



BUTTE COUNTY BOARD OF SUPERVISORS

REGULAR MEETING AGENDA

APRIL 13, 2021

9:00 AM

MEMBERS OF THE BOARD

BILL CONNELLY, DISTRICT 1

DEBRA LUCERO, DISTRICT 2

TAMI RITTER, DISTRICT 3

TOD KIMMELSHUE, DISTRICT 4

DOUG TEETER, DISTRICT 5

ANDY PICKETT

CHIEF ADMINISTRATIVE OFFICER &
CLERK OF THE BOARD

MEETING LOCATION

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

BRUCE ALPERT, COUNTY COUNSEL

1. CALL TO ORDER

Pledge of Allegiance

Observation of a Moment of Silence

2. CORRECTIONS AND/OR CHANGES TO THE AGENDA

3. CONSENT AGENDA

A. Supervisor Comments on Consent Agenda Items

B. Adopt Consent Agenda

3.01 Budget Adjustment, Resolution, and Revenue Agreement Amendment with the State Department of Health Care Services (DHCS) for Drug Misuse Prevention - On April 24, 2018, the Board of Supervisors approved grant funding from DHCS for the implementation of the Strategic Prevention Frameworks (SPF) Partnerships for Success (PFS) project. DHCS is now proposing to provide additional funding to the County to continue to create Statewide media and education elements for the PFS grantees. The additional funding allows the County to expand outreach and education on opioid abuse. The purpose of the SPF-PFS grant program is to prevent the onset and reduce the progression of substance abuse and its related problems while strengthening prevention capacity and infrastructure at the community level. This program is designed to ensure that prevention strategies and messages reach the populations most impacted by substance abuse through motivational speakers and advertising. In the current fiscal year, the County has reached approximately 600 youth through virtual presentations, 1,000 individuals through on-line digital impressions, and has aired more than 2,000 commercials. The Department of Behavioral Health recommends amending the revenue agreement with DHCS for the SPF PFS project. The amendment increases the maximum revenue amount by \$43,494, not-to-exceed \$1,369,494. All other terms remain the same. The Department also recommends the Board of Supervisors adopt a resolution approving the agreement amendment, as required by DHCS – action requested - 1) APPROVE REVENUE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN; 2) ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN; AND 3) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED). (Behavioral Health)

- 3.02 Budget Adjustment and Revenue Agreement with Sierra Health Foundation for the Purchase of Property in Support of the Medication Assisted Treatment (MAT) Project - Sierra Health Foundation has awarded the Department of Behavioral Health grant funding to purchase telehealth infrastructure (laptops, web cameras, phone headsets and microphones, and software licensing) in support of the MAT Project. The MAT Project is part of California's State Opioid Response Grant Funding through the Community Mental Health Services Block Grant. The goal is to support Department infrastructure improvement activities due to the impact of COVID-19. The Department recommends entering into a revenue agreement with the Sierra Health Foundation for the purchase of property in support of the MAT Project. The term of the agreement is September 1, 2020 through June 30, 2021, not-to-exceed \$50,000 – action requested - 1) APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED). (Behavioral Health)
- 3.03 Resolution Recognizing Enloe Medical Center for Being Named One of America's 250 Best Hospitals - Supervisor Lucero recommends the Board of Supervisors adopt a resolution recognizing Enloe Medical Center for being named one of America's 250 Best Hospitals – action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Supervisor Lucero, District 2)
- 3.04 Approval of Minutes for Board of Supervisors Meeting - Submitted for approval are the minutes for the March 9, 2021 and March 23, 2021 Board of Supervisors Meetings. Additionally, it came to staff's attention that the January 12, 2021 minutes contained an inadvertent omission, and the minutes needs to be amended. Under Item 4.01.A.1 - 2021 Board Member Committee Assignments, the minutes did not memorialize the appointment of Supervisor Kimmelshue as the alternate on the Wyandotte Creek Groundwater Sustainability Agency – action requested - 1) APPROVE THE AMENDED JANUARY 12, 2021, BOARD OF SUPERVISORS REGULAR MEETING MINUTES AND AUTHORIZE THE CHAIR TO SIGN; 2) APPROVE THE MARCH 9, 2021, BOARD OF SUPERVISORS REGULAR MEETING MINUTES AND AUTHORIZE THE CHAIR TO SIGN; AND 3) APPROVE THE MARCH 23, 2021, BOARD OF SUPERVISORS REGULAR MEETING MINUTES AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 3.05 Contract Amendment with CliftonLarsonAllen LLP for Audit Services - The Butte County Audit Committee recommends amending the contract with CliftonLarsonAllen LLP for annual audit services. The amendment will extend the term of the agreement from July 1, 2021 to June 30, 2023 to provide audit services for the fiscal years ending June 30, 2021 and June 30, 2022. The scope of services for this agreement includes examination of all County funds governed by the Board of Supervisors. The contractor shall provide the County an opinion on the County's Comprehensive Annual Financial Report, perform financial and compliance audits to meet Single Audit Act requirements, and report on the Neal Road Landfill Enterprise Fund. Additionally, the contractor will provide additional audit services, as required, during the course of the contract. The amendment extends the term of the contract by two years and increases the maximum payable by \$206,860, not-to-exceed \$794,000 – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE CHAIR TO SIGN. (County Administration)

