# BUTTE COUNTY
# BOARD OF SUPERVISORS

## Regular Meeting Agenda

**January 10, 2023**
**8:15 AM**

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

**ANDY PICKETT,**
**CHIEF ADMINISTRATIVE OFFICER**
**CLERK OF THE BOARD**

**MEMBERS OF THE BOARD**

**BILL CONNELLY, DISTRICT 1**
**PETER DURFEE, DISTRICT 2**
**TAMI RITTER, DISTRICT 3**
**TOD KIMMELSHUE, DISTRICT 4**
**DOUG TEETER, DISTRICT 5**

**BRAD STEPHENS, COUNTY COUNSEL**

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PDF of Agenda

How to Submit Public Comment Virtually

Public Comment - Email Report

Public Comment - Ecomment Report

## 1. CALL TO ORDER

Pledge of Allegiance

Observation of Moment of Silence

A. Board of Supervisors Composition for 2023

**Election of Board Chair**

**Election of Board Vice Chair**

**Action: Nominate Supervisor Tod Kimmelshue as Chair and Supervisor Doug Teeter as Vice Chair**

**Motion: Chair Connelly**
**Seconded: Supervisor Durfee**

**Motion passed unanimously**

## 2. CORRECTIONS AND/OR CHANGES TO THE AGENDA

**Item 4.01A.2 - Philip LaRocca should be spelled with one l, as opposed to the published version**
**Item 4.01A.2 - Butte County Fair Association should read "nominates" as opposed to "appoint"**
**Item 4.03 - Added the budget adjustment form as referenced in the staff report and transmittal**

## 3. CONSENT AGENDA

A. Supervisor Comments on Consent Agenda Items

B. Adopt Consent Agenda

**No public comment was submitted for this item.**

**Action: Adopt the Consent Agenda.**

**Motion: Supervisor Teeter**
**Seconded: Supervisor Connelly**

**Motion passed unanimously**

3.01 Budget Adjustment and Capital Asset Purchases

On June 22, 2021, the Board of Supervisors approved the FY 2021-22 budget which included 3 vehicles for the Department of Agriculture. The cost of the vehicles were offset by $105,000 revenue from Unclaimed Gas Tax distribution. Cost of the vehicles were encumbered in the equipment replacement fund. A purchase requisition was completed by the Department on September 22, 2021 and due to delays with supply chain, the vehicles were not received until December 12, 2022. The Department recommends that the Board approve a capital asset purchase for three vehicles and approve the budget adjustment of $99,767. (Agriculture)

Action requested - 1) APPROVE CAPITAL ASSET PURCHASES (3); AND 2) APPROVE A BUDGET ADJUSTMENT (4/5 VOTE REQUIRED)

Staff Report

3.02 Resolutions Establishing Appropriation Limit for Fiscal year (FY) 2022-23

In November of 1979, California voters passed Proposition 4, which added Article XIIIB to the State Constitution. This Article establishes limits on the appropriation of proceeds of taxes. Proposition 4 establishes and defines annual appropriation limits on State and local governmental entities based on annual appropriations for the prior fiscal year, adjusted for changes in cost of living and population. Revenues received in excess of appropriations permitted by this measure are required to be returned by revision of tax rates or fee schedules within the next two subsequent fiscal years, and appropriation limits may be established or temporarily changed by the electorate. Government Code Section 7910 requires that a jurisdiction's governing body establish by resolution its appropriation limit for the following fiscal year. It must be done no sooner than 15 days after documentation and is used to determine the limit available to the public. Due to the documentation not being available until September 26, 2022 as a result of the Workday implementation, the appropriation limits were unable to be set until after the FY 2022-23 budget was adopted. In the event the adopted budget is not compliant with the limit, the Board of Supervisors would be presented with budget adjustments. In this case, County appropriations are compliant with Proposition 4 limitations. The FY 2022-23 Proposition 4 limit is $218,155,372 and the FY 2022-23 total adjusted appropriations subject to the limit is $90,948,421. The Auditor-Controller recommends the Board adopt two resolutions confirming Proposition 4 appropriation limit calculations for the County of Butte and all special districts under the control of the Board for FY 2022-23. (Auditor-Controller)

Action requested - ADOPT RESOLUTIONS (2) AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

Resolution 23-001

Resolution 23-002

3.03 Agreement with Butte County Superior Court for Dispute Resolution Program

The Butte County Superior Court collects funds for the Dispute Resolution Program through a portion of filing fees. By law, these funds are received by the County and are to be used to provide dispute resolution services at the Court. The Court contracts with Cal Northern School of Law to provide these services, and the County provides the Court the funding for the program. County Administration recommends entering into an agreement with the Butte County Superior Court for the Dispute Resolution Program, funded by a dedicated portion of filing fees. The term of the agreement is January 1, 2023 through December 31, 2023, not-to-exceed $44,000. (County Administration)

