The amendment extends the terms of the contract by one year through September 30, 2024, and increases the maximum financial obligation by \$175,500, not-to-exceed \$200,000. All other terms remain the same – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE CHAIR TO SIGN. (Probation)
- 3.29 Resolution Certifying the Annual Changes to the Butte County Maintained Mileage for 2023 - California Streets and Highways Code section 2121 and Chapter 18 of the Caltrans Local Assistance Procedures Manual require counties to submit an annual list each May of changes that have occurred to their list of maintained roads. Caltrans then forwards the revised list to the State Controller to allocate State Gas Tax Funds. Caltrans has requested that the Board of Supervisors approve a resolution memorializing the updated maintained mileage before May 27, 2023. The County's maintained mileage for this year is 1272.413 miles. The revised maintained mileage decreases by 0.927 miles due to the annexation of Glenwood Avenue, Glenn Avenue Drive, Arthur Drive, and Green Acres Court by the City of Chico – action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)

- 3.30 Contract for Architectural and Engineering Design Services at the Gridley Road Maintenance Yard
The Department of Public Works issued a Request for Qualifications on November 17, 2022, seeking proposals for professional architectural and engineering services for all phases of project development associated with the construction of a new county road maintenance facility in Gridley. The Department received seven proposals on December 15, 2022. The proposals were evaluated and ranked based on experience, capacity, and overall professional qualifications. The Department invited the top three consultants to participate in a final selection interview. Upon conclusion of the interview process, Russell Gallaway Associates, Inc. of Chico, California, was determined to be the most qualified bidder. The Department recommends that the Board of Supervisors enter into a contract with Russell Gallaway Associates, Inc., for architectural and engineering design services for the Gridley Road Maintenance yard. The term of the contract is May 23, 2023 through May 23, 2026, not-to-exceed \$231,600 – action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)
- 3.31 Capital Asset Surplus - Vehicles for Auction - The Board of Supervisors declares vehicles surplus that are no longer serviceable or no longer needed by the County prior to auctioning the items. The Department of Public Works recommends the Board declare 12 vehicles as surplus to the needs of the County, as the assets are either totaled or the repairs exceed the value of the asset – action requested - DECLARE CAPITAL ASSETS (12) SURPLUS TO THE NEEDS OF THE COUNTY. (Public Works)
- 3.32 Resolution Recognizing May 21 through May 27, 2023 as Public Works Week - Public Works professionals focus on infrastructure, facilities, and services that are of vital importance to sustainable and resilient communities and to the public health, high quality of life, and well-being of the residents of Butte County. The Department of Public Works recommends the Board of Supervisors adopt a resolution recognizing May 21 through May 27, 2023 as Public Works Week – action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)
- 3.33 Approve the Project Plans and Specifications and Authorization to Advertise and Bid the Mud-Sycamore Creek Levee System Pipe Replacement Deferred Maintenance Project Phase II(b) - The Mud-Sycamore Creek Pipe Replacement Deferred Maintenance Project (DMP) repairs or replaces various drainage pipes past their design service life in the Mud-Sycamore Creek Levee System. The Department of Public Works serves as the Local Maintenance Agency (LMA) for the levee system, which is part of the State's flood control system and is eligible for assistance through the DMP program sponsored by the Department of Water Resources (DWR). Phase II(a) of the project completed the rehabilitation of 18 drainage pipes in 2022. Phase II(b) of the project will replace three additional drain pipes that could not be rehabilitated as part of Phase II(a). The total cost of both phases is estimated at \$1,250,000. DWR will pay 100% of the construction costs for both phases, with no LMA cost share. The Department recommends the Board of Supervisors approve the project plans and specifications and authorize the Department to advertise and solicit bids for the construction of the Mud Creek Pipe Replacement Phase II(b) DMP – action requested - 1) APPROVE THE PROJECT PLANS AND SPECIFICATIONS; AND 2) AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ADVERTISE AND SOLICIT BIDS FOR THE CONSTRUCTION OF THE PROJECT. (Public Works)