- 3.06 Annual Report Regarding Compliance with Continuing Disclosure Requirements for Debt Issuances - The County is required to meet continuing disclosure requirements as specified in the documentation for long term financings. The Taxable Pension Obligation Bonds 2004 Series A (2004 POB) requires that specific disclosure documents be provided to the Trustee, Wells Fargo Bank, who is also the Dissemination Agent. As the Dissemination Agent, the Trustee must perform the actual postings of the disclosure documents with the Municipal Securities Rulemaking Board, via the Electronic Municipal Markets Access website, by a specified date. The Taxable Pension Obligation Refunding Bonds 2020 Series A financing only requires that the Trustee, Wells Fargo Bank, be provided copies of the County's Comprehensive Annual Financial Report (CAFR) for the previous fiscal year and the fiscal year 2020-21 Budget for the current fiscal year. Long term capital lease arrangements, such as the Hall of Records, Bangor Fire Station #55, Government Campus Infrastructure Improvements, and Evidence Storage Building and Morgue, as well as most equipment lease/purchases, require the County to provide the lender copies of the CAFR for the previous fiscal year and fiscal year 2020-21 Budget for the current fiscal year. The County has timely complied with all of the continuing disclosure requirements since the last annual report to the Board in February 2020 – action requested - ACCEPT FOR INFORMATION. (County Administration)
- 3.07 Accept 2020 Local Agency Biennial Report for Exempt Agency - Drainage District 100 - Drainage District No. 100 has reviewed its Conflict of Interest Code exemption status and has determined that the conditions for exemption from compliance with California Government Code section 87300 still exist. County Counsel has reviewed the 2020 Local Agency Biennial Report and deems it to be proper – action requested - ACCEPT THE 2020 LOCAL AGENCY BIENNIAL REPORT OF DRAINAGE DISTRICT NO. 100. (County Counsel)
- 3.08 Contract Amendment with Greg Einhorn for Legal Services - County Counsel recommends amending the contract with Greg Einhorn for legal services. The amendment increases the hourly rate from \$125 to \$155 per hour effective April 1, 2021. All other terms and conditions remain the same – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (County Counsel)
- 3.09 Contract with Fehr & Peers for Transportation Analysis Services - Fehr & Peers provides transportation analysis services specific to discretionary land use projects under the California Environmental Quality Act (CEQA) and the analysis of vehicle miles traveled (VMT) as required by Senate Bill 743 (Transportation Impacts) and CEQA. Fehr & Peers is the only company that has the technical capability to perform VMT analysis as required in the State of California, on this basis sole source justification was applied versus a competitive solicitation. Fehr & Peers is the primary consultant in the County wide VMT model currently underway with the Butte County Association of Governments. The model is not completed at this time and analysis of VMT requires expertise knowledge of this process and the modeling effort. The Department of Development Services recommends entering into a sole source contract with Fehr & Peers. The term of the contract is the date of execution through April 13, 2022, not-to-exceed \$50,000 – action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (Development Services)

- 3.10 Contract with Land Logistics Inc. for Planning Services – Land Logistics Inc. provides planning application processing, planning building permit review, and other planning services as needed by the Department of Development Services. Contracting planning services allows the Department to continue providing timely service to the public when staff resources are unavailable because of high demand for Planning related services. The agreement allows the Department the option to contract for Planning services during an emergency or disaster recovery. The Department issued a Request for Proposals for planning services on September 26, 2020 and received five responses. Four firms were selected as the most qualified for the planning services requested, three have contracts in place. The Department recommends entering into a contract with Land Logistics Inc. for a five year term from the date of execution, not-to-exceed \$99,999 – action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (Development Services)
- 3.11 Contract Amendment with Clientfirst Consulting Group, LLC for Maintenance of Land Use Permitting System – Clientfirst Consulting Group, LLC provides ongoing consulting services to maintain the functionality of the existing land use permitting system (TRAKiT), which is in the process of being replaced as a part of the County wide Enterprise Resource Planning (ERP) project. This contract is used to support the Department of Development Services and all other land use departments. Contracting this service allows the Department to manage software problems that impact both the internal and external TRAKiT users until the implementation of the new software project is completed. The County is in the process of issuing a Request for Proposals for compatible land use software as part of the ERP that will be released in April 2021. The Department recommends amending the contract with Clientfirst Consulting Group, LLC to maintain the current functionality of TRAKiT. The amendment increases the maximum payable amount by \$75,000, not-to-exceed \$99,999. All other terms remain the same – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Development Services)
- 3.12 Contract Amendment with Wayfinder Family Services to Provide Post Adoption Services (PAS) - Wayfinder Family Services is a an agency licensed by the State that serves children by offering foster, adoption, and kinship care services in multiple counties. These services include helping families and children who have entered the foster care system by placing them with lifelong families as quickly as possible. PAS provides programs and initiatives that provide a strong foundation for children and their families to ensure that children who enter the foster care system are placed with lifelong families in a timely fashion. These services support adoptive families by providing short-term case management, training, information, and connection to other resources for adoptive families. As of January 2021, there were 299 families enrolled in PAS, 22 who were receiving case management services. The Department of Employment and Social Services recommends amending the contract with Wayfinder Family Services for PAS. The amendment extends the term of the contract by two years through June 30, 2023, and increases the maximum payable amount by \$199,998, not-to-exceed \$299,997. All other terms remain the same – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)

