



**BUTTE COUNTY
BOARD OF SUPERVISORS
REGULAR MEETING AGENDA
APRIL 23, 2024
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**

BRAD STEPHENS, COUNTY COUNSEL

**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**

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

3A. SUPERVISOR COMMENTS ON CONSENT AGENDA ITEMS

3B. ADOPT CONSENT AGENDA

3.01 Approval of Board of Supervisors Regular Meeting Minutes - Submitted for approval are the April 9, 2024 Board of Supervisors Regular Meeting Minutes - action requested - APPROVE THE BOARD OF SUPERVISORS REGULAR MEETING MINUTES FOR APRIL 9, 2024. (County Administration)

3.02 Letter of Opposition for AB 2561 (McKinnor) Local Public Employees: Vacant Positions - AB 2561 would require local agencies with bargaining unit vacancy rates exceeding 10% for more than 180 days (approximately 6 months) to produce, implement, and publish a plan to reduce their vacancy rates to 0% within the subsequent 180 days. The bill also requires the public agency to present this plan during a public hearing to the governing legislative body and to publish the plan on its website for public review for at least one year. Butte County has historically had a vacancy rate between 10% and 12%, our current rate is 15.6%. The vacancy rate is a function of many variables ranging from retirement and funding availability to nationwide workforce shortages. Butte County continues to work within our means to attract a qualified and dedicated workforce including the implementation of a compensation study as well as recent hiring bonus' for targeted positions. AB 2561 would result in a significant administrative burden for counties and other local agencies, requiring the development of a complex plan (18 different elements, review every 90 days) and the potential for constant

bargaining to comply with the bills meet and confer requirements. Staff recommend approval of a letter of opposition to AB 2561 - action requested - APPROVE LETTER OF OPPOSITION. (County Administration)

- 3.03 Letter Opposing AB 2973 (Hart) Emergency Medical Services (EMS) - The County is part of the Sierra-Sacramento Valley Emergency Medical Services (S-SV EMS) Agency, a Joint Powers Authority with nine other counties that is responsible for the planning, development, implementation and oversight of all EMS components within the ten county region. S-SV EMS serves as the local emergency medical services agency (LEMSA) for the County. S-SV EMS alerted the member jurisdictions of the recently introduced legislation, AB 2973 (Hart), that would change the relationships and structure of the local emergency management system reducing patient safety by removing the LEMSA medical director's authority to provide impartial medical direction and oversight, permit local municipal agencies to act outside of the medical control of the LEMSA and allow a county to establish a de facto monopoly on ambulance services. Staff recommend approval of a letter of opposition to AB 2973 - action requested - APPROVE LETTER OF OPPOSITION. (County Administration)
- 3.04 Letter of Support AB 2117 (Patterson) Development Permit Expirations - Supervisors Kimmelshue and Durfee requested a letter in support of AB 2117 regarding Development Permit Expirations. This legislation, sponsored by the Chico Builders Association and co-authored by Assembly Member Gallagher, seeks to suspend expiration dates for entitlement or permits issued by any city or county for development projects during which time a judicial action against the project is pending - action requested - APPROVE LETTER OF SUPPORT. (County Administration)
- 3.05 Resolution Approving Application for Statewide Flood Emergency Response Grant - In coordination with the Department of Public Works, County Administration is seeking authorization to apply for the Statewide Flood Emergency Response Grant for \$105,000 through the California Department of Water Resources (DWR). The funding awarded through this grant is intended for public agencies whose primary responsibility is flood emergency response and coordination and does not apply to the Oroville Dam. The proposed funding would be used to update the County's Flood Emergency Response plan (held by Emergency Management) and the local levee maintaining agencies Flood Safety Plans. There are four local levee maintaining agencies (Public Works, Rock Creek Reclamation District, Department of Water Resources, and City of Oroville); some hold more than one plan. There are currently seven plans, and the proposed project seeks to update four and develop a plan for the City of Oroville who does not currently have one. This project will also develop an emergency communication plan and provide a multi-agency training and exercise for all plan holders to test the updated and new flood safety plans. The project will help all local levee maintaining agencies to ensure familiarity with the plans and standardize emergency operations during high water or flood events. The grant would provide updates for plans held by the County and a new flood safety plan for the City of Oroville. All other local levee maintaining agencies in Butte County have completed recent updates to their plans. Staff recommend Board consideration of a resolution authorizing staff to submit a formal grant application; authorizing the County to enter into a funding agreement with the California Department of Water Resources, and authorizing the Chief Administrative Officer to sign grant documents - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 3.06 Project Closeout for Table Mountain Phase I Multifamily Housing Project Funded by Community Development Block Grant Disaster Recovery Multifamily Housing Program Funding (CDBG-DRMHP) - In 2021, Butte County received an allocation of \$61,361,926 in CDBG-DRMHP funding from the State Department of Housing and Community Development (HCD) for

construction-related costs for affordable housing projects to support Camp Fire recovery. On January 26, 2021, the Board of Supervisors adopted a resolution to accept the allocation, and on August 24, 2021 the Master Standard Agreement (MSA) with HCD was executed. HCD then increased Butte County's CDBG-DRMHP allocation to \$71,185,473 due to over-subscription of the county's program. To accept the increase, the Board adopted a new resolution on July 26, 2022. The MSA was then amended on December 18, 2023 to increase the allocation amount, and amended again on January 11, 2024 to modify exhibits, budget details, and payment provisions. Through a competitive Request for Proposals Butte County awarded the Table Mountain Phase I project \$3,875,218 in CDBG-DRMHP funds to K2 Development. A Notice to Proceed (NTP) was issued for the project by HCD on March 23, 2022 and amended on April 24, 2023 to increase the budget. The City of Oroville issued a Certificate of Occupancy for Table Mountain Phase I on February 27, 2024. All project milestones required by the MSA and NTP and corresponding amendments have been met or exceeded. Project Closeout requires a resolution by the Board of Supervisors documenting project completion in order to evidence compliance of Butte County's obligations as required by the MSA and NTP and all amendments thereto. If adopted, submission of this resolution to HCD along with the final financial report for reimbursement will allow the County to secure the final 10% of the project award to reimburse the developer and associated County grant administration costs. The Department recommends the Board adopt the resolution and authorize the Chair to sign - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)