- 3.34 Memorandum of Understanding (MOU) between Butte County, the Cities of Biggs, Chico, Gridley, Oroville, and the Town of Paradise for Implementation of an Edible Food Recovery Program - In September 2016, California passed Senate Bill (SB) 1383 to address the reduction of short-lived climate pollutants to reduce greenhouse gas generation and their emissions. The Board of Supervisors has recently taken various actions to comply with SB 1383. To reduce food waste and help address food insecurity, SB 1383 requires that California recover edible food to feed people in need thereby diverting food that would otherwise be sent to the landfill. SB 1383 requires jurisdictions to establish food recovery programs and strengthen their existing food recovery networks, recover the maximum amount of their edible food that would otherwise go to landfills, and maintain records documenting these efforts. Chico will be the lead responsible agency for these efforts, while the County is responsible for reporting progress to the State. In partnership with the Cities of Biggs, Chico, Gridley, and Oroville, and the Town of Paradise, the proposed MOU will help develop and implement a coordinated county-wide edible food recovery program compliant with SB 1383 regulations. The proposed program will provide cost-effective edible food recovery capacity to recover the maximum amount of edible food that would otherwise be disposed of at the landfill. The Department of Public Works recommends entering into an MOU with the Cities of Biggs, Chico, Gridley, and Oroville; and the Town of Paradise to provide an equitable, economical, and effective means by which all jurisdictions can comply with specific SB 1383 edible food recovery program requirements. To date, the Cities of Gridley, Oroville, and the Town of Paradise have approved and signed the MOU – action requested - APPROVE MOU AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)
- 3.35 Agreement with the California Department of State Hospitals for Participating in the Collaborative Community Stakeholder Workgroup Program - The California Department of State Hospitals is providing funding to the County for participating in the collaborative community stakeholder workgroup program. In accordance with the agreement, the Sheriff's Office will coordinate, participate in, and facilitate a collaborative community stakeholder workgroup focused on developing and implementing local solutions that target the reduction of the number of individuals with serious mental illness arrested and incarcerated for behavior connected to their illness and overall number of Felony Incompetent to Stand Trial (FIST) commitments in Butte County. The department recommends entering into an agreement with the Department of State Hospitals to receive funding for participating in the collaborative community stakeholder workgroup program. The term of the agreement is July 1, 2023 through June 30, 2028. The total anticipated revenue is \$500,000 – action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Sheriff)

- 3.36 Agreement with California Department of Parks and Recreation for the Division of Boating and Waterways (DBAW) Boating Safety and Enforcement Aid Program - The Sheriff's Office was awarded \$159,342 in grant funds from DBAW for year-round patrols of the Feather River, Sacramento River, and Lake Oroville. The Sheriff is charged with the enforcement of boating laws and regulations by means of vessel, foot, and vehicle. Uniformed law enforcement personnel will provide year-round patrols on all waterways, provide education to the public on State and local boating laws, conduct vessel inspection programs for compliance with required safety equipment and vessel registration, as well as provide supervision of on-the-water boating activities. The program funds a full-time uniformed Deputy Sheriff, a leased patrol vehicle, marine equipment, and supporting program services. The State requires the County to utilize annual boat tax revenue of \$102,573 prior to utilizing the grant funds. Boat tax revenue is used to partially fund a full-time Sheriff's Sergeant to oversee the water enforcement program. The department recommends entering into a contract with California Department of Parks and Recreation for the Division of Boating and Waterways (DBAW) Boating Safety and Enforcement Aid Program. The term of the agreement is July 1, 2023 through June 30, 2024, not-to-exceed \$159,342 – action requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN. (Sheriff)
- 3.37 Accept Equipment Donation from Butte County Community Emergency Response Team - Butte County Community Emergency Response Team acquired a 2021 ProPac Enclosed Trailer that will be used to assist the Sheriff's Office when responding to emergencies. The Sheriff's Office will assume the cost to register, maintain, and insure the equipment. The Sheriff's Office recommends accepting the donation of the trailer as capital asset – action requested - ACCEPT DONATION AND ADD TO THE CAPITAL ASSET LEDGER. (Sheriff)

