



BUTTE COUNTY BOARD OF SUPERVISORS

REGULAR MEETING AGENDA

JANUARY 25, 2022

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

Rules of Decorum

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

2. CORRECTIONS AND/OR CHANGES TO THE AGENDA

3. CONSENT AGENDA

A. Supervisor Comments on Consent Agenda Items

B. Adopt Consent Agenda

- 3.01 2022 State and Federal Legislative Platforms - On January 11, 2022 the Board of Supervisors discussed the draft State and federal legislative platforms and directed staff to make a number of changes to the documents. These documents provide a basis for advocacy throughout the year. The 2022 platforms were prepared in consultation with department heads, input from Board members, and assistance from the County's State and federal consultants. The platforms continue to address issues such as public safety, health and human services, water, public infrastructure, local government finances, and general government. In addition, the documents contain legislative matters directly related to recovering from the numerous disasters that the County has faced – action requested - APPROVE THE STATE AND FEDERAL LEGISLATIVE PLATFORMS. (County Administration)

- 3.02 Budget Adjustment for the American Rescue Plan Act (ARPA) Funding to Provide Shelter to the Individuals Experiencing Homelessness in the City of Chico - On October 12, 2021, the Board of Supervisors committed \$1.7 million of one-time ARPA funding to the City for a joint City/County project to assist individuals experiencing homelessness. Specifically, the City will use this funding to purchase pallet shelters to provide housing to those experiencing homelessness. On November 9, 2021, the Board approved an MOU with the City of Chico for the ARPA funding. County Administration recommends approval of a budget adjustment to move the appropriation of \$1.7 million from the ARPA fund to the County Administration budget unit so payment may be made to the City of Chico – action requested - APPROVE BUDGET ADJUSTMENT AND AUTHORIZE THE CHAIR TO SIGN (4/5TH VOTE REQUIRED). (County Administration)
- 3.03 Letter to CalOES Director Ghilarducci Requesting Support for Changes with how Counties are Reimbursed by the Federal Emergency Management Agency (FEMA) for Damaged Roads after Disasters - The Camp and North Complex Fires created an estimated \$153,460,041 in damages to County maintained roads. The County has completed less than 5% of the repairs needed. FEMA denied over \$54 million in requested road repairs, stating repairs should be the responsibility of State Contractors. The cost to repair these roads back to pre-event conditions is over 21 times the annual County Public Works operations and maintenance budget. Without the support of FEMA Region IX, Butte County roads will continue to deteriorate, leaving residents increasingly vulnerable to wildfire and hampering response of vital emergency services. Butte County is requesting FEMA Region IX rescind their denial and approve the proposed damage repairs in alignment with the Public Assistance Program and Policy Guidebook Chapter 7, Part III. The appeal documentation for the denied projects will be filed through FEMA's Grants Portal and a letter will be sent to Director Ghilarducci requesting CalOES support Butte County's repair request – action requested - APPROVE LETTER AND AUTHORIZE THE CHAIR TO SIGN. (County Administration)
- 3.04 Rescind and Replace Resolution No. 99-147 Increasing the Self-Insured Workers' Compensation Inter-governmental Service Fund (ISF) and Trust Account - Butte County's Workers' Compensation program is self-insured and utilizes a Third Party Administrator to administer its claim payments. In July of 1979, the Board of Supervisors adopted Resolution No. 79-149 to establish an ISF and trust account with a Fiscal Agent and to maintain an adequate balance to pay workers' compensation benefits during a 30 day period. In October of 1999, the Board adopted Resolution No. 99-147 to establish a specified balance to be held in trust as \$175,000 and assign specific duties to Risk Management and the Auditor's Office. Due to an increase in claims activity and payments, the current ISF trust account balance of \$175,000 is insufficient to handle all payments that are processed in one month. Risk Management and the Auditor-Controller recommend that the Board rescind and replace Resolution No. 99-147, amending the amount placed in the ISF trust account from the existing \$175,000 to \$375,000 – action requested - RESCIND RESOLUTION NO. 99-147 AND AUTHORIZE THE CHAIR TO SIGN REPLACEMENT RESOLUTION. (County Administration)
- 3.05 Contract Amendment with Catalyst Domestic Violence Services for Emergency Shelter Services - Under the Coronavirus Aid, Relief, and Economic Stimulus Act, federal funds were made available to prevent, prepare for, and respond to COVID-19 among individuals and families who are experiencing homelessness or receiving homeless assistance, and support additional homeless assistance and homeless prevention activities to mitigate the impacts created by COVID-19. The funds are awarded to Continuum of Care (CoC) service areas and contracted to the designated administrative entity. The County of Butte is the administrative entity for the local CoC. The Department of Employment and Social Services recommends amending the contract with Catalyst Domestic Violence for emergency shelter operations and services to extend the term of