- 3.07 Budget Adjustment and Resolution Amending the Salary Ordinance for the Behavioral Health Bridge Housing (BHBH) Grant - On March 26, 2024, the Board of Supervisors approved a BHBH grant agreement with California Health Care Services through its agent, Advocates for Human Potential. The BHBH grant award is \$7,510,000 for the Department of Behavioral Health to address the immediate housing and treatment needs of people experiencing unsheltered homelessness who have serious mental health conditions. The BHBH grant is one in a series of grants to facilitate the expansion of in-County residential sites for the mentally ill and homeless while providing access to treatment for this underserved population. In-County placements where clients are local to their area and family are proven more effective in increasing the client's capacity for stability and improvement. This housing expansion will facilitate the provision of an additional twenty beds for these individuals over a four-year period. The BHBH grant will add three sunset Behavioral Health Counselor positions (terms ending June 30, 2027) and funding for client placements at local contracted board and care facilities. The Department recommends the Board adopt a resolution amending the salary ordinance to add the grant funded positions and approve a budget adjustment for FY 2023-24 in the amount of \$474,156 - action requested - 1) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED); AND 2) ADOPT RESOLUTION AMENDING THE SALARY ORDINANCE. (Behavioral Health)
- 3.08 Amendment to Agreement with California Mental Health Services Authority (CalMHSA) for Department of Healthcare Access and Information (HCAI), Workforce Education and Training (WET) Grant for Superior Regional Program Activities - On August 23, 2022, the Board of Supervisors approved an agreement for the HCAI WET grant, which aims to address the shortage of mental health practitioners in the public mental health system. Through a regional partnership framework, supports are provided to individuals through five potential categories; Pipeline Development, Undergraduate College and University Scholarships, Clinical Master and Doctoral Graduate Education Stipends, Loan Repayment Program, and Retention Activities. The term of the agreement is July 1, 2022 through June 30, 2025, not-to-exceed \$160,060. The State has broken the counties out into five regions. Butte County is the lead county in the Superior Region, with participating counties of Colusa, Del Norte, Glenn, Humboldt, Lake, Lassen, Mendocino, Nevada, Plumas, Shasta, Sierra, Siskiyou, Tehama and Trinity. All Superior Region counties entered into a Participation Agreement with CalMHSA who is the administering the HCAI WET grant funding. The Participation Agreement outlines funding to the counties. Due to Plumas County recently withdrawing from participation, there is a

reallocation of proportionate shares to participating counties. The Department of Behavioral Health recommends the Board approve an amendment that increases the maximum amount in alignment with the reallocation of shares. The amendment increases the agreement by \$21,729, not-to-exceed \$181,789. All other terms remain the same - action requested - APPROVE THE AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)

- 3.09 Amendment with Caminar for Vocational Rehabilitation Services - On June 13, 2023, the Board of Supervisors approved an agreement with Caminar for vocational rehabilitation services. The term of the agreement is July 1, 2023, through June 30, 2024, not-to-exceed \$312,632. Under the agreement, Caminar provides vocational rehabilitation services designed to encourage and facilitate client motivation and focus upon realistic and attainable vocational goals. The Department of Behavioral Health had a slight increase (3.9%) in allocations for Caminar in fiscal year 2023-24 due to rising costs of providing services. As a cost-driven program, the Department delayed the increase to examine cost allocations and ensure the increase was applied towards client-driven expenses. Under the agreement, Caminar has a measurable goal of providing supported employment vocational training to a minimum of 30 clients, and to transition a minimum of 22 clients to community employment and/or a higher level of vocational services. The Department recommends the Board approve an amendment to the agreement with Caminar to increase funding by \$12,349 not-to-exceed \$324,981. All other terms remain the same - action requested - APPROVE AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)
- 3.10 Agreement with Compassion Valley, LLC for Adult Residential Services - The Department of Behavioral Health contracts with residential providers under an all-inclusive solicitation exception due to the increasingly high need for emergent placements and shortage of facilities who can perform the services required to meet the specialized mental health needs of the County's clients. Compassion Valley, LLC operates a 24-hour residential care facility for adults with severe and persistent mental health conditions. The residential facility provides a structured program offering professional services for adults in need of mental health services, including medication support. The facility assists clients with the care and treatment needed for improved stability and potential future transition to an independent living environment. The Department recommends the Board of Supervisors approve an agreement with Compassion Valley, LLC for 24-hour residential care and mental health services. The term of the agreement is July 1, 2024 through June 30, 2025, not-to-exceed \$174,720. The 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)
- 3.11 Contract with Rimón, P.C. (Rimón) for Specialized Legal Services - County Counsel contracts attorneys for specialized legal services in bankruptcy law. The previous providers contract was terminated due to retirement. The Department recommends entering into a contract with Rimón for specialized legal services in bankruptcy law for services as needed. The term of the contract is upon execution and may be terminated by the Department with or without cause at any time, upon written notice to Rimón. Fees for services are based on the time spent on the engagement and paid by the County department engaging services. The contract includes the following hourly rates: Attorney/Partner \$525, Attorney/Associate \$375, Paraprofessionals \$235 - action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (County Counsel)
- 3.12 Resolution Authorizing Execution of Revenue Agreement with the California Victim Compensation Board (CalVCB) - The CalVCB provides funding to support victim services which include data entry, claim verification, and adjudication of claims for the unreimbursed financial losses for victims of crime. The District Attorney's Office recommends the Board of Supervisors

adopt a resolution authorizing a revenue agreement with CalVCB for the support of victim services. The revenue agreement provides salary and benefit funding for three positions in the Department's Victims Assistance Bureau (\$242,465 per fiscal year for three fiscal years). The term of the agreement is July 1, 2024 through June 30, 2027, not-to-exceed \$727,395 - action requested - ADOPT RESOLUTION AUTHORIZING THE EXECUTION OF AGREEMENT. (District Attorney)