- 3.13 Contract Amendment with Wayfinder Family Services to Provide Interventions to Promote Safe and Stable Families (IPSSF) - Wayfinder Family Services is a an agency licensed by the State of California that serves children by offering foster, adoption, and kinship care services in multiple counties. These services include helping families and children who have entered the foster care system by placing them with lifelong families as quickly as possible. IPSSF program provides support and services to families who may benefit from targeted early interventions with the goal of preventing them from entering the traditional Child Welfare System via the juvenile dependency court system, and to families in the traditional Child Welfare System to provide support as they transition from family reunification through family maintenance and to case closure. The Department of Employment and Social Services estimates that Wayfinder Family Services will serve approximately 60 families in family maintenance services and 55 families through early intervention services each year. The Department recommends amending the contract with Wayfinder Family Services for IPSSF due to an increased number of case referrals. The amendment increases the maximum payable amount by \$52,002, not-to-exceed \$802,002. All other terms remain the same – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)
- 3.14 Budget Adjustment and Resolution to Amend Salary Ordinance for Housing and Homeless Branch of the Department of Employment and Social Services - Department of Employment and Social Services, through its Housing and Homeless Branch, will receive funding to administer the Emergency Solutions Grant – Coronavirus Round 2 (ESG-CV 2). The funding will go to Continuum of Care service areas through local government in response to the pandemic to assist individuals and families who are experiencing homelessness or receiving homeless assistance. The ESG-CV2 funding also supports additional homeless assistance services to mitigate the impacts created by COVID-19. The Department will receive one-time ESG-CV 2 funding totaling \$5,776,946. In addition to the aforementioned services, the funding will also allow the Department to add two term Health and Human Services Program Analyst positions to expire on June 30, 2022. The Department also received an allocation for fiscal year 2020-21 totaling \$321,961 for the Housing Disability Advocacy Program which aims to increase participation in disability income benefit programs and connect individuals to housing early in the disability benefits application process, which will allow the Department to add two Housing Navigator positions – action requested - 1) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED); AND 2) ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)
- 3.15 Budget Adjustment and Grant Agreement with North Valley Community Foundation (NVCF) for Phase II of the Wildfire Relief and Recovery Fund for Safe and Stable Housing - On March 19, 2021, NVCF approved a grant for North Complex West Survivor Assistance for Safe and Stable Housing proposed by the Department of Employment and Social Services. The grant allows the Department to continue providing disaster case management services for the purpose of securing housing and other needs for those impacted by this disaster and to assist in their long term recovery. The Department recommends approval of an agreement with NVCF for the grant funding. The term of the contract is the date of execution through June 30, 2021, not-to-exceed \$25,000 – action requested - 1) APPROVE GRANT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED). (Employment and Social Services)

- 3.16 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:

EMPLOYMENT AND SOCIAL SERVICES: Add 1 Assistant Director of Employment and Eligibility position; and delete 1 vacant Social Work Supervisor position, 1 vacant flexibly staffed Social Worker position, and 1 vacant Support Services Supervisor position. The addition of the Assistant Director position is needed to assist the Adult Services Division with the management and oversight associated with increased duties and programmatic needs of the Department. The additional cost of this position will be funded by the deletion of the two Social Work series positions. The salary savings from the deletion of the Support Services Supervisor position will be applied to a recently added position approved at the February 23, 2021 Board Meeting. Total allocations to decrease by 2.

PUBLIC HEALTH: Add 1 flexibly staffed Animal Control Dispatcher position and delete 1 vacant flexibly staffed Administrative Assistant position. This change will better suit the needs of the Department. Realignment funding will be utilized to cover the increased cost of the new position. Total allocations to remain unchanged.

SHERIFF'S OFFICE: Extend 1 term Sheriff's Lieutenant position (term to end May 1, 2021) until June 30, 2022, and delete 1 vacant Sheriff's Sergeant position. The term extension will cover operational and supervisory needs during an extended leave of absence. The deletion of the Sergeant position will partially offset the cost of the term extension and the remaining funding for the position is available in the Department's budget. Total allocations to decrease by 1.

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

- 3.17 Resolution Recognizing April 2021 as a Library Appreciation Month - The County Library recommends that the Board of Supervisors adopts a resolution recognizing the month of April 2021 as a Library Appreciation Month in Butte County. The theme of the National Library Week (April 4 to April 10) is 'Welcome to your Library', and the Department welcomes residents back in the library either in person or online. The resolutions also recognizes the valuable contribution of library workers and volunteers in the Butte County – action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Library)

- 3.18 Memorandum of Understanding (MOU) with the California Government Operations Agency for Continued Eligibility of COVID-19 Vaccine Allocations - The State of California has contracted with third party administrator, Blue Shield, to develop and oversee the Statewide vaccinating provider network. In order for Butte County to continue being eligible to receive COVID-19 vaccine allocations and hold community vaccination clinics, the County must enter into an MOU with the State through the California Governmental Operations Agency. The purpose of the MOU is to establish expectations and conditions for the County as a vaccine provider – action requested - APPROVE MOU AND AUTHORIZE THE CHAIR TO SIGN. (Public Health)