the agreement from January 31, 2022 to June 30, 2022 using existing unspent contracted funds. The maximum not-to-exceed price remains \$295,000. All other terms remain the same – action requested – APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)

- 3.06 Contract Amendment with True North Housing Alliance, Inc. (TNHA) for Emergency Shelter Services - Under the Coronavirus Aid, Relief, and Economic Stimulus Act, federal funds were made available to prevent, prepare for, and respond to COVID-19 among individuals and families who are experiencing homelessness or receiving homeless assistance, and support additional homeless assistance and homeless prevention activities to mitigate the impacts created by COVID-19. The funds are awarded to Continuum of Care (CoC) service areas and contracted to the designated administrative entity. The County of Butte is the administrative entity for the local CoC. The Department Employment and Social Services recommends amending the contract with TNHA for emergency shelter operations and services to extend the term of the agreement from January 31, 2022 to June 30, 2022 using existing unspent contracted funds. The maximum not-to-exceed price remains \$300,000. All other terms remain the same – action requested – APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)
- 3.07 Contract Amendment with United Way for Emergency Shelter Services - Under the Coronavirus Aid, Relief, and Economic Stimulus Act, federal funds were made available to prevent, prepare for, and respond to COVID-19 among individuals and families who are experiencing homelessness or receiving homeless assistance, and support additional homeless assistance and homeless prevention activities to mitigate the impacts created by COVID-19. The funds are awarded to Continuum of Care (CoC) service areas and contracted to the designated administrative entity. The County of Butte is the administrative entity for the local CoC. The Department of Employment and Social Services recommends amending the contract with United Way for emergency shelter operations and services to extend the operations of the non-congregate shelters from January 31, 2022 to June 30, 2022 using existing unspent contracted funds. The maximum not-to-exceed price remains \$2,000,000. All other terms remain the same – action requested – APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)
- 3.08 Resolution Recognizing January 24th through January 28th, 2022 as Employment and Eligibility Staff Recognition Week - The Department of Employment and Social Services recommends the Board of Supervisors adopt a resolution recognizing January 24th through January 28th, 2022 as Employment and Eligibility Staff Recognition Week in Butte County – action requested – ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN. (Employment and Social Services)
- 3.09 Managed Procurement Contract with Gager Distributing, Inc. for Cleaning Supplies and Monthly Service and Appliance Maintenance for Jail Facility Industrial Appliances - The Department of General Services conducted a solicitation for cleaning supplies and appliance maintenance for the Butte County Jail. One bid was received. Chico based Gager Distributing, Inc. met all requirements and is a responsive and responsible bidder. The Department recommends entering into a contract with Gager Distributing, Inc. for cleaning supplies and monthly service and maintenance for jail facility industrial appliances. The term of the contract is Date of Execution through five (5) years, not-to-exceed \$215,000 – action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (General Services)