- 3.13 Resolution Recognizing May 2024 as Building Safety Month and approval of the Permit Amnesty Program for May 1 - June 30, 2024 - The Building Safety Month (May 2024) and Permit Amnesty Program (May 1, 2024 through June 30, 2024) are aimed at protecting public health, home and business owner safety, and the environment by encouraging property owners to complete the County's permit process. These efforts are designed to ensure construction meets applicable standards and to educate the public about building safety through outreach activities. The Amnesty Program provides property and business owners the opportunity to apply for permits for buildings, additions, and remodels not previously permitted with the following assistance: the 60% investigation building permit penalty fees would not be imposed for those applicants who are not already in a Code Enforcement process; and a staff member will be assigned to assist the property owners through the application process - action requested - 1) ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND 2) APPROVE A BUILDING PERMIT AMNESTY PROGRAM FOR MAY 1, 2024 THROUGH JUNE 30, 2024 IN WHICH THE 60% PENALTY FEE WOULD NOT BE IMPOSED TO ELIGIBLE APPLICANTS. (Development Services)
- 3.14 Contract with Butte County Office of Education (BCOE) for Education Support Services for Dependent Youth - Effective January 2004, Assembly Bill 490 (Chapter 862, Statutes of 2003) established key provisions supporting educational opportunities for children in foster care. Under California Department of Social Services regulations and specified conditions, counties may pass on federal Title IV-E funds to County Offices of Education to increase educational case management services for foster youth. BCOE provides training, advocacy, and consultation services to educational rights holders, foster care providers, teachers, and other school staff or education service providers. BCOE case managers attend Child and Family Team Meetings and weekly Interagency Placement Committee meetings, to address any school-related issues. BCOE Champion Scholars mentor foster youth to ensure their successful graduation from high school. During the first two quarters of the fiscal year 2023-24, BCOE case managers attended 45 Child and Family Team Meetings; provided advocacy to 219 foster care providers, educational rights holders, and teachers; and provided mentoring support to 24 high school-aged foster youth to ensure their graduation. The Department of Employment and Social Services recommends entering into a contract with BCOE for educational support services for dependent youth. The term of the contract is July 1, 2024, through June 30, 2027, not-to-exceed \$600,000 - action requested - APPROVE CONTRACT AND AUTHORIZE CHAIR TO SIGN. (Employment & Social Services)
- 3.15 Contract with Chico Housing Action Team (CHAT) for Housing and Disability Advocacy Program (HDAP) Housing and Support - The Department of Employment and Social Services was awarded HDAP funds to address the homelessness crisis in Butte County. HDAP funding provides outreach, case management, disability benefits advocacy, and housing assistance to support eligible individuals who are experiencing or at risk of homelessness. The Department published a formal invitation for bids for the service on October 1, 2023, and the request for bids closed on December 7, 2023. A total of two bids were received. A panel performed the evaluation process and CHAT was the most responsive and responsible bidder. CHAT was selected to provide housing and support services to participants enrolled in the HDAP. CHAT programs focus on rapid and transitional housing, as well as permanent housing with support services. Once a client's housing needs are met, CHAT continues to provide resources, services,

and connections to facilitate immediate and long-term stability in housing. The number of individuals served is expected to increase from 21 in FY 2022-23 to 40 in FY 2024-25, with an additional 16 units to accommodate HDAP clients. CHAT supports 191 households in residential units, offering housing with support services to individuals and families transitioning directly from homelessness. The Department recommends entering into a contract with CHAT for HDAP housing and support. The term of the contract is April 1, 2024, through June 30, 2025, not-to-exceed \$500,000 - action requested - APPROVE CONTRACT AND AUTHORIZE CHAIR TO SIGN. (Employment & Social Services)

- 3.16 Contract Amendment with Northern California Youth and Family Programs for Independent Living Program (ILP) Services - Northern California Youth and Family Programs provides direct services to children and their families who have suffered a breakdown in the family unit. On June 13, 2023, the Board of Supervisors approved a contract with Northern California Youth and Family Programs to provide out-of-home placement for children in need of alternative living arrangements due to abuse, neglect, or juvenile delinquency. Services include foster care, independent living, and transitional housing services. ILP provides resource and skill development, such as financial literacy, employment skills, assistance with college applications, and basic life skills, to foster youth who live in Butte County, ages 16 to 21. ILP services are intended to prepare young adults for successful daily life after leaving foster care. During FY 2022-23, there were 172 youth eligible for ILP services in Butte County, with 80 active participants. The Department of Employment and Social Services recommends amending the contract with Northern California Youth and Family Programs for ILP services. The amendment extends the term of the contract by two years through June 30, 2026, and increases the maximum payable amount by \$482,000, not-to-exceed \$723,000. All other terms remain the same - action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Employment & Social Services)
- 3.17 Contracts with Star View Children and Family Services, Inc. (Star View) for Community Treatment Facility (CTF) Services - Star View CTF services is a comprehensive residential therapeutic program for youth who have experienced severe and complex trauma that requires intensive mental health services in a secure environment. Star View provides the highest level of integrated treatment services for youth who would otherwise require the support of a psychiatric hospital and experience significant placement challenges. Star View's CTF services provide therapeutic services to help youths successfully transition back to the care of their family or a lower level of care. Services include residential care, educational services, mental health treatment, and rehabilitation. The basic placement costs for Star View's CTF are funded through the foster care payment system, however, there are additional CTF costs to meet a youth's mental health needs. The additional costs require a contract to ensure individual youths are receiving the required services and support. Star View is currently supporting four youths from Butte County and the contracts will support two of these youths who have been placed at Star View's CTF. The Department of Employment and Social Services recommends entering into two contracts with Star View to provide CTF services. The term of the first contract is September 26, 2023, through June 30, 2024, not-to-exceed \$52,827. The term of the second contract is October 3, 2023, through June 30, 2024, not-to-exceed \$51,564 - action requested - APPROVE TWO CONTRACTS AND AUTHORIZE THE CHAIR TO SIGN. (Employment & Social Services)
- 3.18 Restructuring of the Volunteer Firefighters Program - In 2023, the Fire Department began to reevaluate and restructure the Volunteer Firefighter program that more clearly defined requirements for various positions. There were also a number of volunteer firefighters that were verified as no longer active that were removed from the volunteer firefighter roster. This restructuring reduced the program operating capacity from 400 to 200 volunteer firefighters. The Volunteer Firefighter program has a current roster of 126 volunteers. Additionally, since

1999, the volunteer firefighters have received a volunteer stipend at the rate of \$7.50 per call and \$9.00 per fire drill. Volunteer stipends are to reimburse the volunteers for incidental expenses during the course of their fire service and for volunteer retention. The Fire Department recommends the Board adopt a resolution for a stipend increase as follows: \$15.00 per call, \$20.00 per half day of drill, and/or \$30.00 per full day of drill. The increase will bring the volunteer firefighter stipend in line with neighboring jurisdictions. This increase is supported within the existing Fire Department budget - action requested - ADOPT THE RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Fire)

- 3.19 Lease Agreement with 2001 Becker Family Trust for 965-995 Spruce Street, Gridley - The Department of Behavioral Health has occupied 965-995 Spruce Street, Gridley since 2008 for the delivery of various programs and services. To continue delivery of services in this location, the Departments of General Services and Behavioral Health recommend entering into a new lease agreement with the 2001 Becker Family Trust for 965-995 Spruce Street, Gridley. The lease terms include 4,712 square feet of office space with an initial term commencing May 1, 2024 and terminating April 30, 2027, and three options to extend in additional one year increments. The rent rate is inclusive of all common area maintenance costs and is \$1.44 per square foot for the first year with an annual increase of 2% beginning in year two. The cumulative cost of the lease over the initial term is \$249,188 and is paid for by the Department of Behavioral Health - action requested - APPROVE LEASE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (General Services)

- 3.20 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:

DEVELOPMENT SERVICES: Add 1 flexibly staffed Office Assistant Term 6/30/2025 position. Delete a 0.88 flexibly staffed Office Assistant Term 6/30/2025 position. The position is funded by the PG&E Settlement Fund and is part of the Board-approved action in 2021 of adding 5 positions to address the increased workload from the Camp Fire. Changing the 0.88 position to 1 FTE position will not impact the General Fund and will be funded within the approved use in the PG&E Settlement Fund. Total allocations to increase by 0.12.