Action requested - APPROVE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.04 Consolidated Development Impact Fee Report for Fiscal Year 2021-22

Pursuant to California Government Code section 66006(b), the Butte County Consolidated Development Impact Fee Report for Fiscal Year 2021-22 (Report) has been available for the Board of Supervisors and public review in the office of the Clerk of the Board since December 27, 2022. The Report includes both County and Special District Development Impact Fee funds information and the required five-year findings. California Government Code Section 66001(d) sets forth the requirements of findings the Board must make in the fifth year following the first deposit into a fund and every fifth year thereafter regarding the unexpended balance in the respective fund. Department Heads and Special District Managers are responsible for the five-year findings for their Development Impact Fee funds. (County Administration)

Action requested - MAKE FINDINGS AS DETAILED IN THE REPORT FOR EACH OF THE REQUIRED FUNDS AS SET FORTH IN GOVERNMENT CODE 66001(D)

Staff Report

3.05 Subrecipient Agreement with Community Action Agency (CAA) for the South County Food Pantry Project Funded by Grant Award Community Development Block Grant

Coronavirus Response (CDBG-CV-2/3-00011) - The California Department of Housing and Community Development (HCD) receives funding from the United States Department of Housing and Urban Development (HUD) for the Community Development Block Grant (CDBG) Program and allocates funds to CDBG eligible non-entitlement jurisdictions. Approximately $71 million in CDBG-CV2/3-00011 funds authorized by Coronavirus Aid, Relief, and Economic Security (CARES) Act were allocated to eligible jurisdictions to perform activities related to COVID-19 response and recovery. Butte County received $392,634 for Grant Award CDBG-CV-2/3-00011, using $21,696.79 of the allocation for Public Health COVID Testing and Vaccination Response and $370,937.21 for the South County Food Pantry Project (renovating the existing food bank). Due to changes in COVID response that have occurred since these CV-2/3 grants were secured, the Board of Supervisors approved a resolution to amend the Standard Agreement CDBG-CV-2/3-00011 on October 11, 2022, to fund the South County Food Pantry Project to be delivered by CAA. Staff now recommends approving a Subrecipient Agreement, expiring August 16, 2023, with CAA for $370,937.21 to administer the South County Food Pantry Project. (County Administration)

Action requested - APPROVE SUBRECIPIENT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.06 Contract with Low, McKinley and Salenko for Legal Services

County Counsel contracts with Washington & Washington to provide legal representation to the County in litigation, claims and other legal matters. Effective December 15, 2022, Washington & Washington joined Low, McKinley and Salenko, a civil litigation firm in Sacramento and Chico. Peter Washington will serve as managing partner of the firm's Chico office. The Department recommends entering into a contract with Low, McKinley and Salenko for legal services. The term of the contract is January 10, 2023 through January 9, 2026, not-to-exceed $300,000. (County Counsel)

Action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.07 Contract Amendment with Ray Morgan Company for County-wide Desktop Printers, Scanners and Service

The County entered into a contract with Ray Morgan Company on January 24, 2017 to provide county-wide desktop printers, scanners and service. The contract has been amended four times previously: #1 in 2018 to change the billing frequency and allow for updates to the model numbers of the printers and scanners; #2 in 2020 to update the pricing sheet, extend the term by 730 days through January 24, 2022, and increase the maximum payable amount by $160,000 bringing the contract total to not-to-exceed $250,000; #3 in 2021 to update the pricing structure with a minimal reduction in monthly cost, extend the term by 151 days through June 24, 2022, and increase the maximum payable amount by $80,000 bringing the contract total to not-to-exceed $330,000; #4 in 2022 to extend the term by 190 days through December 31, 2022, and increase the maximum payable amount by $30,000 bringing the contract total to not-to-exceed $360,000. Due to a protest, the recent solicitation for these services (RFP 17-23) was pulled. The Department of General Services recommends approval of a fifth amendment to extend the term by 120 days through April 30, 2023 to allow time to issue a new RFP. All other terms remain the same. (General Services)

Action requested - APPROVE THE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN.