- 3.10 Change Orders #7 through #11 of Contract with United Building Contractors Inc. for the Butte County Jail HVAC and Roof Project - The County is in the process of replacing the Heating, Ventilation and Air Conditioning (HVAC) system and portions of the roof of the main jail located at 5 Gillick Way, Oroville with a project budget of \$4.6 million. The project budget includes contingencies to address dry rot and unforeseen conditions anticipated in the nature of this project. On February 23, 2021, the Board approved a construction contract for this project with United Building Contractors Inc. in the amount of \$3,399,000. In addition to this contract, there are other contracts and services such as design services, abatement and permitting for this project totaling approximately \$464,000. On November 9, 2021, the Board approved change orders #1 through #6 to address the various repairs and conditions to allow this project to move forward. The total cost of change orders #1 through #6 was \$462,140.84 and was funded within the current project budget. At this point in construction, five additional change orders are required to address additional various repairs and conditions to allow this project to move forward. The total cost of change orders #7 through #10 is \$224,599.86 and will be funded within the current project budget, leaving approximately \$50,000 in project contingencies for additional change orders if needed. The cost of change order #11, \$223,941.53 to replace a deteriorated and failing make up air unit not originally included in the project plans due to budget, will be funded by the Countywide HVAC replacement project that was approved by the Board on August 10, 2021. The Department of General Services recommends the Board ratify change order #7 that was previously executed by General Services, and approve change orders #8 through #11 to the contract with United Building Contractors Inc. – action requested - 1) RATIFY CHANGE ORDER #7; AND 2) APPROVE CHANGE ORDERS #8 THROUGH 11, AND AUTHORIZE THE CHAIR TO SIGN. (General Services)
- 3.11 Contract with Russell Gallaway Associates, Inc. for Design Services for the Oroville Veterans Memorial Park in Oroville - The State Office of Grants and Local Services awarded the County of Butte \$400,000 for the next phase of design and construction of landscape, hardscape and metal covered shade structure at the Oroville Veterans Memorial Park. The Department recommends entering into a contract with Russell Gallaway Associates, Inc. for design services for this next phase at the Oroville Veterans Memorial Park. The term of the contract is Notice to Proceed through December 31, 2022, not-to-exceed \$32,500 – action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN. (General Services)
- 3.12 Adoption of the Salary Ordinance - The Department of Human Resources has prepared an updated Salary Ordinance. The ordinance includes details on allocated positions, and the salary plans for classified positions, elected and appointed officials and members of the Board of Supervisors. A new salary ordinance is typically adopted once per year and is then amended with resolutions during the course of the year. The ordinance being considered incorporates changes the Board made by resolution to the Salary Ordinance through December 8, 2020. The Board waived the first reading of the ordinance at the January 11, 2022 Board Meeting – action requested - ADOPT SALARY ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN. (Human Resources)
- 3.13 Alight Solutions Application Management Services Contract and Budget Adjustment - In January 2022 the County went live with Phase One of the Workday implementation. Workday is an Enterprise Resource Planning (ERP) software that includes financial, human resources, timekeeping, payroll, grants, projects and the related security and integrations. County staff continue to work to refine and support Phase One of the implementation. To support this effort, staff recommend a new contract with Alight Solutions, the County's implementation partner, to provide technical and functional expertise related to Workday. The contract for application management services includes 500 general support hours which can be used for anything related

to Workday, Alight support to test and vet the twice yearly Workday updates, and 40 hours per week for 8 weeks of a dedicated Alight expert in each of the following areas: payroll, time tracking, security, integrations and human resources. The contract also includes the possibility to extend if requested by February 25, 2022. The term of the contract is January 25, 2022 through January 30, 2023, not to exceed \$270,405. The Support Services Department Heads recommend entering into a contract with Alight Solutions for application management services and a budget adjustment from the General Fund Appropriation for Contingencies of \$170,389 to cover anticipated expenses for the remainder of fiscal year 2021-22 – action requested - 1) APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) APPROVE BUDGET ADJUSTMENT (4/5TH VOTE REQUIRED). (Information Systems)