4. REGULAR AGENDA

4.01 Boards, Commissions, and Committees

(List available at www.buttecounty.net/clerkoftheboard/appointmentslist)

A. Appointments to Listed Vacancies

1. Appointment of a Board of Supervisors Member to the Local Agency Formation Commission (LAFCo) - Butte LAFCo oversees boundary changes to cities and special districts, the formation of new agencies including incorporation of new cities, and the consolidation of existing agencies and the preparation of service reviews for each city and district within the County. The broad goals of the agency are to ensure the orderly formation of local government agencies, to preserve agricultural and open space lands, and to discourage urban sprawl. The Butte LAFCo is composed of seven regular Commissioners, and four alternate Commissioners, comprised of the following: two regular commissioners and one alternate commissioner appointed by the Board of Supervisors; two regular commissioners and one alternate commissioner appointed by the City Selection Committee; two regular commissioners and one alternate commissioner who represent special districts, selected by a majority vote of independent special districts; and one regular commissioner and one alternate commissioner who represent the public at-large, selected by the six regular LAFCo commissioners. Currently the following Board Members serve in the following capacities on LAFCo: Supervisor Connelly, Regular member, with a term ending May 31, 2023; Supervisor Kimmelshue, Regular member, with a term ending May 31, 2026; and Supervisor Ritter, Alternate member, with a term ending May 31, 2023. Staff recommends the Board appoint one Board member to a LAFCo Regular Seat, and one Board member to the Alternate Seat with terms ending May 31, 2027 – action requested - APPOINT ONE BOARD MEMBER TO A LAFCO REGULAR SEAT, AND ONE BOARD MEMBER TO THE ALTERNATE SEAT WITH TERMS ENDING MAY 31, 2027. (Other – Butte County LAFCo)

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 Board of Supervisors Public Comment** - Comments to the Board on issues and items not listed on the agenda. Pursuant to California State law, the Board of Supervisors is prohibited from taking action on any item not listed on the agenda. Please note that Public Comment is in two separate sections. One, as the first regular item on the agenda, which will last a maximum of 15 minutes, with another to follow as the last item on the regular agenda with no time limits.

- 4.03 Winter Fire Responses for Stirling City, Concow and Berry Creek** - At the April 25, 2023 Board of Supervisors meeting a request was made to staff to provide information about the calls for service from the fire department to the communities of Stirling City, Concow and Berry Creek during the time frame they were out of the Amador program. During these four months, the initial response included volunteer fire companies. The request from the Board of Supervisors asked for how many fires there were, the number of medical calls to include those transported to a hospital and the average response time to each community. The Fire Chief will present the calls for service for these communities – action requested – ACCEPT FOR INFORMATION. (Fire)