Staff Report

3.08 Contract Amendment with Ray Morgan Company for County-wide Multi-Function Copiers and Service

The County entered into a contract with Ray Morgan Company on March 8, 2016 to provide county-wide multi-function copier services. The contract has been amended six times: #1 in 2017 and #2 in 2018 to update the printer model numbers with no changes to the rates; #3 in 2020 to increase the maximum payable amount by $650,000 bringing the contract total to not-to-exceed $3,050,000; #4 in 2021 to extend the term by 115 days through June 30, 2021, and increase the maximum payable amount by $250,000 bringing the contract total to not-to-exceed $3,300,000; #5 in 2021 to extend the term by 365 days through June 30, 2022, and increase the maximum payable amount by $535,580 bringing the contract total to not-to-exceed $3,835,580; #6 in 2022 extended the term by 184 days through December 31, 2022, and increase the maximum payable amount by $300,000 bringing the contract total to not-to-exceed $4,135,580. Due to a protest, the recent solicitation for these services (RFP 17-23) was pulled. The Department of General Services recommends approval of a seventh amendment to extend the term by 120 days through April 30, 2023 to allow time to issue a new RFP and increases the maximum payable by $180,000 bringing the contract total to not-to-exceed $4,315,580. All other terms remain the same. (General Services)

Action requested - APPROVE THE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.09 Introduction 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 of Supervisors has made to the Salary Ordinance through the December 13, 2022 Board of Supervisors meeting, including the implementation of the Classification and Compensation Study and the Mid-year Budget adjustments. (Human Resources)

Action requested - INTRODUCE THE SALARY ORDINANCE AND WAIVE THE FIRST READING

Staff Report

3.10 Resolution Recognizing John Dwayne Martin Upon His Retirement from the Probation Department

The Director of the Probation Department recommends that the Board of Supervisors adopt a resolution recognizing the retirement of John Dwayne Martin on the occasion of his retirement on January 21, 2023 after 25 years of service to Butte County. (Probation)

Action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

Resolution 23-003

**Supervisor Connelly read the resolution and Melissa Romero, Chief Probation Officer, spoke. John Dwayne Martin spoke and accepted the resolution.**

3.11 Amendment #5 to Contract with Gen-Probe Sales and Services, Inc. (Hologic) for Lab Supplies, Testing Kits, and Use of Equipment

The Public Health Laboratory conducts testing for the Public Health Clinics and Communicable Disease Program on a regular basis. Testing conducted includes, but is not limited to testing for Chlamydia, Gonorrhea, Hepatitis C Virus, and Trichomonas. On June 11, 2019, the Board of Supervisors approved a contract with Hologic for test kits, supplies and use of equipment. The term of the contract is July 1, 2019 through June 30, 2023, not to exceed $350,000. The contract has been amended four times to support the Department of Public Health in the response to COVID-19. The most recent amendment was approved by the Board on September 29, 2020 to increase the maximum payable amount to $360,000, not-to-exceed $745,000. All other terms remain the same. Contracting with Hologic allows the

Department to receive a discounted and fixed rate on test kits and supplies over the term of the contract. The Department recommends amending the contract to include the change of ownership from Gen-Probe Sales and Services, Inc. to Hologic Sales and Service, LLC, increase the maximum payable amount by $2,450, with a new not-to-exceed of $747,450 to cover an increase in cost of test kits for Trichomonas testing, and extend the term of the contract three years through June 30, 2027. All other terms remain the same. (Public Health)

Action requested - APPROVE AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.12 Contract with Luhdorff & Scalmanini Consulting Engineers, Inc (LSCE) for Groundwater Monitoring Services

The Board of Supervisors adopted the Nitrate Compliance Plan on September 25, 2001, which includes an Oversight and Monitoring Program for properties within the Chico Urban Area that have not connected to public sewer. The Oversight and Monitoring Program provides for the continued monitoring of Chico groundwater to document the effectiveness of nitrate reduction efforts. Monitoring data from the Oversight and Monitoring Program is reported to the Regional Water Quality Control Board. County activities for Nitrate Compliance Plan implementation are funded by County Service Area (CSA) 114. The Department of Public Health published a Request for Proposals for Groundwater Monitoring Services for the Chico Urban Area Nitrate Compliance Program on August 5, 2022 and three qualified proposals were received. A committee comprised of staff from the Environmental Health Division and County Administration reviewed the proposals. LSCE was selected as the most qualified respondent. The Department recommends entering into a contract with LSCE for groundwater monitoring services. The term of the contract is January 10, 2023 through December 31, 2026, not-to-exceed $220,160. (Public Health)

Action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.13 Contract Amendment with Compliance SFO, Inc. for Completion of Investigative Final Report (IFR) at the Neal Road Recycling and Waste Facility (NRRWF)