- 3.14 Budget Adjustment for the Adult Literacy Program and the Family Literacy Program - The County Library received additional funds from the California State Library for the California Library Literacy Services Program. The program supports adult literacy services and family literacy services in the County by providing services to low-literate adults and their families. In collaboration with community partners, the Department will offer a professional development opportunity around adult and family literacy, engaging family literacy outreach, literacy materials, and the development of a tool to assist staff. The Department recommends approval of a budget adjustment of \$35,369 – action requested - APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED). (Library)
- 3.15 Notice of Completion for the Foothill Boulevard Rehabilitation Project - On August 24, 2021, the Board of Supervisors awarded the Foothill Boulevard Rehabilitation Project to Knife River Construction of Chico. The project provided for a full-depth rehabilitation of Foothill Boulevard from the Oroville city limits to approximately 350 feet south of Greenbank Avenue. The full-depth rehabilitation added cement to the existing roadway section and mixed it to a depth of approximately 18 inches deep, re-compacting the mixed material and then paving the roadway with 3 inches of asphalt concrete. The project included removal of existing storm drain pipes; installation of new storm drain pipes, inlets, and rock slope protection; and placing shoulder backing, striping, and retro-reflective markers. The contract award amount was \$796,616. One contract change order was executed that resulted in a decrease to the contract of \$11,654. The total cost of work is \$784,961. All contract work has been completed per the project plans and specifications – action requested – ACCEPT THE CONTRACT WORK AS COMPLETED AND AUTHORIZE THE CHAIR TO SIGN THE NOTICE OF COMPLETION. (Public Works)
- 3.16 Authorization to Advertise and Bid the Pentz Road Rehabilitation Project - The Pentz Road Roadway Rehabilitation Project, County Project No. 533.2020.10, will consist of removing 3 inches of existing asphalt concrete and replacing with 3 inches of new asphalt concrete on Pentz Road from Highway 70 to Paradise town limits, approximately 200 feet south of Malibu Drive. Total project length is approximately 6 miles. The engineer's estimate for construction is approximately \$4,150,000 for this section of roadway. The total project cost is \$4,980,000, which includes preliminary engineering, construction, and construction engineering. On January 11, 2022, the Board of Supervisors provided direction to the Department of Public Works for cash flow options for this and other disaster projects. The solicitation process and cash flow analysis will occur concurrent to ensure the project continues as planned. Construction will not occur until cash flow is identified and approved. The project is fully reimbursable with Emergency Relief and SB1 Funding. The Department recommends the Board authorize advertisement and solicitation of bids for construction of the Pentz Road Rehabilitation Project – action requested – 1) AUTHORIZE THE DEPARTMENT OF PUBLIC

WORKS TO ADVERTISE AND SOLICIT BIDS FOR CONSTRUCTION OF THE PROJECT; AND 2) APPOINT THE PUBLIC WORKS DIRECTOR AS OFFICER OF THE PROJECT. (Public Works)