DISTRICT ATTORNEY: Delete 1 flexibly staffed Financial Analyst position. On February 27, 2024, the department added 1 flexibly staffed Administrative Analyst position which better suits the needs of the department. An existing staff member was promoted and the vacated position is being deleted. The total estimated annual cost for these changes is \$894 that will be paid for with salary savings in the current fiscal year and is included in the Department's FY 2024-25 requested budget. Total allocations to decrease by 1.

HUMAN RESOURCES: Amend Section 28J of the Salary Ordinance No. 4236 of the County of Butte entitled "Probation Peace Officers Association Unit Classifications" (PPOA) by deleting the classification of Probation Technician and adding the classification to Section 28C of the Salary Ordinance No. 4236 of the County of Butte entitled "General Unit". The employees in these classifications and all applicable parties have agreed to a bargaining unit modification that will move them from PPOA-General Unit to the Teamster's General Unit. This requested change will finalize the unit modification and make it effective the pay period beginning April 27, 2024. (Human Resources)

Action Requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN.

- 3.21 Resolution Recognizing April 14-20, 2024 as National Animal Control Officer Appreciation Week - National Animal Control Officer Appreciation Week, designated for the second week of April each year, serves to recognize the essential efforts of animal control professionals in

communities across the nation. This observance highlights the importance of animal welfare and safety. The National Animal Care & Control Association has declared April 14-20, 2024, as National Animal Control Officer Appreciation Week. The Butte County Public Health Animal Control Program is committed to the well-being of both residents and animals, by engaging in animal welfare enforcement, animal rescue, and disease prevention. These activities are the crucial link between community safety and responsible animal management. Animal control officers and advocates play a crucial role in protecting and enhancing the health and welfare of both animals and residents, and their committed efforts are deeply appreciated and deserving of recognition. The Department of Public Health recommends the Board of Supervisors adopt a resolution recognizing April 14-20, 2024 as Butte County Animal Control Officer Appreciation Week - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Public Health)

- 3.22 Contract with Consor Engineering for Professional Engineering Consultant Services for the Bridge Preventative Maintenance Program - CalTrans oversees programming and administers reimbursement funding for eligible projects for the Bridge Preventative Maintenance Program under the Highway Bridge Program. On July 23, 2020, CalTrans authorized the County to proceed with the work previously identified within a Bridge Preventative Maintenance Program, Federal Project BPMP-5912(119). This work will occur on 17 separate bridge structures throughout the County. The work will ultimately be bid to an outside contractor and will involve items generally beyond the normal scope of work performed by County maintenance crews. It will generally involve sealing 16 different bridge decks with methacrylate epoxy, replacing failed bearing pads at two bridges, replacing a failed joint seal at one bridge, and applying a polyester deck overlay at one bridge. On September 27, 2023, the Department solicited a request for proposals to secure a consultant with the expertise to develop plans, specifications, and construction cost estimates for the Department's Bridge Preventative Maintenance Program so that the work could be advertised for bid. The Department received one proposal and determined that Consor Engineering of Rancho Cordova, CA, was highly qualified and possessed the required experience, qualifications, and overarching professional credentials aligned with this project's specific demands. The Department recommends approval of a contract with Consor Engineering for professional engineering consultant services relating to the Department's Bridge Preventative Maintenance Program. The contract term is from April 23, 2024, through April 23, 2029, not to exceed \$357,900 - action requested - APPROVE CONTRACT AND AUTHORIZE CHAIR TO SIGN. (Public Works)
- 3.23 Budget Adjustment for County Service Area (CSA) 87 Keefer Road and Rock Creek Drainage District - CSA 87 is located north of Sycamore Creek, south of Rock Creek, and east of Highway 99 in north Chico and provides financing for stormwater drainage services. The CSA consists of approximately 1,049 parcels. Administrative costs for CSA oversight have increased with time, expending funds beyond the current budget appropriations. The Department recommends increasing appropriations in CSA 87 by \$1,500 to offset administrative costs for the remainder of the fiscal year. The anticipated FY 2023-24 ending fund balance will be reduced by \$1,500, from \$6,343 to \$4,843 - action requested - APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED). (Public Works)
- 3.24 Sheriff's Office Military Equipment Use Policy and Ordinance - Effective January 1, 2022, Government Code sections 7070-7075 requires a law enforcement agency (LEA) to obtain approval from the applicable governing body prior to obtaining LEA funding for acquiring military equipment. This involves adoption of a Military Equipment Use Policy by ordinance. In addition, the Sheriff's Office is required to provide an annual report on use of military equipment and the Board of Supervisors is to determine if the adopted ordinance shall be renewed annually. The original policy was approved by the Board of Supervisors in May of

2022. On April 9, 2024, the Policy was presented to the Board to allow for public comment and the Ordinance was introduced. The Sheriff's Office recommends approval of the Policy and adoption of the ordinance - action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (Sheriff)

- 3.25 Contract Amendment with Heartland Payment Systems, Inc. for Web-Based Electronic Payment Processing - The Treasurer-Tax Collector's Office has used Heartland Payment Systems, Inc. (Heartland) since 2015 to process electronic payments for property tax payments through the Megabyte property tax software system. Heartland is one of three payment processors authorized to integrate with the Megabyte system and was awarded the vendor contract following a competitive bidding process. The contract covers the costs of processing property tax payments and transferring the payments to the County. The current contract has been in place since September 1, 2015. Since then, the contract has been amended 4 times to continue service by extending the term and increasing the contract amount. The Department recommends extending the term of the contract by one year, through August 31, 2025, and increasing the maximum payable amount by \$4,500, not-to-exceed \$59,499. All other terms remain the same - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Treasurer-Tax Collector)
- 3.26 Resolution Recognizing the Week of the Young Child - The Butte County Local Child Care Planning Council has requested that the Butte County Board of Supervisors adopt a Resolution recognizing the Week of The Young Child in early April. The Council hopes to make an impact in educating the public and bringing awareness of the effect that high-quality early childhood education has on our county and our children - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Other - Local Child Care Planning Council)