- 3.19 Capital Asset Purchase - Construction Equipment - The Board of Supervisors authorized the Department of Public Works to apply for a FEMA Alternative Project for the acquisition of capital equipment to modernize the fleet. The Department received FEMA funding obligation on September 18, 2020, with a total project amount of \$4,588,358. The Department has procured 22 capital assets at a cost of \$3,547,159. The Department recommends authority to purchase additional capital equipment. Equipment delivery continues to face delays and the Department needs to start the ordering process immediately to ensure that equipment is received by the Alternative Project completion date. The Department is seeking capital asset authority for the following items: 1) Backhoe - \$132,000; 2) Super 10 Dump Truck - \$ 200,000; 3) Asphalt Emulsion Pots (2) - \$55,000; 4) Asphalt Trailers (3) - \$267,000; 5) Survey GPS System - \$45,000; 6) Survey Robotic Total Station - \$47,000; 7) Surveying Digital Level - \$7,000 – action requested - APPROVE CAPITAL ASSET PURCHASES (10). (Public Works)
- 3.20 Authorization to Advertise the Midway Road Rehabilitation Project - The Midway Road Rehabilitation Project will remove and replace four inches of existing asphalt pavement with a new polymer modified hot mix asphalt along nearly five miles of road from Durham Dayton Highway to Hegan Lane. Additional improvements include pavement shoulder backing, modifications to the concrete bridge rail, guardrail improvements at the railroad overpass, replacement of traffic signal loops, and new thermoplastic striping and pavement markings. The Department of Public Works recommends that the Midway Road Rehabilitation Project be added to the Fiscal Year 2020-21 work program. The engineer's estimate for construction is \$2,520,000. The project will be funded with Senate Bill 1 (Road Repair and Accountability Act of 2017) funding – action requested - 1) APPROVE THE PLANS AND SPECIFICATIONS; 2) APPOINT THE PUBLIC WORKS DIRECTOR AS OFFICER OF THE PROJECT. (Public Works)
- 3.21 Contract Amendment with Keefe Commissary Network (Keefe) for Jail Commissary Services - The Sheriff's Office has contracted with Keefe for jail commissary services since May 2016. The Sheriff's Office is currently performing a solicitation for commissary services and recommends the current contract be amended to allow time for completion of the solicitation and negotiation of a new contract. The amendment extends the contract expiration date from May 23, 2021 to August 31, 2021. All other terms remain the same – action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Sheriff-Coroner)
- 3.22 Contract with Lehr Auto Electric (Lehr) for Law Enforcement Vehicle Upfitting - The Sheriff's Office purchases new or replacement law enforcement vehicles each year. Before a vehicle can be placed into service, it must be equipped with parts and equipment, such as radios, lights, sirens, and protective barriers for prisoner transports, which is called upfitting. All of the equipment is necessary to perform law enforcement duties. The Sheriff's Office performed a solicitation for vehicle upfitting services and received three proposals. The Sheriff's Office recommends entering into a contract with Lehr, of Sacramento, for law enforcement vehicle upfitting. The term of the contract is five years from date of execution, not-to-exceed \$1,083,300 – action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (Sheriff-Coroner)
- 3.23 Resolution Recognizing April 2021 as Child Abuse Prevention Month - The Child Abuse Prevention Council requests that the Board of Supervisors adopt a resolution recognizing April 2021 as Child Abuse Prevention Month – action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Other – Child Abuse Prevention Council)

4. REGULAR AGENDA

4.01 Boards, Commissions, and Committees

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

A. Appointments to Listed Vacancies

1. Reappointment to the Sacramento River Conservation Area Forum (Forum) Board of Directors – The Forum is a private non-profit public benefit organization that addresses the dynamics of restoring and managing riparian habitat along the river corridor as well as addressing the realities of local agricultural and community issues. The Forum Board of Directors is comprised of up to 15 voting members and up to nine advisory, non-voting members representing the Agency Directors of federal and State agencies. The voting members may consist of two voting members from each of the seven counties along the northern Sacramento River and one at-large Director appointed by the California Natural Resources Secretary. Butte County is invited to appoint two members to the Forum: one agricultural landowner who runs or manages agricultural lands along the Sacramento River, and one member to represent public interest. Appointees must reside in Butte County. Supervisor Kimmelshue recommends reappointing Richard Price to the Forum Board of Directors as the Butte County Public Interest representative – action requested - REAPPOINT RICHARD PRICE TO THE SACRAMENTO RIVER CONSERVATION AREA FORUM AS THE BUTTE COUNTY PUBLIC INTEREST REPRESENTATIVE, WITH A TERM ENDING DECEMBER 21, 2023. (Supervisor Kimmelshue, District 4)
2. Appointments to the Butte County Behavioral Health Board (BHB) – The BHB was established pursuant to Welfare and Institutions Code section 5604 to: review and evaluate the community's mental health needs, services, facilities and special problems; review County agreements entered into pursuant to the Mental Health Services Act; advise the local Mental Health Director regarding the local mental health program; review and approve the procedures used to ensure resident and professional involvement of the planning process; submit an annual report on the needs and performances of the County's mental health system; review and make recommendations on applications for appointment of a local director of mental health services; review and comment on the County's performance outcome data and communicate its findings to the Behavioral Health Planning Council; and assess the impact of realignment from the State to the County on services delivered to clients and the local community. The BHB consists of 13 to 15 members, with 50% of the membership being direct consumers or family members of consumers who are receiving mental health services, with three being direct consumers and three being family members of consumers receiving mental health services; one member of the Board of Supervisors; one law enforcement representative; one youth representative; and community members (up to six). The BHB recommends the Board of Supervisors appoint Janet Goodson and Sara Setzfant to the BHB as Community Member Representatives, both with a terms ending December 31, 2023 – action requested - 1) APPOINT JANET GOODSON TO THE BHB AS A COMMUNITY MEMBER REPRESENTATIVE, WITH A TERM ENDING DECEMBER 31, 2023; AND 2) APPOINT SARA SETZFANT TO THE BHB AS A COMMUNITY MEMBER REPRESENTATIVE, WITH A TERM ENDING DECEMBER 31, 2023. (Behavioral Health)