- 3.17 Authorization to Advertise and Bid the New Skyway Road Rehabilitation Project - The New Skyway Roadway Rehabilitation Project, County Project No. 533.2020.11, will consist of removing 3 inches of existing asphalt concrete and replacing it with 3 inches of new asphalt concrete on New Skyway from the Paradise town limits, 415 feet north of Pentz Road to Coutolenc Road. The engineer's estimate for construction is approximately \$900,000 for this section of roadway. The total project cost is \$1,080,000 which includes preliminary engineering, construction, and construction engineering. On January 11, 2022, the Board of Supervisors provided direction to the Department of Public Works for cash flow options for this and other disaster projects. The solicitation process and cash flow analysis will occur concurrent to ensure the project continues as planned. Construction will not occur until cash flow is identified and approved. The project is fully reimbursable with Emergency Relief and SB1 Funding. The Department recommends the Board authorize the advertisement and solicitation of bids for construction of the New Skyway Rehabilitation Project – action requested – 1) AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS TO ADVERTISE AND SOLICIT BIDS FOR CONSTRUCTION OF THE PROJECT; AND 2) APPOINT THE PUBLIC WORKS DIRECTOR AS OFFICER OF THE PROJECT. (Public Works)
- 3.18 Authorization to Advertise and Bid the Skyway Road Rehabilitation Project - The Skyway Roadway Rehabilitation Project, County Project No. 533.2020.09, will consist of removing 3 inches of existing asphalt concrete and replacing it with 3 inches of new asphalt concrete on Skyway from the Chico City limits at Potter Road to Paradise town limits at Cross Roads. Total project length is approximately 8 miles. The engineer's estimate for construction is approximately \$14,400,000 for this section of roadway. The total project cost is \$17,300,000, which includes preliminary engineering, construction, and construction engineering. On January 11, 2022, the Board of Supervisors provided the Department of Public Works with direction for cash flow options for this and other disaster projects. The solicitation process and cash flow analysis will occur concurrent to ensure the project continues as planned. Construction will not occur until cash flow is identified and approved. The project is fully reimbursable with Emergency Relief and SB1 Funding. The Department recommends the Board authorize advertisement and solicitation of bids for construction of the New Skyway Rehabilitation Project – action requested - 1) AUTHORIZE THE DEPARTMENT OF PUBLIC WORKS TO ADVERTISE AND SOLICIT BIDS FOR CONSTRUCTION OF THE PROJECT; AND 2) APPOINT THE PUBLIC WORKS DIRECTOR AS OFFICER OF THE PROJECT. (Public Works)
- 3.19 Resolutions Authorizing Submission of Funding Applications to the California Department of Water Resources (DWR) Small Community Drought Relief Program for Drought Related Projects - The County received technical assistance funds in the Northern Sacramento Valley Integrated Regional Water Management Plan (NSV IRWMP) Mountain County Funding Area to help understand the water needs in Palermo and other small water systems in the County that need technical support and assistance. Project applications for the NSV IRWMP were developed documenting small Disadvantaged Community (DAC) projects needing funding and identifying funding sources for those water systems in need of repair, rehabilitation and/or replacement in order to meet drinking water regulations and reliably meet customer water needs during all water year types. On September 14, 2021, the Board directed staff to pursue funding through grant application development for several of these identified small water

systems through the DWR Small Community Drought Relief Funding Program (Program). Prioritized projects included: 1. Feather River School; 2. Berry Creek School; 3. Foothill Solar Community; 4. Feather Ridge Estates. The Feather River School project was determined to not be an appropriate fit for the timing of this funding source. Development of an application was not pursued. The Berry Creek School project application will be submitted, and the project implemented, through the Butte County Board of Education. The remaining projects, Foothill Solar and Feather Ridge Estates, will both require replacement wells and associated water distribution system improvements to become self-sufficient with water facilities meeting water industry standards. Staff recommends the County submit grant applications to the Program for these two projects. The County will serve as the fiscal agency and administer the funds to these projects. The Foothill Solar Community entity is not an eligible applicant, but is prepared and able to implement the project if funding is secured by the County. Feather Ridge Estates is supportive of the project and pursuit of funding, however it has limited technical, managerial, and financial capacity to implement its project. The County will need to provide additional project support through staff time to Feather Ridge Estates if funding is secured for successful project completion. The project budget will include funds to support staff time and project administration costs of the project. The Department recommends the Board adopt resolutions authorizing applications for the Foothill Solar and Feather Ridge Estates projects – action requested - ADOPT RESOLUTIONS (2) AND AUTHORIZE THE CHAIR TO SIGN. (Water and Resource Conservation)