- 4.04 American Rescue Plan Act (ARPA) Funding Proposals - On March 11, 2021, the \$1.9 trillion ARPA was signed into law. Butte County was allocated \$42.5 million in Coronavirus State and Local Fiscal Recovery Funds for State, local, territorial, and tribal governments. On October 12, 2021, the Board of Supervisors committed \$27.2 million in ARPA funding for 24 projects. On August 9, 2022, the Board of Supervisors committed \$12.8 million in ARPA funding for 16 projects. \$3.5 million of the federal allocation received is remaining. 21 projects are in progress, eight projects are complete, and \$15.6 million in ARPA funding has been spent as of March 31, 2023. Administration has developed eight proposals for a total of \$3.34 million. A full list of the proposals and their requested amounts along with a detailed description for each proposal is included with the agenda materials – action requested – 1) REVIEW ARPA PROPOSALS; AND 2) COMMIT ARPA FUNDING TO SELECTED PROPOSALS AND APPROVE CAPITAL ASSET PURCHASES AS APPLICABLE. (County Administration)
- 4.05 Resolution to Approve the Acquisition of Real Property at 254 Cohasset Road, Chico and Budget Adjustment to Establish a Capital Project for the Acquisition and Infill - The Department of Behavioral Health currently operates its Chico Community Counseling Center from a leased facility located at 109 Parmac Road and has long planned to relocate in order to expand the services provided in Chico. The Department of General Services in coordination with the Department of Behavioral Health valued available commercial properties in Chico and selected 254 Cohasset Road, Assessor's Parcel Number 006-250-023, based on the size, location, cost and condition, to own in Fee. The property is comprised of a 10,440 square foot building constructed in 1996 on a 0.82 acre parcel. On May 24, 2022 the Departments met with the Board of Supervisors in closed session and received approval to negotiate the acquisition of the property. Due diligence is now complete with a determination that the property will meet the needs of the County. The Department of General Services recommends the Board adopt a resolution to approve the acquisition of 254 Cohasset Road, Chico with a purchase price of \$2,700,000 and authorize the Director of General Services to execute the documents necessary to complete the acquisition and close escrow, including executing the Certificate of Acceptance. Additionally, the acquisition and subsequent tenant improvements are capital projects. The Departments recommend approval of capital asset authority, addition of the project to the Capital Improvement Plan, and a budget adjustment of \$3,060,000 increasing appropriations within the Department of Behavioral Health budget to fund the acquisition and begin the tenant improvement project in fiscal year 2022-23. The remainder of the tenant improvement project will be included within the Department's fiscal year 2023-24 budget – action requested – 1) ADOPT THE RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; 2) AUTHORIZE THE DIRECTOR OF GENERAL SERVICES TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO COMPLETE THE ACQUISITION AND CLOSE ESCROW; 3) APPROVE THE BUDGET ADJUSTMENT; AND 4) APPROVE CAPITAL ASSET AUTHORITY. (General Services/Behavioral Health)

- 4.06 Contract Amendment with Mesa Energy Systems, Inc. for the Department of General Services 2023 Job Order Contracting Program - On January 10, 2023, the Board of Supervisors approved eight contracts associated with the Department of General Services 2023 Job Order Contracting (JOC) program. To date, five of the eight contracts have been utilized via the execution of 18 job orders with a total cost of \$2.36 million. Another eight job orders are in development currently, and many additional job orders are anticipated through the remainder of the 2023 calendar year. The eight contracts were approved with a maximum contract value of \$2,000,000 each for the one year JOC program term. The contract with Mesa Energy Systems, Inc. dba Emcor, has reached its \$2,000,000 max primarily due to the approval of two large job orders: Juvenile Hall HVAC replacement approved by the Board on March 14, 2023, and Jail Boilers and Water Heaters replacement approved by the Board on April 25, 2023. To ensure the continuance of services through the remainder of JOC program over the 2023 calendar year, the Department recommends amending the contract with Mesa Energy Systems, Inc. dba Emcor to increase the maximum contract value by \$2,000,000, or a total cost not to exceed \$4,000,000. All other terms remain the same – action requested - 1) APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (General Services)
- 4.07 Senate Bill 1383 (Lara) Progress Report: Update on County's Efforts to Meet Organic Waste Reduction Targets - In September 2016, California passed Senate Bill (SB) 1383 to address the reduction of short-lived climate pollutants to reduce greenhouse gas generation and their emissions. The Board of Supervisors has received previous updates on SB 1383 progress in 2021 and 2022. Over the next several months, the Department of Public Works plans to bring various action items to the Board to meet the January 1, 2024, regulations requiring local jurisdictions to begin enforcement actions. The Department will provide an update on the County's progress to date and upcoming efforts to meet the requirements established by SB 1383 – action requested – ACCEPT FOR INFORMATION. (Public Works)
- 4.08 Butte County Ground Ambulance Provider Request For Proposal (RFP) Update - The Sierra-Sacramento Valley Emergency Medical Services Agency (S-SV EMS) serves as the local EMS agency (LEMSA) for Butte County through a Joint Powers Agreement (JPA) (CA Health & Safety Code Section 1797.200 and CA Government Code Section 6500, et seq.). A LEMSA may create one or more exclusive ground ambulance operating areas in the development of a local EMS plan, if a competitive process is utilized to select the provider or providers of the services pursuant to the plan (CA Health & Safety Code Section 1797.224). The current Butte County exclusive ground ambulance provider (Butte County EMS, LLC) was selected through a competitive process conducted approximately 10 years ago, and their exclusive operating area (EOA) agreement expires June 30, 2023. S-SV EMS initially conducted a replacement competitive process during calendar year 2022, but subsequently determined that this process failed to meet the needs of S-SV EMS and Butte County and canceled the process. The Butte County ground ambulance provider agreement was then temporarily extended, in a non-exclusive manner, from July 1, 2023 - September 30, 2023 to allow enough time to complete a new competitive process while ensuring uninterrupted ground ambulance services to Butte County. S-SV EMS recently conducted a new competitive process, and Butte County EMS, LLC (current provider) was selected as the successful proposer. On May 12, 2023, the S-SV EMS JPA Governing Board of Directors affirmed the selection of Butte County EMS, LLC as the successful proposed and directed the S-SV EMS Regional Executive Director to conduct contract negotiations with Butte County EMS, LLC to ensure that a new EOA agreement is in place by October 1, 2023. Failure to execute a new ground ambulance provider EOA agreement by October 1, 2023 would result in Butte County becoming a permanent