4. REGULAR AGENDA

- 4.01 Boards, Commissions, and Committees
(List available at <https://www.buttecounty.net/327/Board-Commission-Vacancies>)
- A. Appointment 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 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, at the beginning of the regular 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 Quarterly Behavioral Health Department Update on SB 43 - Progress Towards Implementation
On December 12, 2023, the Board of Supervisors adopted a resolution to implement SB 43 January 1, 2026 to allow the County sufficient time for treatment and other resources to be made available. The Lanterman-Petris-Short (LPS) Act (Welfare and Institutions Code section 5100, et seq.) provides for the evaluation and treatment of a person who is gravely disabled, which is defined to mean a condition in which a person, as a result of a mental health disorder, is unable to provide for their basic personal needs for food, clothing, or shelter. SB 43, signed by the Governor on October 10, 2023, expands the definition of gravely disabled to include a person who, as a result of a mental health disorder, a severe substance use disorder (SUD), or a co-occurring mental health disorder and a severe substance use disorder, or as a result of impairment by chronic alcoholism, is unable to provide for their basic personal needs for food,

clothing, shelter, personal safety, or necessary medical care. This expanded definition of gravely disabled became effective on January 1, 2024. The Board directed the Department of Behavioral Health to return quarterly to provide an update on the County's readiness to implement. The Director of Behavioral Health will provide a brief update to the Board - action requested - ACCEPT FOR INFORMATION. (Behavioral Health)

- 4.04 Agreement with Compassion Pathway Behavioral Health, LLC for the Crisis Residential Treatment Program (CRT) - The Department of Behavioral Health released a Request for Proposal (RFP) on August 13, 2021 for crisis residential services. The RFP is valid for three years. The Department received two responses to the RFP; EA Family Services of Chico, CA and Compassion Pathway Behavioral Health, LLC of Elk Grove, CA. Compassion Pathway Behavioral Health, LLC was determined to have the experience, knowledge, and resources to fulfill crisis residential services at the CRT facility and was awarded the contract. Under the contract, Compassion Pathway Behavioral Health, LLC through its CRT, will provide mental health services to clients in need of a short term, residential environment where assessment, crisis intervention, medication support, and monitoring are provided in an effort to achieve stabilization. The CRT is a ten bed, drug and alcohol-free facility that includes laundry facilities, a kitchen, multiple community gathering spaces, and a fenced-in backyard. Clients receive individualized care plans that support a successful transition back into the community. Compassion Pathway Behavioral Health, LLC through its CRT serves an average of seven clients per night and maintains effective outcomes with a high satisfaction rate among program participants. Additional Mental Health Services Act outcome measures are listed in the FY 2022-23 report included in the agenda packet. The Department recommends the Board of Supervisors approve an agreement with Compassion Pathway Behavioral Health, LLC for crisis residential services from July 1, 2024 through June 30, 2025, not-to-exceed \$2,362,123 - action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)
- 4.05 Lease Agreement with Enloe Medical Center for 560 Cohasset Road Suite 120, Chico and Budget Adjustment for Tenant Infill - The Department of Behavioral Health currently occupies seven leased suites in 560 Cohasset Road, Chico for the delivery of various programs and services. To accommodate an expansion for a call center and training room, the Department requires additional space. The lease terms include 4,398 square feet of medical office space with an initial term commencing upon date of execution and terminating April 30, 2037, and two options to extend in five year increments. The rent rate is inclusive of all utilities and common area maintenance costs and is \$1.50 per square foot for the first four years with an annual increase of 3% beginning in year five. The cumulative cost of the lease over the initial 13-year term is \$1,145,018. The new suites will require tenant improvements to meet the needs of the Department with a total estimated project cost of \$142,700. The Departments of General Services and Behavioral Health recommend entering into a new lease agreement with Enloe Medical Center for 560 Cohasset Road Suite 120, Chico, and approving a budget adjustment of \$142,700 from the Behavioral Health budget to allow General Services to proceed with the tenant improvement project - action requested - 1) APPROVE LEASE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED). (General Services)
- 4.06 Contract with Knight CM for Professional Engineering Consultant Services for the Ord Ferry Road Bridge Replacement Project across Little Chico Creek - CalTrans oversees programming and administers reimbursement funding for eligible projects for the Bridge Preventative Maintenance Program under the Highway Bridge Program. On August 18, 2014, CalTrans authorized the County to proceed with the Ord Ferry Road Bridge Replacement Project across Little Chico Creek, Federal Project BRLS-5912(103). This work will replace a relatively narrow existing bridge just west of Dayton with a new 640-foot-long by 43-foot-wide bridge along the section of Ord Ferry Road that crosses Little Chico Creek. Consistent with the Public Works

Infrastructure Master Plan, the project was advertised, bid, and ultimately awarded to Steelhead Constructors JV on September 25, 2023, with construction scheduled to begin later this spring. On January 24, 2024, the Department solicited a Request for Proposals to secure a consultant with the expertise to assist the County Resident Engineer in administering and inspecting the bridge replacement project. The Department received one proposal and determined that Knight CM of Rancho Cordova, CA, was highly qualified and possessed the required experience, qualifications, and overarching professional credentials aligned with this project's specific demands. The Department recommends approval of a contract with Knight CM for professional engineering consultant services relating to the Ord Ferry Road Bridge Replacement Project across Little Chico Creek. The contract term is from April 23, 2024, through May 31, 2026, not to exceed \$1,347,489 - action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)

- 4.07 Intergovernmental Subrecipient Agreement for Community Development Block Grant - Disaster Recovery (CDBG-DR) Infrastructure Program Funds with the Sewerage Commission-Oroville Region (SC-OR) - The Department of Housing and Urban Development allocated \$1 billion in CDBG-DR funding related to the Federal Emergency Management Agency 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 SC-OR plant upgrade and expansion project. On March 12, 2023 the BOS approved an Intergovernmental Subrecipient Agreement with SC-OR for grant administration and project set-up costs not to exceed \$220,000. Given the time necessary to develop the infrastructure project for application to HCD, no funds were expended in the initial contract and it was terminated in January of 2024. Staff has prepared an Intergovernmental Subrecipient Agreement with SC-OR for the entirety of the project including grant administration, and plant upgrade and expansion costs not to exceed \$10,394,613, the amount of DR-Infrastructure funds the Board committed to this project. This expense will be reimbursed by DR-Infrastructure funds - action requested - APPROVE THE INTERGOVERNMENTAL SUBRECIPIENT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)

- 4.08 Additional Projects for 2017 and 2018 Community Development Block Grant - Disaster Recovery (CDBG-DR) Mitigation Planning & Public Service Program (MIT-PPS) - On January 23, 2024, the Butte County Board of Supervisors approved the submission of six grant applications for CDBG-DR MIT-PPS funds. These funds are available to eligible communities in California impacted by 2017 and 2018 disasters for projects that reduce risks of natural hazards. Mitigation planning projects may serve the entire county, while public service projects must serve low- and middle-income residents. Initially, Butte County was permitted to apply for up to \$3,000,000 in funding for both 2017 and 2018 disasters. On March 26, 2024, HCD announced a removal of the funding cap and extended the deadline to submit grant applications to May 28, 2024. With the deadline extension and removal of the funding cap, mitigation activities addressing a variety of Board-directed and staff identified needs have been vetted to determine if they meet grant eligibility requirements. Four additional projects have been determined to be viable for application submission:

- 1) Broadband Connectivity Action Plan (\$451,938)
- 2) Emergency Operations Plan (\$490,000)
- 3) Safe Educated Resilient Vulnerable Entities (SERVE) Project (\$560,000)
- 4) Fire Prevention and Protection: The Community Education Expansion Program (\$510,000)

Staff requests the Board provide direction on submission of any or all of these applications to take final advantage of funding available as a result of the Wind Complex Fire in 2017 and the Camp Fire in 2018 - action requested - DIRECT STAFF ON THE SUBMISSION OF PROPOSED APPLICATIONS. (County Administration)

- 4.09 Resolution to Amend the Salary Ordinance and Adopt Updated Side Letter Agreements - State and federal requirements for Behavioral Health Departments have increased significantly over the past 3 years along with the potential for fiscal sanctions if counties are unable to comply with mandates such as Network Adequacy, No Wrong Door, and timeliness of care requirements. In addition, the Department of Health Care Services began implementation of CalAIM in 2021, as well as a new mandate for counties to staff and operate County-wide mobile crisis teams 24-hours a day, seven days a week. Additionally, comprehensive legislative reform has occurred at the State level impacting forensic and jail based services (MH Diversion and Incompetent to Stand Trial), resulting in an increase in referrals and requirements for mental health services. The Department of Behavioral Health has historically struggled to recruit and also retain key personnel within its crisis and forensic programs resulting in unfilled shifts, the capping of the Psychiatric Health facility, and extended wait times for forensic assessments and treatment of clients at high risk of recidivism. The most challenging positions to fill in those programs have included Clinicians, Psychiatric Technicians, and Psychiatric Nurses. Amending the salary ordinance to increase the baseline salary for these positions will address Department needs and support recruitment efforts. This will impact approximately 30 positions and the actual increase per employee will be between 5 and 10%. The increased salary and benefit costs will be covered by realignment and Behavioral Health Services Act funds. The Departments of Human Resources and Behavioral Health recommend the Board of Supervisors adopt a resolution amending the Salary Ordinance for the Behavioral Health Department. Employees being reclassified into the new emergency and forensic classifications shall no longer be eligible for the site differential pay that was adopted through a Side Letter Agreement by the Board on December 13, 2022. The estimated annual cost for these changes is \$203,037, the cost for the current fiscal year is \$42,984 and is included in the Department budget. Total allocations to remain unchanged. - action requested - 1) ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND 2) ADOPT UPDATED SIDE LETTER AGREEMENTS (3) FOR EACH APPLICABLE LABOR GROUP. (Human Resources/Behavioral Health)
- 4.10 Resolution Authorizing Temporary Hiring Bonus Program for Specific Emergency and Forensic Classifications - Staff recruitment and subsequent retention for Behavioral Health positions in the Emergency and Forensic Programs have presented an ongoing challenge for Butte County for several years despite traditional efforts to find and keep staff. Additionally, the lack of adequate staffing associated with recruitment difficulties and turnover has continued to add to the burden on current employees. In response to recruitment challenges, several Behavioral Health agencies have recently implemented recruitment and retention incentives such as hiring bonuses to attract applicants and maintain staffing at required levels. By authorizing a similar program in Butte County, there is an opportunity to potentially entice qualified applicants to apply for and be successful in these difficult to fill positions. The hiring bonuses up to \$10,000 will present a limited fiscal impact compared to the potentially long-term dividends the program could bring to the Behavioral Health Department. The Departments of Human Resources and Behavioral Health recommend the Board of Supervisors authorize a limited hiring bonus program, available for the next eleven hires of the classifications listed in the resolution, subject to implementation and management by the Human Resources Director. Program costs are estimated to be \$110,000 and will be funded equally by salary savings and/or budgeted program funds as appropriate. The budget amendment for this action will take place at the end of the fiscal year once the actual costs are known - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources/Behavioral Health)

- 4.11 Resolution Authorizing Temporary Longevity Bonus Program for Specific Emergency and Forensic Classifications - Staff recruitment and subsequent retention for Behavioral Health positions in the Emergency and Forensic Programs have presented an ongoing challenge for Butte County for several years despite traditional efforts to find and keep staff. Additionally, the lack of adequate staffing associated with recruitment difficulties and turnover has continued to add to the burden on current employees. In response to these recruitment challenges, several Behavioral Health agencies have recently implemented retention incentives such as longevity bonuses to attract applicants and maintain staffing at required levels. By authorizing a similar program in Butte County, there is an opportunity to potentially entice current county employees in these difficult to fill positions to continue their career with Butte County Behavioral Health. The longevity bonuses of \$2,000 after remaining employed in one of the eligible classifications for two years will present a limited fiscal impact compared to the potentially long-term dividends the program could bring to the Behavioral Health Department. The Departments of Human Resources and Behavioral Health recommend the Board of Supervisors authorize this longevity bonus program for the classifications listed in the resolution, subject to implementation and management by the Human Resources Director. Program costs are estimated to be \$74,000 and will be funded equally by salary savings and/or budgeted program funds as appropriate. The budget amendment for this action will take place at the end of the fiscal year once the actual costs are known - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources/Behavioral Health)
- 4.12 Resolution Authorizing Temporary Behavioral Health Emergency and Forensics Referral Bonus Program - Staff recruitment and subsequent retention for Behavioral Health positions in the Emergency and Forensic Programs have presented an ongoing challenge for Butte County for several years despite traditional efforts to find and keep staff. Additionally, the lack of adequate staffing associated with recruitment difficulties and turnover continues to add to the burden on current employees. In response to these recruitment challenges, several Behavioral Health agencies have implemented their own innovative programs to help attract quality staff into entry-level positions; including rewarding current employees for successful referrals into vacant positions. By authorizing a similar program in Butte County, there is an opportunity to leverage informal word-of-mouth recruiting by providing an incentive for current employees to encourage friends, family members, acquaintances, and outside agency colleagues to apply for Butte County Behavioral Health Emergency and Forensic positions. The goal of this program is to increase the wealth of talent the County employs and mitigate the ongoing recruitment challenges. Payment of \$1,000 total per successful referral for the positions listed in the resolution (contingent upon a successful hire) will present a minimal fiscal impact while potentially paying long-term dividends within the Behavioral Health Department. The Department recommends the Board of Supervisors authorize a temporary referral bonus program, subject to implementation and management by the Human Resources Director. It is estimated that this temporary program will be in place for two years - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources/Behavioral Health)
- 4.13 Resolution - Limited Benefits for Extra Help Appointments-Site Differential Update - On August 25, 2015 the Board of Supervisors approved Resolution 15-116 which specified benefits and conditions of employment for extra help employees including a 5% site differential for certain extra help staff assigned to Behavioral Health (consistent with regular help staff). In December 2022, the Board approved Side Letter Agreements for regular help employees which increased the site differential pay from 5% to 10%. At that time the site differential pay for both regular and extra help staff was increased to 10%. A new resolution specifying the change for extra help and replacing the 2015 resolution should have been approved at that time. Additionally, the resolution clarifies that extra help employees in the new Behavioral Health Emergency and Forensic classifications shall not be eligible for site differential pay. This resolution formalizes

the change retroactive to December 24, 2022 - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)