- 3.20 Resolutions Authorizing Submissions of Funding Applications to the Drinking Water State Revolving Fund and California Department of Water Resources for Palermo Clean Water Consolidation Project - The Palermo Clean Water Consolidation Project (Project) will connect parcels within the project area in the Palermo community to the South Feather Water and Power Agency's (SFWPA) water system to provide a safe, reliable drinking water supply to households. The SFWPA is the logical water solution for the Palermo community given the existing distribution system in the area, which already serves 110 parcels. On September 28, 2021, the Board of Supervisors approved a contract to develop all elements of a Drinking Water State Revolving Fund (DWSRF) application for the Project as well as up to three additional grant applications to assist with funding the Project. At its September 28, 2021 meeting, the Board approved an MOU between the County and SFWPA establishing roles and responsibilities for the County and SFWPA from grant application to Project implementation. At its October 12, 2021 meeting the Board obligated three million of the County's American Rescue Plan Act dollars to the Project and directed staff to identify grant funding for the remainder of the Project. The best available funding sources identified for the Project include the DWSRF and California Department of Water Resources (DWR) Small Community Drought Relief Funding program opportunities. Multiple sources of funding are necessary to fully fund the Project. The Department of Water and Resource Conservation recommends submittal of both funding applications at this time to provide adequate funding for implementing the Project in a timely manner. The Department recommends adopting two resolutions: 1. a resolution authorizing a construction application and execution of a grant agreement for funding under the DWSRF program, and 2. a resolution authorizing submission and execution of a grant agreement through the DWR Small Community Drought Relief Funding Program – action requested – ADOPT RESOLUTIONS (2) AND AUTHORIZE THE CHAIR TO SIGN. (Water and Resource Conservation)

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. Appointments to the Housing Authority of the County of Butte - The Housing Authority of the County of Butte (HACB) assists low and moderate income residents of Butte County to secure and maintain high quality affordable housing. Subsidized housing is provided to families, seniors and disabled individuals whose income is between 50% and 80% of median area income. Funding for the various programs is provided by the U.S. Department of Housing and Urban Development and the USDA Rural Development. The HACB is governed by a seven-member Board of Commissioners appointed by the Board of Supervisors. Five of the seven commissioners are appointed by the Board of Supervisors, with each Supervisor recommending one member. The Board of Supervisors also appoints two Tenant Commissioners, with one Tenant Commissioner being over the age of 62-years-old. Commissioners appointed by the Board of Supervisors terms shall coincide with the term of the appointing Supervisor. Tenant Commissions shall serve two-year terms. The HACB requests that the Board of Supervisors appoint either Bonnie Leschner or Regina Sayles-Lambert as a Tenant Commissioner being over the age of 62-years old. In addition - Supervisor Ritter recommends Robert Crowe be appointed as District 3 representative, and Supervisor Teeter recommends that Sarah Richter be appointed as District 5 representative – action requested - APPOINT BONNIE LESCHNER OR REGINA SAYLES-LAMBERT TO THE TENANT COMMISSIONER - OVER 62-YEARS OLD SEAT WITH A TERM ENDING JANUARY 25, 2024; ROBERT CROWE TO THE DISTRICT 3 SEAT WITH A TERM ENDING JANUARY 9, 2023; AND SARAH RICHTER TO THE DISTRICT 5 SEAT WITH A TERM ENDING JANUARY 06, 2025. (Other – Housing Authority of the County of Butte)

2. Reappointment to the Butte County Behavioral Health Board - The Behavioral Health Board 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 Board consists of 13 to 15 members, three members being direct consumers; 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 up to 6 community members. The Behavioral Health Board is requesting to reappoint Supervisor Debra Lucero to the Board of Supervisors seat, Alternate member, with a term ending, December 31, 2023 – action requested - REAPPOINT SUPERVISOR DEBRA LUCERO TO THE BOARD OF SUPERVISORS SEAT, ALTERNATE MEMBER, WITH A TERM ENDING DECEMBER 31, 2023. (Other – Butte County Behavioral Health Board)

3. Appointment to the Butte County Fair Association - The Butte County Fair Association advises the Board of Supervisors (Board) on matters concerning the conduct and management of the Fairgrounds and the Butte County Fair. The Fair Association is comprised of an eight member Board of Directors appointed by the following: One resident within the District 1 Supervisorial boundaries, appointed by the District 1 Supervisor; one resident within the District 2 Supervisorial boundaries, appointed by the District 2 Supervisor; one resident within the District 3 Supervisorial boundaries, appointed by the District 3 Supervisor; one resident within the District 5 Supervisorial boundaries, appointed by the District 5 Supervisor; four residents within the District 4 Supervisorial boundaries, appointed by the District 4 Supervisor. Should a Supervisor be unable to appoint within their district, due to lack of desire or interest on behalf of community members from that district, then that Supervisor can appoint outside of their district but within the boundaries of Butte County. Supervisor Kimmelshue recommends Kari Wheeler be appointed to a District 4 seat; and Supervisor Teeter recommends Erin Junge-Dewell be reappointed to the District 5 seat – action requested - APPOINT KARI WHEELER TO A DISTRICT 4 SEAT; AND REAPPOINT ERIN JUNGE-DEWELL TO THE DISTRICT 5 SEAT, both with a term ending on January 25, 2026. (Other – Butte County Fair Association)