non-exclusive ground ambulance area and would negatively impact the ongoing reliability and sustainability of ground ambulance services in Butte County – action requested – ACCEPT FOR INFORMATION. (Other – Sierra-Sacramento Valley EMS Agency)

- 4.09 Update of Budget, Legislative, and Other Current Issues by the Chief Administrative Officer
- 4.10 Board of Supervisors Public Comment (Continuation as Needed) - Comments to the Board on issues and items not listed on the agenda. 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.
- 4.11 Items Removed from the Consent Agenda for Board Consideration and Action

5. PUBLIC HEARINGS AND TIMED ITEMS

- 5.01 9:40AM – Timed Item – County-initiated Zoning Code Amendment (ZCA22-0004) to Butte County Code Chapter 24, Article III, Division 12 (Nonconforming Uses and Structures) - A County-initiated Zoning Code Amendment (ZCA22-0004) to Butte County Code Chapter 24, Article III, Division 12 (Nonconforming Uses and Structures). The proposed amendment will expand the designation of nonconforming uses and structures to include unpermitted single-family residential units constructed before January 1, 1978. The amendment will allow existing single-family residential units built without County approval and contrary to past County zoning regulations to be considered legally established but in non-conformance with current zoning regulations upon approval of a County Administrative Permit and subject to development standards. Once an unpermitted residential unit is determined to be legally established, persons may rebuild the residence if demolished or destroyed or make substantial repairs and improvements to extend the life of the structure and its use as a residence. The Department of Development Services has found the zoning code amendment is exempt from environmental review pursuant to CEQA Guidelines Section 15061(b)(3), which exempts activities covered by the rule that CEQA applies only to projects with the potential to cause a significant effect on the environment. On March 23, 2023, the Planning Commission passed Resolution PC23-08 on a vote of 4-0 finding the proposed Zoning Code Amendment exempt under section 15061(b)(3) of the California Environmental Quality Act and recommending adoption of Zoning Code Amendment ZCA22-0004 – action requested – 1) FIND THE PROJECT IS EXEMPT FROM CEQA; AND 2) ADOPT THE ORDINANCE AMENDING BUTTE COUNTY CODE CHAPTER 24, ARTICLE III, DIVISION 12, AND AUTHORIZE THE CHAIR TO SIGN. (Development Services)