- 4.14 Update on Fire Victim Trust - At the March 26, 2024 Board of Supervisors meeting, the Board requested an update on the status of the Fire Victim Trust. The Trust reviews claims, issues Determination Notices, and disburses payments to compensate claimants for economic and non-economic damages caused by the Camp Fire. On April 8, 2024, Cathy Yanni, Fire Victim Trust Administrator, released a letter to the public which can be found on the Fire Victim Trust web site: <https://www.firevictimtrust.com/Home.aspx>. Staff will provide a brief update - action requested - ACCEPT FOR INFORMATION. (County Administration)
- 4.15 Update of Budget, Legislative, and Other Current Issues by the Chief Administrative Officer
- 4.16 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.
- 4.17 Items Removed from the Consent Agenda for Board Consideration and Action

5. PUBLIC HEARINGS AND TIMED ITEMS

5.01 10:00 am - Public Hearing - Itemized Costs and Penalties Related to Nuisance Abatement to Record a Lien and Impose a Special Assessment

- A. Code Enforcement Case Number CE23-00776 at 0 Tippy Top Road, Cherokee (Assessor's Parcel Number 041-390-025) in the amount of \$105,164.30.

On September 21, 2023 a Hearing Officer declared a public nuisance existed on the property pursuant to Butte County Code Chapters 34A - Medical Marijuana Ordinance and 34C - Non-medical Marijuana Ordinance. This hearing has been scheduled to authorize the Board of Supervisors to record a lien and impose a special assessment to recover the County's costs for Code Enforcement Case Number CE23-00776 at 0 Tippy Top Road, Cherokee (Assessor's Parcel Number 041-390-025) in the amount of \$105,164.30 (\$97,000.00 for penalties and \$8,164.30 for cost recovery). (Development Services)

Action Requested - APPROVE THE PROPOSED LIEN OF \$97,000.00 AND A SPECIAL ASSESSMENT OF \$8,164.30.

- B. Code Enforcement Case Number CE23-01087 at 224 Edgehill Drive, Feather Falls (Assessor's Parcel Number 071-190-025) in the amount of \$35,154.07

On November 3, 2023 a Hearing Officer declared a public nuisance existed on the property pursuant to Butte County Code Chapters 34A - Medical Marijuana Ordinance and 34C - Non-medical Marijuana Ordinance. This hearing has been scheduled to authorize the Board of Supervisors to record a lien and impose a special assessment to recover the County's costs for Code Enforcement Case Number CE23-01087 at 224 Edgehill Drive, Feather Falls (Assessor's Parcel Number 071-190-025) in the amount of \$35,154.07 (\$28,500.00 for penalties and \$6,654.07 for cost recovery). (Development Services)

Action Requested - APPROVE THE PROPOSED LIEN OF \$28,500.00 AND A SPECIAL ASSESSMENT OF \$6,654.07.

- C. Code Enforcement Case Number CE23-01111 at 26 Emerald Oak Lane, Berry Creek (Assessor's

Parcel Number 071-430-028) in the amount of \$46,704.76.

On October 19, 2023 a Hearing Officer declared a public nuisance existed on the property pursuant to Butte County Code Chapters 34A - Medical Marijuana Ordinance and 34C - Non-medical Marijuana Ordinance. This hearing has been scheduled to authorize the Board of Supervisors to record a lien and impose a special assessment to recover the County's costs for Code Enforcement Case Number CE23-01111 at 26 Emerald Oak Lane, Berry Creek (Assessor's Parcel Number 071-430-028) in the amount of \$46,704.76 (\$41,500.00 for penalties and \$5,204.76 for cost recovery). (Development Services)

Action Requested - APPROVE THE PROPOSED LIEN OF \$41,500.00 AND A SPECIAL ASSESSMENT OF \$5,204.76.

- D. Code Enforcement Case Number CE23-00599 at 46 Willow Creek Drive, Palermo (Assessor's Parcel Number 027-180-057) in the amount of \$46,694.26

On August 14, 2023 a Hearing Officer declared a public nuisance existed on the property pursuant to Butte County Code Chapters 34A - Medical Marijuana Ordinance and 34C - Non-medical Marijuana Ordinance. This hearing has been scheduled to authorize the Board of Supervisors to record a lien and impose a special assessment to recover the County's costs for Code Enforcement Case Number CE23-00599 at 46 Willow Creek Drive, Palermo (Assessor's Parcel Number 027-180-057) in the amount of \$46,694.26 (\$39,500.00 for penalties and \$7,194.26 for cost recovery). (Development Services)

Action Requested - APPROVE THE PROPOSED LIEN OF \$39,500.00 AND A SPECIAL ASSESSMENT OF \$7,194.26.

- E. Code Enforcement Case Number CE23-00628 at 56 Oakwood Lane, Palermo (Assessor's Parcel Number 025-030-029) in the amount of \$13,714.09

On September 11, 2023 a Hearing Officer declared a public nuisance existed on the property pursuant to Butte County Code Chapters 34A - Medical Marijuana Ordinance and 34C - Non-medical Marijuana Ordinance. This hearing has been scheduled to authorize the Board of Supervisors to record a lien and impose a special assessment to recover the County's costs for Code Enforcement Case Number CE23-00628 at 56 Oakwood Lane, Palermo (Assessor's Parcel Number 025-030-029) in the amount of \$13,714.09 (\$6,500.00 for penalties and \$7,214.09 for cost recovery) (Development Services)

Action Requested - Approve the proposed lien of \$6,500.00 and a special assessment of \$7,214.09.