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 on Water Activities – The Department of Water and Resource Conservation will provide the Board of Supervisors with an update on the following water resource activities. 1. Sustainable Groundwater Management Act (SGMA) Implementation Status - a) The GSAs for the Butte, Vina, and Wyandotte Creek subbasins held public hearings and adopted Groundwater Sustainability Plans (GSP) on December 14, 15, and 16, 2021, respectively. The GSPs are on track for submittal by January 31, 2022. b) Annual Report - SGMA requires GSAs to submit annual reports to the Department of Water Resources (DWR) each April 1 following adoption of a GSP. The Annual Report being prepared will also meet the requirements of Butte County Chapter 33, Groundwater Conservation. The Annual Report will be presented to the Board of Supervisors in March 2022. 2. Northern Sacramento Valley (NSV) Integrated Regional Water Management (IRWM) - At the November 9, 2021 Board of Supervisors meeting, a new NSV IRWM Board member, Donna Bayles, and a Technical Advisory Committee (TAC) member, Eric Johnson, were appointed as landowner representatives. The NSV IRWM TAC met on January 19, 2022 and the NSV Board is scheduled to meet March 7, 2022. 3. Drought Update - Drought Task Force met on December 6, 2021. A Drought Impacts Analysis Study is underway with an anticipated final document by April 1, 2022. 4. Palermo Clean Water Consolidation Project - a public meeting for the project was held November 17, 2021. A statement of interest is currently being circulated to landowners to determine interest in connecting to the South Feather Water and Power Agency water system. The Initial Study/Mitigated Negative Declaration environmental documentation for the project is available for public review. 5. Table A Agreements - The south of Delta districts were given the option to pick up and pay for this “Additional Water,” the water purchase option was made available to Palmdale Water District and the Westside Districts and they chose to purchase the water – action requested – ACCEPT FOR INFORMATION. (Water and Resource Conservation)
- 4.03 Budget Adjustment and Capital Asset Authority for Paradise Library Self-Serve System - The County Library received a \$50,000 grant from North Valley Community Foundation for the Paradise Library Self-Serve System project. The project includes a software system that will allow patrons to access the building and utilize self-check out of library materials. It will also increase

security, safety and ADA measures within the library. Currently the Paradise Library is open three days a week, 15 hours in total. Automated key card system will increase access to the library outside these hours for approximately 25 additional hours each week. All patrons in good standing with the library will be able to get an Open+ library card to get access during these additional hours. The Department recommends approval of a budget adjustment and capital asset authority increasing the capital project by \$50,000, which will increase the allocation to \$300,000 in the current fiscal year – action requested - 1) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED); AND 2) APPROVE THE INCREASE IN CAPITAL ASSET AUTHORITY. (Library)

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

5. PUBLIC HEARINGS AND TIMED ITEMS

5.01 10:00 AM – Timed Item - Update of Budget, Legislative, and Other Current Issues by the Chief Administrative Officer

A. COVID-19 Update by the Public Health Director

B. Agreement Amendment with David Canton D.O., M.P.H, J.D. (Dr. Canton) to Serve as the Interim Health Officer - Under California Health and Safety Code Section 10100, "Each Board of Supervisors shall appoint a Health Officer who is a county officer." Dr. Canton is currently performing the duties of the Interim Health Officer under an agreement. Dr. Canton's duties include, but are not limited to, providing consultation on communicable diseases, reviewing and approving medical protocols utilized in the Public Health Department, directing the issuance and recordation of birth and death certificates, and acting as a medical and Public Health consultant to the Board and a variety of other agencies and individuals, such as hospitals, schools, and physicians. The agreement with Dr. Canton is effective October 1, 2021 through March 3, 2022 for a payable amount of \$24,999. The Department of Public Health recommends amending the agreement to extend the term through September 29, 2022 and increase the amount payable by \$60,690, for a maximum payable amount of \$85,689. The increase will cover reimbursement for necessary travel expenses and a new biweekly rate of \$3,846 due to increased workload effective with the invoice period starting February 4, 2022 – action requested – APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN. (Public Health)