5.02 10:30AM – Timed Item – Itemized Costs and Penalties Related to Nuisance Abatement to Record a Lien and Impose a Special Assessment

- A. Code Enforcement Case Number CE22-01111; 129 Silver Bar Drive, Oroville; APN 027-050-039 - On September 8, 2022 a Hearing Officer declared a public nuisance existed on the property listed. This hearing has been scheduled to authorize the Board of Supervisors to record a lien and special assessment to recover the County's costs for Code Enforcement Case Number CE22-01111 at 129 Silver Bar Drive, Oroville (APN 027-050-039) in the amount of \$18,267.18 (\$12,500.00 lien for penalties and a special assessment of \$5,767.18 for cost recovery) – action requested - APPROVE THE PROPOSED LIEN OF \$12,500.00 AND A SPECIAL ASSESSMENT OF \$5,767.18. (Development Services)

- B. Code Enforcement Case Number CE22-01510 at 70 Sierra View Loop; Berry Creek; APN 071-250-040 - On November 21, 2022 a Hearing Officer declared a public nuisance existed on the property listed. This hearing has been scheduled to authorize the Board of Supervisors to record a lien and special assessment to recover the County's costs for Code Enforcement Case Number CE22-01510 at 70 Sierra View Loop, Berry Creek (APN 071-250-040) in the amount of \$48,399.21 (\$43,000.00 lien for penalties and special assessment of \$5,399.21 for cost recovery) – action requested - APPROVE THE PROPOSED LIEN OF \$43,000.00 AND A SPECIAL ASSESSMENT OF \$5,399.21. (Development Services)

- C. Code Enforcement Case Number CE22-01075 at 0 Maidu Run; Oroville; APN 072-280-022 - On September 27, 2022 a Hearing Officer declared a public nuisance existed on the property listed. This hearing has been scheduled to authorize the Board of Supervisors to record a lien and special assessment to recover the County's costs for Code Enforcement Case Number CE22-01075 at 0 Maidu Run, Oroville (APN 072-280-022) in the amount of \$26,657.79 (\$19,500.00 lien or penalties and a special assessment of \$7,157.79 for cost recovery) – action requested - APPROVE THE PROPOSED LIEN OF \$19,500.00 AND A SPECIAL ASSESSMENT OF \$7,157.79. (Development Services)

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. General Services
- J. Human Resources Director
- K. Information Systems Director
- L. Library Director
- M. Public Health Director
- N. Public Works Director
- O. Water and Resources Conservation Director

6.02 Conference with Labor Negotiator Pursuant to Government Code Section 54957.6:

Negotiators:	Jack Hughes, Sheri Waters, and Casey Hatcher
Employee Organizations:	Teamsters - General Unit; Teamsters - Social Services Workers' Unit; Butte County Management Employees Association; Butte County Probation Peace Officers Association; Butte County Probation Peace Officers Association - Management Unit; Butte County Professional Employees' Association; Butte County Deputy Sheriff's Association - General Unit; Butte County Deputy Sheriff's Association - Management/Supervisory Unit; Butte County Correctional Officers Association - General Unit; Butte County Correctional Officers Association - Supervisory Unit; UPEC Local 792 - Skilled Trades Unit; Butte County Deputy District Attorneys Association - Attorney Unit; Confidential Unit; Non-Represented Unit; Board of Supervisors Executive Assistants

6.03 Actual litigation pursuant to Gov. Code sec. 54956.9(d)(1) - three cases:

- A. Michael A. Borgman v. County of Butte, United States District Court Eastern District Case No. 2:22-cv-00411
- B. Melissa Little v. Butte County; Workers' Compensation Appeals Board Case No: ADJ13798964 (Claim No. BAUN-550522)
- C. A.C. v. County of Butte and County of Sutter, Butte County Superior Court Case No. 22cv02554