B. Board Member / Committee Reports and Board Member Comments

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

- 4.02 Update of Budget, Legislative, and Other Current Issues by the Chief Administrative Officer
- A. COVID-19 Update by the Public Health Director
- B. North Complex Fire Recovery Update
- 4.03 Resolution Establishing a Deadline to Enter into the North Complex Fire Private Tree Program – On November 4, 2020, the Board approved an urgency ordinance (Chapter 54 of Butte County Code) requiring proper removal of fire debris and hazard trees in the North Complex Fire area. The County opened a facility to accept Right of Entry forms on the same date allowing Cal OES contractors to remove fire debris and hazard tree with no out-of-pocket costs on the same date. On February 23, 2021, the Board set an April 1, 2021 deadline for submission of an acceptable application for the Alternative Program for the removal of structural debris. The County is currently going through an abatement process for those properties that contain structural debris and have not enrolled in either the Government Program or the Alternative Program. Section 54-17(C) of County Code provides that the Board of Supervisors may also set a deadline for enrollment in the Private Tree Program. Enrollment requires submission of an approved Arborist's/Forester's Certification or Inspection Access Form for the Private Tree Program. County Administration and County Counsel recommend that the Board set a deadline of April 30, 2021 to enroll in the Private Tree Program. This deadline would not apply to those already enrolled in the Government Program. Properties that have Hazard Trees from the North Complex Fire after the deadline set by the Board may be declared a nuisance and safety hazard. Once deadlines have passed, properties declared a nuisance and safety hazard may then be abated by the County, and all costs of abatement will be charged to the property owner. Ultimately, the costs may be filed as a lien against the property. The County is working with Cal OES to remove Hazard Trees from abated properties through government-hired contractors – action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 4.04 Employment Agreement for Behavioral Health Medical Director - Erik Petersen M.D. is a licensed psychiatrist who has agreed to serve as the Medical Director for the Department of Behavioral Health. The County is required to have a medical director for its Psychiatric Health Facility. Dr. Petersen will perform services and duties that ensures quality medical and psychiatric treatment through direction and evaluation of medical components and all clinical services. Dr. Petersen will also act as a key participant in the ongoing clinical review of programs and services, across the mental health system of the Department. The Department recommends entering into an agreement with Erik Petersen M.D. to serve as the Department's Medical Director. The term of the agreement is April 17, 2021 through June 30, 2023. The proposed annual salary is \$318,600 – action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)

- 4.05 Revenue Agreement with the State Department of Housing and Community Development (HCD) for No Place Like Home (NPLH) Round 2 Competitive Funding - The Department of Behavioral Health has been granted \$1,023,319 in Mental Health Services Act (MHSA) NPLH second round competitive funding. On November 19, 2019, the Board of Supervisors allocated all of the County's noncompetitive funds to the Creekside Place affordable housing project in Chico with Resolution No. 19-297 and later revised to Resolution No. 20-124 to develop permanent supportive housing for individuals with serious mental illness who are experiencing either homelessness, chronic homelessness, or are at risk of chronic homelessness. The Department, in collaboration with the Department of Employment and Social Services and Community Housing Improvement Program (CHIP), a private nonprofit corporation with 46 years of affordable housing development experience, will develop Creekside Place, a 101-unit, mixed use, multi-family project. One hundred units will serve extremely low and low-income seniors, 62 years and older, and 15 of the 100 units will assist NPLH seniors. The City of Chico owns the 4.92 acres site, located on Notre Dame Boulevard near Humboldt Road and will provide a long-term lease to CHIP for the affordable housing development. The City will also be providing project financing. CHIP, the development sponsor, will be the developer, owner, and provide property management for the project. The Department recommends entering into a revenue agreement, for Round 2 of the competitive funds, with HCD for the NPLH Creekside Place project. The term of the agreement is date-of-execution through 30 years from effective date, not-to-exceed \$1,023,319 – action requested - APPROVE REVENUE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)
- 4.06 Revenue Agreement with the State Department of Housing and Community Development (HCD) for No Place Like Home (NPLH) Round 2 Noncompetitive Funding - The Department of Behavioral Health has been granted \$1,659,786 in Mental Health Services Act (MHSA) NPLH second round noncompetitive funding. On November 19, 2019, the Board of Supervisors allocated all of the County's noncompetitive funds to the Creekside Place affordable housing project in Chico with Resolution No. 19-297 and later revised to Resolution No. 20-124 to develop permanent supportive housing for individuals with serious mental illness who are experiencing either homelessness, chronic homelessness, or are at risk of chronic homelessness. The Department, in collaboration with the Department of Employment and Social Services, and Community Housing Improvement Program (CHIP), a private, nonprofit corporation with 46 years of affordable housing development experience, will develop Creekside Place, a 101-unit, mixed use, multi-family project. One hundred units will serve extremely low and low-income seniors, 62 years and older, and 15 of the 100 units will assist NPLH seniors. The City of Chico owns the 4.92 acres site, located on Notre Dame Boulevard near Humboldt Road and will provide a long-term lease to CHIP for the affordable housing development. The City will also be providing project financing. CHIP, the development sponsor, will be the developer, owner, and provide property management for the project. The Department recommends entering into a revenue agreement, for Round 2 of the Noncompetitive funds, with HCD for the NPLH Creekside Place project. The term of the agreement is date-of-execution through 30 years from effective date, not-to-exceed \$1,659,786 – action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Behavioral Health)