C. CAO Comment

5.02 10:15 AM – Timed Item - Board of Supervisors Public Comment - 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.

6. BOARD OF SUPERVISORS CLOSED SESSION

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

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

6.02 Significant exposure to litigation pursuant to Gov. Code Sec. 54956.9(d)(2) - two potential cases.

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

- 1. Burke v. Butte County Behavioral Health, Butte County Superior Court, Case No. 20CV01731.
- 2. Jackson v. Butte County, U.S. Dept. of Labor, OSHA Case No. 9-3290-19-712.

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

Interim Information
Systems:
Sang Kim – Interim

Library:
Narinder Sufi

Public Health:
Danette York

Public Works:
Josh Pack

Sheriff-Coroner*:
Kory Honea

Treasurer-Tax Collector*:
Troy Kidd

UC Cooperative
Extension Advisor:
Luis Espino

Water & Resource
Conservation:
Kami Loeser

*Elected Official

Information and Procedures Concerning the Agenda and
Board of Supervisors Meetings

Meeting Information:

Meetings are generally held the second and fourth Tuesday of each month. Meetings start at 9:00 a.m. and are held in the Board of Supervisors Chambers, County Administration Building, 25 County Center Drive, Oroville. At the end of each year the Board adopts a meeting schedule for the upcoming year. Meeting dates can be changed as a result of holidays or other events so please check the meeting calendar to be certain. Copies of the adopted meeting calendar for the year are available in the County Administrative Office or on the Clerk of the Board website page.

Agenda Information:

The agenda for every meeting of the Board is posted in front of the County Administration Building at least 72 hours before each meeting, and is available by mail subscription, e-mail subscription, or at the Clerk of the Board website. A copy of the agenda and supporting materials provided to the Board of Supervisors members to explain each agenda item (excluding documents that are not a public record within the meaning of the Public Records Act) are available for your review at the County Administrative Office, the Chico, Oroville, and Paradise libraries (please do not remove items from these files), and at the Clerk of the Board website. Copies of supporting materials can be made for you at a charge to cover costs. The list of communications included with the agenda packages is not comprehensive. Additional communications to the Board of Supervisors may have been received but not included in the agenda supporting material. Copies of all communications received by the Board of Supervisors (excluding documents that are not a public record within the meaning of the Public Records Act) are available at the County Administrative Office upon request.

Agenda Format and Meeting Order:

- The agenda is usually organized into the following areas and meetings generally proceed in the following order:
1. **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 limited to 3 minutes, and may be adjusted to the discretion of the Chair.
 2. **Consent Agenda:** These items are considered routine and are handled by one motion and vote of the Board. If you wish to discuss any item on the Consent Agenda you can either fill out a speaker card (located in the back of the board room) and give it to the Clerk of the Board (sitting to the right of the Board) or, when the Chair asks if there is anything anyone would like to remove from the Consent Agenda, stand and approach the podium and request the item be removed. The removed items are discussed at the end of the Regular Agenda.
 3. **Regular Agenda:** this is where presentations to the Board and items that require full discussion are heard. Items removed from the Consent Agenda are discussed under this section.
 4. **Public Hearing and Timed Items:** this is where items that are required by law to be heard as a public hearing are set. This is the section where appeals before the Board are usually discussed. Hearings may start after the time listed, but will never start before the time listed.
 5. **Closed Session:** The Board is authorized, by law, to meet in a closed session in certain circumstances. This area of the agenda identifies those items that will be discussed during the closed session.

Public Participation:

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

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

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