- 5.02 10:30 am - Timed Item - Resolution for the Closeout of the Housing Navigation Center Grant funded by a Community Development Block Grant (CDBG) - On May 26, 2020, the Butte County Board of Supervisors approved an application for a Community Development Block Grant. The grant funded the Housing Navigation Center (Center) serviced by the Department of Employment and Social Services (DESS). On April 2, 2021, Butte County received and accepted the \$500,000 award. Through the Center, DESS provided housing information and referral services to assist clients in obtaining temporary and long-term housing. Through the duration of the program grant funding was used to benefit 1,906 clients. While this grant has ended, DESS will keep the Center open with funding from the Permanent Local Housing Allocation. As a grant recipient, Butte County is required to collect and report information on activities, as well as hold a public hearing before the Board of Supervisors and the public to discuss the accomplishments of the grant. Staff recommends the Board of Supervisors hear public

comment regarding the grant accomplishments, adopt the resolution, and authorize the Chair to sign - action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)

- 5.03 10:45 am - Public Hearing - Zoning Code Amendment (ZCA23-0007) to Butte County Code Chapter 24, Articles II and VII, adding "Assessment Facility" to the Definitions and Land Use Tables, and a Grading Permit (PWGRD23-0003) - The Department of Development Services requests for Zoning Code Amendment and approval of a Grading Permit. The Zoning Code Amendment adds "Assessment Facility" as a new land use and definition. With the approval of the Zoning Code Amendment, the Assessment Facility land use will be added to Table 24-26-1 (PERMITTED LAND USES IN THE INDUSTRIAL ZONES), as a permitted use in the Heavy Industrial, General Industrial, and Light Industrial zones and to Table 24-22-1 (PERMITTED USES IN THE COMMERCIAL ZONES), with a use permit being required in the General Commercial, Community Commercial, and Neighborhood Commercial zones. A Grading Permit (PWGRD23-0003) was applied for on APN 035-460-022 (southeast corner of Feather River Blvd and Georgia Pacific Way). The grading/clearing activities associated with this permit have already taken place. The owner graded the site, removed all trees and trash and subsequently received a notice of violation of Butte County Code for conducting grading work on the site without a grading permit being issued. The owner plans to develop an assessment facility upon grading permit and zoning code amendment approval. An Initial Study and Mitigated Negative Declaration was prepared for the Project, in accordance with the California Environmental Quality Act (CEQA). On March 28, 2024, the Planning Commission passed Resolution PC24-01 on a vote of 5-0 recommending to the Board of Supervisors the adoption of the Mitigated Negative Declaration prepared pursuant to the California Environmental Quality Act (CEQA), adoption of the Zoning Ordinance Amendment, and approval of the Grading Permit - action requested - 1) ADOPT THE RESOLUTION ADOPTING THE MITIGATED NEGATIVE DECLARATION PREPARED PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) AND APPROVING THE GRADING PERMIT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) ADOPT THE ORDINANCE AMENDING BUTTE COUNTY CODE CHAPTER 24, ARTICLES II & VII, AND AUTHORIZE THE CHAIR TO SIGN. (Development Services)

RECESS

Recess as the Butte County Board of Supervisors and convene as the County of Butte Groundwater Sustainability Agency Board of Directors.

COUNTY OF BUTTE GROUNDWATER **SUSTAINABILITY AGENCY** **REGULAR MEETING AGENDA** **APRIL 23, 2024**

1. **CALL TO ORDER**

2. **CORRECTIONS AND/OR CHANGES TO THE AGENDA** (NONE)

3. **CONSENT AGENDA**

- 3.01 County of Butte Groundwater Sustainability Agency (GSA) - Approval of Minutes - Submitted for approval are the following minutes for the Butte Groundwater GSA Board, bringing all past minutes up to date: October 25, 2022, November 8, 2022 - action requested - APPROVE THE COUNTY OF BUTTE GROUNDWATER SUSTAINABILITY AGENCY MINUTES FROM OCTOBER 25, 2022 AND NOVEMBER 8, 2022.
- 3.02 County of Butte Groundwater Sustainable Agency (GSA) - Cooperation Agreement Amendment No. 2 for Cost-Sharing - The Butte Subbasin is comprised of 11 Groundwater Sustainability Agencies (GSAs), including: Biggs-West Gridley Water District, Butte County, Butte Water District, City of Biggs, City of Gridley, Colusa Groundwater Authority, Glenn County, Reclamation District 1004, Reclamation District 2106, Richvale Irrigation District, and Western Canal Water District. In November of 2019, the GSAs signed a cooperation agreement to develop, adopt and implement a single Groundwater Sustainability Plan (GSP) for the Butte Subbasin (approved by DWR in July 2023). In October 2022, the GSAs approved the first amendment (amendment 1) to the cooperation agreement, agreeing to cover the initial costs of GSP implementation, including costs associated with technical and administrative support. As a result of amendment 1, each GSA contributed \$8,000 during the FY 2022-23 to cover identified consultant services and activities. In June 2023, the Butte Subbasin GSAs, through Butte County, retained Lohdorff & Scalmanini Consulting Engineers (LSCE) to conduct the following activities: 1) Assist in determining the costs associated with implementing the GSP and SGMA compliance activities for a five-year planning horizon and 2) Identify cost-sharing options between the GSAs. LSCE in collaboration with the GSAs' management committee identified anticipated costs over a five-year period. Once the operational budget for GSP implementation and SGMA compliance costs were identified, the management committee evaluated a variety of cost-sharing options for consideration by the Butte Advisory Board (BAB). On November 6, 2023, the BAB met to discuss the various cost-sharing options, focusing on the two preferred options 1) equal split and 2) equal split combined with estimated groundwater use. The BAB appointed an ad-hoc committee to further discuss the preferred options. Ultimately, the ad-hoc committee's recommendation for the cost-sharing agreement was equal split between the 11 GSAs. The second amendment to the cooperation agreement (amendment 2) confirms an equal split cost-share between the 11 GSAs. Based on the Butte Subbasin operations budget, each GSA will contribute \$12,338 for the FY 2023-24; the County of Butte GSA will serve as the fund administrator. This method of sharing costs shall apply for

each subsequent fiscal year until written notice is provided by any member expressing intent to renegotiate - action requested - APPROVE COOPERATION AGREEMENT AMENDMENT NO. 2 AND AUTHORIZE THE CHAIR TO SIGN. (Water & Resource Conservation)

4. **REGULAR AGENDA** (NONE)

5. **PUBLIC COMMENT**

6. **COUNTY OF BUTTE GROUNDWATER SUSTAINABILITY AGENCY CLOSED SESSION** (NONE)

ADJOURNMENT

Adjourn as the County of Butte Groundwater Sustainability Agency and reconvene as the Butte County Board of Supervisors.

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 Director
- J. Human Resources Director
- K. Information Systems Director
- L. Library Director
- M. Public Health Director
- N. Public Works Director
- O. Water & Resource Conservation Director

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

Negotiators: Jack Hughes, Sheri Waters, Aaron Quin and Andy Pickett

Employee Organizations: Teamsters - General Unit; Teamsters - Social Services Workers Unit; Teamsters - Mid Management Unit; 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; Skilled Trades Unit; Butte County Deputy District Attorneys Association - Attorney Unit; Confidential Employee Unit; Non-Represented Employee Unit; Board of Supervisors Executive Assistants

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

- a. Mariah Smith v. Butte County; Workers' Compensation Appeals Board Case No. ADJ15193973 (CLAIM NUMBER: 2097110077)

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:
Misty Wright, Interim

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:
Kamie 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 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 Protection	NOP – Notice of Preparation
Cal OES – California Office of Emergency Services	EM – 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	