- 4.07 Discussion on Butte County Improvement Standards - On January 12, 2021, the Board of Supervisors requested staff to schedule an educational item for future discussion on the County's Improvement Standards. These Standards help provide minimum design and construction criteria that apply to various site improvements and help regulate the design and preparation of plans for the construction of streets, highways, alleys, drainage, sewage, street lighting, water supply facilities, fire protection, and related improvements. The presentation will include a discussion on the purpose of the Standards, benefits and challenges when implementing Standards, external influences when applying Standards, and the role the Board plays in the appeal process – action requested - ACCEPT FOR INFORMATION. (Public Works)
- 4.08 Grant Agreement with the State of California Department of Water Resources for Proposition 1 (Water Quality, Supply, and Infrastructure Improvement Act of 2014) Round 1 Integrated Regional Water Management Implementation Grant - The County is a member of the Northern Sacramento Valley (NSV) Integrated Regional Water Management (IRWM) Group. On November 19, 2019 the Board of Supervisors adopted a resolution authorizing the Department of Water and Resource Conservation to submit an application for a Proposition 1 IRWM Implementation Grant on behalf of the NSV Board. The Department coordinated the development of a grant application with the Local Project Sponsors and five projects were awarded funding by the California Department of Water Resources. These projects include: 1) Canal Pre-screen Project by Orland-Artois Water District; 2) Rock and Sand Creek Flood Mitigation by Rock Creek Reclamation District; 3) Primary Influent Pump Station by Sewage Commission-Oroville Region; and 4) Two trash capture projects by Yuba City. The combined grant award is \$5,000,739 with the term of the grant agreement beginning on June 27, 2020. All work must be completed by March 31, 2024, and no funds may be requested after June 30, 2024. The term of the agreement ends three years after the final payment to meet post-project monitoring requirements. Each project has its own work plan, budget and schedule specified in the grant agreement, and will be carried out by the Local Project Sponsor agency. The cost-share requirement of the grant for all the projects is covered by the Project 3 Local Project Sponsor. The Department will administer the grant on behalf of the Local Project Sponsors and the NSV IRWM region – action requested - APPROVE GRANT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Water and Resource Conservation)
- 4.09 2021 Redistricting Process - Redistricting is the process by which Supervisorial District boundaries are drawn every 10 years to ensure each district has the same number of people. Historically, the Board of Supervisors has had broad latitude in drawing boundaries that are equal in population, balanced, and non-discriminatory. In October 2019 Governor Newsom signed into law AB 849, The Fair and Inclusive Redistricting for Municipalities and Political Subdivisions (FAIR MAPS) Act, which substantially altered the redistricting process. The new law specifies redistricting criteria and deadlines for the adoption of new boundaries by the Board of Supervisors. The new law specifies hearing procedures that allow the public to provide input on the placement of boundaries and on proposed boundary maps. The new law requires the Board to take specified steps to encourage the residents of the local jurisdiction to participate in the redistricting process. The requirements of the FAIR MAPS Act are complicated, and require expertise in demographics, cartography, and statistics. These new requirements, superimposed on a county population that has undergone an unprecedented shift due to the Camp Fire and the North Complex Fire, creates a situation where hiring a consultant to manage the process and bring in the necessary expertise is the most likely path to a successful redistricting process. On January 26, 2021, the Board directed staff to return with a presentation on 2021 redistricting options – action requested - AUTHORIZE STAFF TO RETAIN A CONSULTANT TO MANAGE AND GUIDE THE REDISTRICTING PROCESS. (County Administration)
- 4.10 Items Removed from the Consent Agenda for Board Consideration and Action

- 4.11 Approve the Final Subdivision Map and Subdivision Agreement for Sierra Moon Subdivision, Phase 4 - Sierra Moon Subdivision is located on the west side of Hicks Lane, approximately one-half mile south from Hicks Lane and Keefer Road in the North Chico area. This is a conditionally approved public street subdivision with 119 lots to be developed in five phases. The developer is Schuster Homes, Inc. Sierra Moon Subdivision, Phase 4 is comprised of 14 lots. The County Surveyor has approved the subject map and found it in conformance with the Tentative Map and Butte County Code, Chapter 20, Subdivisions. Schuster Homes Inc. has requested to defer construction of the remaining Phase 4 improvements until the Final Map is recorded and have provided a Letter of Credit to guarantee the completion. The Subdivision Improvement Agreement between the County and Schuster Homes Inc. requires appropriate funds to secure faithful performance, payment for labor and materials, and warranty maintenance of the improvements for a period of one year from the date of acceptance of said improvements. All required conditions of approval will be met with the Subdivision Improvement Agreement. Government Code section 66474.1 allows for construction of remaining on-site improvements to be deferred until after the Final Map is recorded. The Department of Public Works recommends that the Board of Supervisors approve the Final Map for Sierra Moon Subdivision, Phase 4 and approve the Subdivision Improvement agreement – action requested - 1) APPROVE THE FINAL MAP; AND 2) APPROVE THE SUBDIVISION IMPROVEMENT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN. (Public Works)