6.04 Closed Session Public Comment

**Butte County
Department Heads**

Agricultural
Commissioner:
Louie Mendoza

Assessor*:
Alyssa Douglass

Auditor-Controller*:
Graciela Gutierrez

Behavioral Health:
Scott Kennelly

Chief Administrative
Officer:
Andy Pickett

Chief Probation Officer:
Melissa Romero

Child Support Services:
Sean Farrell

Clerk-Recorder /
Registrar of Voters*:
Keaton Denlay

County Counsel:
Brad Stephens

Development Services:
Paula Daneluk

District Attorney*:
Mike Ramsey

Employment & Social
Services:
Shelby Boston

Fire Chief:
Garrett Sjolund

General Services:
Michael Hodson

Human Resources:
Sheri Waters

Information Systems:
Paul LaValley

Library:
Narinder Sufi

Public Health:
Danette York

Public Works:
Joshua Pack

Sheriff-Coroner*:
Kory Honea

Treasurer-Tax Collector*:
Troy Kidd

UCCooperative
Extension Advisor:
Luis Espino

Water & Resource
Conservation:
Kami Loeser

*Elected Official

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. **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.
2. **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. Public Comment is limited to 3 minutes, and may be adjusted at the discretion of the Chair.
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.

Disclosure of Campaign Contributions

Pursuant to Government Code section 84308, members of the Board of Supervisors are disqualified and not able to participate in any agenda item involving contracts (other than competitively bid, labor, or personal employment contracts), franchises, discretionary land use permits and other entitlements if the Board member received more than \$250 in campaign contributions from the applicant or contractor, an agent of the applicant or contractor, or any financially interested participant who actively supports or opposes the County's decision on the agenda item since January 1, 2023. Members of the Board of Supervisors who have received, and applicants, contractors or their agents who have made, campaign contributions totaling more than \$250 to a Board member since January 1, 2023, are required to disclose that fact for the official record of the subject proceeding. Disclosures must include the amount of the campaign contribution and identify the recipient Board member and may be made either in writing to the Clerk of the Board of Supervisors prior to the subject hearing or by verbal disclosure at the time of the hearing.

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

Board of Supervisors Agenda – Commonly Used Acronyms:

AB – Assembly Bill	EIR – Environmental Impact Report
APN – Assessor’s Parcel Number	EOC – Emergency Operations Center
AQMA – Air Quality Management Act	EPA – Environmental Protection Agency
ARPA – American Rescue Plan Act	FEIR – Final Environmental Impact Report
BCAG – Butte County Association of Governments	FEMA – Federal Emergency Management Agency
BLUF – Bottom Line Up Front	FY – Fiscal Year
BOE – Board of Equalization	GP – General Plan
BCFD – Butte County Fire Department	IMP – Infrastructure Master Plan
BCGP – Butte County General Plan	JPA – Joint Powers Authority
BCOE – Butte County Office of Education	LAFCO – Local Agency Formation Commission
BCSO – Butte County Sheriff’s Office	MOU – Memorandum of Understanding
BINTF – Butte Interagency Narcotics Task Force	MUP – Minor Use Permit
BRCP – Butte Regional Conservation Plan	NOC – Notice of Completion
CAL FIRE – California Department of Forestry and Fire	NOP – Notice of Preparation
Cal OES – California Office of Emergency Services	OEM – Office of Emergency Management
CalTrans – California Department of Transportation	RFP – Request for Proposals
CDBG – Community Development Block Grant	SB – Senate Bill
CEQA – California Environmental Quality Act	SBFCA – Sutter Butte Flood Control Agency
CSA – County Service Area	SGMA – Sustainable Groundwater Management Agency
DEIR – Draft Environmental Impact Report	SHARP – Self-Help Assistance and Referral Program
DID – Durham Irrigation District	TAC – Technical Advisory Committee
DOT – Department of Transportation	YTD – Year-to-date
DWR – Department of Water Resources	