On November 18, 2020, the California State Water Resources Control Board (SWRCB) issued an Investigative Work Order requiring NRRWF to prepare an Investigative Work Plan (IWP) to assess the environmental, stormwater, soil, biological, and human health and safety risks posed by leachate seeps discharges at NRRWF in 2019. The IWP was completed and submitted to the SWRCB for review on August 23, 2021. The SWRCB approved the IWP on September 30, 2021, which requires the completion of an IFR. On January 11, 2022, the Board of Supervisors approved a contract with Compliance SFO, Inc. of San Francisco, for the completion of an IFR, with a term of January 11, 2022, through January 11, 2023, not-to-exceed $200,000. While Compliance SFO, Inc. has completed the IFR, the document still needs to be submitted to SWRCB for comment or approval. The level of effort needed to coordinate with the SWRCB and complete the IFR has been considerably more than anticipated in the original contract, and the Department anticipates additional effort is needed to finalize the IFR. The Department recommends amending the contract with SFO Compliance, Inc., to extend the term by three months through April 11, 2023, and increasing the maximum payable amount by the term by $50,000, not-to-exceed $250,000. (Public Works)

Action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.14 Approve the Final Contract Change Order (CCO) and Notice of Completion for Module 5 Phase D Liner System at the Neal Road Recycling and Waste Facility (NRRWF)

On July 26, 2022, the Board of Supervisors awarded the NRRWF Module 5 Phase D Liner System Project to Ford Construction, Inc. The contract award amount was $929,248. The work provides an additional 1.1 million cubic yards of airspace for future landfill municipal solid waste disposal at the NRRWF. All contract work has been completed per the project plans and specifications for a total cost of $921,948. One final CCO needs approval before the project can be deemed complete. CCO No. 1 provides for changes requested by NRRWF to repair the existing cover on Module 5, Phase C; install drainage diversion on Module 5, Phase D; perform design modifications recommend by the engineer for anchor trench backfill to Module 5, Phases C and D; and receive credit for re-use of existing pipe supports. CCO No. 1 increases the contract amount by $12,182 for a total amount of $934,130. (Public Works)

Action requested - 1) APPROVE CONTRACT CHANGE ORDER NO. 1 AND AUTHORIZE THE CHAIR TO SIGN; AND 2) ACCEPT THE CONTRACT WORK AS COMPLETE AND AUTHORIZE THE CHAIR TO SIGN THE NOTICE OF COMPLETION

Staff Report

3.15 Adoption of an Ordinance Amending Chapter 46 of the Butte County Code entitled "Purchasing"

The Butte County Center-Led Contracting/Procurement Policies and Procedures Manual provides policies and procedures for core procurement functions under Government Code section 54202. While the manual applies to most County departments and provides authority to the Department of General Services, it delegates contract authority directly from the Board of Supervisors to the Road Commissioner and the Director of Public Works by way of the Butte County Code. In coordination with County Counsel and the Department of General Services, the Department developed a purchasing and procurement policy to articulate the policies and procedures for purchasing and procurement within the authority of the Road Commissioner and Director of Public Works. On December 13, 2022, the Board approved the Department of Public Works Purchasing and Procurement Policy and waived the first reading of the ordinance amending Chapter 46 of the

Butte County Code, entitled "Purchasing." The Department recommends that the Board adopt an ordinance, amending Chapter 46 of the Butte County Code entitled "Purchasing". (Public Works)

Action requested - ADOPT ORDINANCE AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

Ordinance 4223

3.16 Capital Asset Surplus - Vehicles for Auction

The Board of Supervisors declares vehicles surplus that are no longer serviceable or no longer needed by the County before auctioning the items. The Department of Public Works recommends the Board declare 11 vehicles as surplus to the needs of the County, as the assets have either high mileage or the repairs exceed the value of the asset . (Public Works)

Action requested - DECLARE CAPITAL ASSETS (11) SURPLUS TO THE NEEDS OF THE COUNTY

Staff Report

3.17 Contract with Geo-Logic Associates for Construction Quality Assurance (CQA) Monitoring and Reporting for the Groundwater Monitoring Wells Installation Project

The Department of Public Works issued a Request for Qualifications (RFQ) on April 2, 2020, for CQA monitoring and reporting for the Groundwater Monitoring Wells Installation Project at the Neal Road Recycling and Waste Facility. The RFQ stated the solicitation results will be used for up to three years. The Department received four Statements of Qualifications, which were evaluated and ranked based on experience, capacity, and overall professional qualifications. The Department recommends that the Board of Supervisors approve a contract with Geo-Logic Associates of Grass Valley as the highest ranked vendor. The term of the contract is January 10, 2023, through July 31, 2023, not-to-exceed $84,538. (Public Works)

Action requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.18 Capital Asset Surplus - 2012 BAE Armored Protected Vehicle