ITEM 4.11 WAS RELEASED ON THE SUPPLEMENTAL AGENDA PUBLISHED FRIDAY, APRIL 2, 2021

5. PUBLIC HEARINGS AND TIMED ITEMS

- 5.01 9:20 AM – Timed Item - Presentation by First 5 Butte County Children and Families Commission - First 5 is part of a Statewide effort to create a seamless system of integrated and comprehensive programs and services by establishing community-based programs to provide parental education and family support services relevant to effective childhood development; encouraging pregnant women and parents of young children to quit smoking; and educating the public on the importance and the benefits of nurturing, health care, family support, and child care. First 5 is a nine-member commission comprised of a member of the Board of Supervisors, the Directors of the Department of Public Health and the Department of Employment and Social Services, and six members of the public appointed by the Board of Supervisors. Additionally, the Board of Supervisors also appoints five alternates to First 5. The Commission staff are provided by the Department of Public Health. Director Anna Bauer will provide a brief presentation about the history, funding, composition and strategic priorities of the Commission – action requested - ACCEPT FOR INFORMATION. (Butte County Children and Families Commission)
- 5.02 9:30 AM – Timed Item – Camp Fire Regional Economic Impact Analysis - The 2018 Camp Fire burned more than 150,000 acres and destroyed nearly 19,000 physical structures in the Town of Paradise and surrounding unincorporated area. As a result of the Camp Fire, impacts to the local economy were brought about by major population shifts, a substantial decline in its regional housing supply, and economic hardships for the business community. In order to quantify these impacts, 3CORE EDC worked with a group of consultants to develop the Camp Fire Regional Economic Impact Analysis, which examines the economic impacts to the entire Tri-County Region (Butte, Glenn, and Tehama County) as a result of the Camp Fire – action requested - ACCEPT FOR INFORMATION. (County Administration)

- 5.03 10:00 AM – Timed Item - Prioritization and Support for County Projects - On March 23, 2021, staff and the County's federal lobbyist, Kristi More from The Ferguson Group, presented on how Congress is reinstating a form of Community Project Funding (CPF), previously referred to as earmarks, this coming federal fiscal year. The process provides funding directly to certain local projects in the annual federal appropriations bills. Congressional representatives from the House are required to submit projects for consideration by the week of April 26, 2021, and are limited to submitting 10 projects for the district they represent. Similar deadlines are expected to be set for the Senate as well, however those deadlines have not yet been established. As a new development, the House Transportation and Infrastructure Committee recently announced a process similar to this to identify projects as part of the long-term transportation bill reauthorization process. These projects will be referred to as Member Designated Projects (MDP). Members will not be limited to the number of requests in the transportation reauthorization process, but they will be required to establish their top five priorities. MDP projects will focus on long term, highway and transit projects and will be focused strictly on transportation. There is a possibility that additional calls for projects may occur as part of the larger infrastructure package discussions. However, at this time, no additional information is available. As with CPF projects, it is anticipated the Senate will announce a similar process for consideration of MDPs but have not as of now. Members are being advised not to submit projects for consideration as both MDPs and CPFs. As both project funding processes advance, staff is seeking direction from the Board to work with Congressman LaMalfa, Senator Feinstein, and Senator Padilla to seek funding for the following projects and prepare letters and materials signed by the Board Chair as appropriate and as needed to help advance the projects: County Road Vegetation and Brush Removal and Fire Suppression, Cohasset Road Widening and Fire Safety Project, Rock Creek and Keefer Slough Bifurcation Flood Protection Project, Palermo Drinking Water Project, Regional Mental Health Facility, and the Oroville Veterans Memorial Park – action requested - 1) AUTHORIZE STAFF TO WORK WITH CONGRESSIONAL DELEGATION ON SELECTED PROJECTS; OR 2) DIRECT STAFF TO PROVIDE LETTERS OF SUPPORT TO CONGRESSIONAL DELEGATION AS NEEDED. (County Administration)
- 5.04 1:15 PM – Timed Item – Budget Adjustment, Resolutions, and Capital Asset Authority Related to PG&E Settlement Fund Requests - Butte County received a \$252 million settlement from PG&E to compensate the County for the impacts of the Camp Fire, which was caused by PG&E's criminal negligence. The County's net settlement after attorney fees is \$204.4 million dollars. On July 21, 2020, the Board of Supervisors directed the PG&E Settlement Fund be established and committed to County stability, hazard mitigation, and disaster recovery. The Board engaged in several subsequent discussions about the use of PG&E Settlement Funds, and on March 9, 2021, approved four recommendations to use these Funds toward the County's financial stability initiatives. On March 9, 2021, the Board also considered projects to address direct services related to the Camp Fire, rebuilding after the Camp Fire, or mitigation of hazards within the County. The Board directed staff to agendize each request for further consideration including details identifying how the request addresses disaster recovery, hazard mitigation or County stability; directly tie-back to the Camp Fire; leverages outside funds; and/or addresses urgent needs. The following requests are presented for consideration:
1. The Department of Development Services recommends \$1,449,869 for 2 term Code Enforcement Officers, a term Permit Supervisor, a term Permit Technician, and a term Administrative Analyst.
 2. The Department of Public Works recommends \$140,000 for land development support and \$130,000 for flood administration support.

3. County Administration recommends \$900,000 for a term Program Development Manager position and \$140,000 to fund a portion of a term position focused on grant writing for disaster recovery.
4. The Sheriff's Office and the Department of Behavioral Health recommend \$648,776 for a term Mobile Crisis Team.
5. The Department of Behavioral Health recommends \$621,174 for a term Mental Health and Substance Use Disorder Team.
6. The Department of Employment and Social Services recommends \$386,353 for a five-year lease in Paradise to provide employment, social, and behavior health services
7. The Department of Public Health recommends \$627,000 to add 2 term Environmental Health Specialists to expedite the building permit process and 1 Environmental Health Technician for facility inspections. The Department of Public Health also recommends \$600,000 for a five-year suicide prevention program.

Action requested – 1) APPROVE REQUESTS (10) FOR USE OF PG&E SETTLEMENT FUNDS; 2) ADOPT RESOLUTIONS (6) AND AUTHORIZE THE CHAIR TO SIGN; AND 3) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED). (County Administration)

6. BOARD OF SUPERVISORS PUBLIC COMMENT

Comments to the Board on issues and items not listed on the agenda. Presentations will be limited to five minutes. Please note that pursuant to California State law, the Board of Supervisors is prohibited from taking action on any item not listed on the agenda.

7. BOARD OF SUPERVISORS CLOSED SESSION

7.01 Public Employee Employment, Appointment, Recruitment, Performance Evaluations, Including Goals, Pursuant to Government Code Section 54957:

- A. Agricultural Commissioner
- B. Behavioral Health Director
- C. Chief Administrative Officer
- D. Chief Probation Officer
- E. Child Support Services Director
- F. County Counsel
- G. Development Services Director
- H. Employment and Social Services Director
- I. Human Resources Director
- J. Information Services Director
- K. Library Director
- L. Public Health Director
- M. Public Works Director
- N. Water and Resources Conservation Director

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

Negotiators: Jack Hughes, Sheri Waters, and Meegan Jessee
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

7.03 Actual Litigation Pursuant to Government Code Section 54956.9(d)(1):

- A. *Donald Heuer v. Butte County, et al.*; USDC - Eastern District Court Case No. 2:19-CV-01328-JAM-DMC;
- B. *California Open Lands, a nonprofit land trust organization v. Butte County Department of Public Works, et al.*; USDC - Eastern District Court Case No. 2:20-CV-00123-KJM-DMC; and
- C. *Nance Canyon Partners, L.P., v. County of Butte, et al.*; Butte County Superior Court Case No. 20CV02372.

RECESS

Recess as the Butte County Board of Supervisors and convene as the In-Home Supportive Services Public Authority Board.

IN-HOME SUPPORTIVE SERVICES
PUBLIC AUTHORITY BOARD AGENDA
APRIL 13, 2021

1. **CALL TO ORDER**

2. **CONSENT AGENDA** (NO ITEMS)

3. **REGULAR AGENDA** (NO ITEMS)

4. **PUBLIC COMMENT**

Comments to the In-Home Supportive Services Public Authority Board on issues and items not listed on the agenda. Presentations will be limited to five minutes. Please note that pursuant to California State law, the In-Home Supportive Services Public Authority Board is prohibited from taking action on any item not listed on the agenda.

5. **CLOSED SESSION**

(To be held concurrently with the Board of Supervisors Closed Session)

5.01 **Conference with Labor Negotiator Pursuant to Government Code Section 54957.6**

Labor Negotiators: Shelby Boston, Sheri Waters, Jack Hughes, and Meegan Jessee

Butte County
Department Heads

Agricultural
Commissioner:
Louie Mendoza

Assessor*:
Diane Brown

Auditor-Controller*:
Graciela Gutierrez

Behavioral Health:
Scott Kennelly

Chief Administrative
Officer:
Andy Pickett

Chief Probation Officer:
Wayne Barley

Child Support Services:
Sean Farrell

Clerk-Recorder /
Registrar of Voters*:
Candace Grubbs

County Counsel:
Bruce Alpert

Development Services:
Paula Daneluk

District Attorney*:
Mike Ramsey

Employment & Social
Services:
Shelby Boston

Fire Chief:
John Messina

General Services:
Grant Hunsicker

Human Resources:
Sheri Waters

Information Systems:
Dino Cabal

Library:
Narinder Sufi

Public Health:
Danette York

Public Works:
Joshua Pack

Sheriff-Coroner*:
Kory Honea

Treasurer-Tax Collector*:
Troy Kidd

UC Cooperative
Extension Advisor:
Luis Espino

Water & Resource
Conservation:
Paul Gosselin

*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 are items that are considered routine and are handled by one motion and vote of the Board. If you wish to discuss any item on the Consent Agenda you can either fill out a speaker card (located in the back of the board room) and give it to the Clerk of the Board (sitting to the right of the Board) or, when the Chair asks if there is anything anyone would like to remove from the Consent Agenda, stand and approach the podium and request the item be removed. The removed items are discussed at the end of the Regular Agenda.
2. **Regular Agenda:** this is where presentations to the Board and items that require full discussion are heard. Items removed from the Consent Agenda are discussed under this section.
3. **Public Hearing and Timed Items:** this is where items that are required by law to be heard as a public hearing are set. This is the section where appeals before the Board are usually discussed. Hearings may start after the time listed, but will never start before the time listed.
4. **Public Comment:** this is the area of the agenda where members of the audience may address the Board on any matter not listed on the agenda. The Board, by law, cannot take action on any matter not listed on the agenda, but may respond to statements or questions and provide staff direction.
5. **Closed Session:** the Board is authorized, by law, to meet in a closed session in certain circumstances. This area of the agenda identifies those items that will be discussed during the closed session.

Public Participation:

It is the policy of the Board of Supervisors, and a requirement of the California Open Meetings Law, to allow members of the public the opportunity to comment on all matters before the Board. Public participation is limited to matters within the subject matter jurisdiction of the Board pursuant to Government Code Section 54954.3. The Board has adopted policy and procedures to facilitate the meeting process and conduct. A complete listing of these policies and procedures can be found in the printed booklet agenda, obtained at the County Administrative Office, or viewed at the Clerk of the Board website.

The Board of Supervisors is also committed to making its proceedings accessible to all residents. Individuals with special needs should call the Clerk of the Board at 530.552.3300, Monday through Friday, 8:00 a.m. to 5:00 p.m. to request disability-related modifications/accommodations, or to request materials in alternate formats. All requests for special accommodations and/or alternative format documents must be made 48 hours prior to the meeting.

For further information contact the:
Clerk of the Board of Supervisors
County Administration Office
25 County Center Drive, Suite 200, Oroville, CA 95965
530.552.3300