The Sheriff’s Office has determined that the 2012 BAE Armored Protected vehicle (Asset #27889-000) is no longer useful for operation. The vehicle was acquired through the Federal 1033 Excess Property program and must be disposed of in accordance with 1033 program guidelines, which require the vehicle be returned to the Federal government or transferred to another agency authorized by the 1033 program. Sheriff staff have worked to transfer the vehicle to another agency at no expense to the County. The Sheriff's Office recommends declaring capital asset #27889-000 as surplus. (Sheriff)

Action requested - DECLARE CAPITAL ASSET SURPLUS TO THE NEEDS OF THE COUNTY

Staff Report

3.19 Agreement Amendment with Ontario Systems LLC for Software License

The Treasurer-Tax Collector's Office has used Columbia Ultimate, Inc. software since the inception of the Central Collections Division in 2001. On August 25, 2015, the Board of Supervisors approved a software license agreement with Columbia Ultimate, Inc. The term of the agreement was July 1, 2015 through June 30, 2018, with a not-to-exceed of $14,689. On June 12, 2018 the contract was amended to recognize Ontario Systems, LLC as the successor company to Columbia Ultimate, Inc., extend the term through June 30, 2021, and increase the maximum payable by $15,850, not-to-exceed $30,539. The contract was amended a second time on May 25, 2021, extending the term through December 31, 2022 and increasing the maximum payable by $8,490, not-to-exceed $39,029. The Department recommends amending the contract to extend the term 18 months, through June 30, 2024 and increase the maximum amount payable by $8,769, not-to-exceed $47,798. All other terms remain the same. (Treasurer - Tax Collector)

Action requested - APPROVE CONTRACT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.20 Agreement Amendment with Ontario Systems LLC for Software Support

The Treasurer-Tax Collector's Office has used Columbia Ultimate Inc. software since the inception of the Central Collections Division in 2001. On August 25, 2015, the Board of Supervisors approved a Software Support agreement with Columbia Ultimate, Inc. The term of the agreement was July 1, 2015 through June 30, 2018, with a not-to-exceed of $62,525. In 2018, Ontario Systems, LLC became the successor company to Columbia Ultimate, Inc. and began providing services in accordance with the existing Columbia agreement. The agreement has been amended four times. The most recent amendment was approved on January 18, 2022, it modified the statement of work to align with new state legislation, AB 177 and increased the maximum payable by $5,000 not-to-exceed $196,699. The Department recommends amending the agreement to extend the term by 18 months, through June 30, 2024 and increase the maximum amount payable by $42,146, not-to-exceed $238,845. All other terms remain the same. (Treasurer - Tax Collector)

Action requested - APPROVE AGREMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.21 Agreement Amendment with Ontario Systems LLC for Mailing Services

The Treasurer-Tax Collector's Office has used Columbia Ultimate Inc. software since 2001 to mail customer letters initiated by revenue and reimbursement officers in the course of their daily work. The Department uses the software to service the Court and the County's delinquent debt portfolio. On August 25, 2015 the Board of Supervisors approved an agreement with Columbia Ultimate Inc. The term of the agreement was August 25, 2015 through June 30, 2016, not-to-exceed $52,000. The agreement covers the costs of printing and mailing approximately 50,000 collection letters per year. The agreement has been amended annually. The 2018 amendment included a change in ownership to Ontario Systems, LLC as the successor company to Columbia Ultimate, Inc. The most recent amendment was approved on May 25, 2021, it extended the term through December 31, 2022 and increased the maximum payable by $60,000, not-to-exceed $312,000. The Department recommends amending the agreement with Ontario for mailing service. The amendment extends the term of the contract by 18 months through June 30, 2024, and increases the maximum payable amount by $63,000.00, not-to-exceed $375,000.00. All other terms remain the same. (Treasurer - Tax Collector)

Action requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.22 Contract with Luhdorff and Scalmanini Consultanting Engineers (LSCE) for the Vina and Wyandotte Creek Subbasin Groundwater Sustainability Agency Long-Term Groundwater Sustainability Plan Implementation Fee

In September 2014, the California legislature enacted the Sustainable Groundwater Management Act (SGMA) to require sustainable groundwater management statewide. Implementation of SGMA is achieved through the formation of Groundwater Sustainability Agencies (GSAs) and the preparation and implementation of Groundwater Sustainability Plans (GSPs). Butte County is one of three member agencies in the Vina GSA and Wyandotte Creek GSA. To date, the GSAs have been funded through member agency contributions and administered by in-kind staff services from the member agencies. A Proposition 1 Sustainable Groundwater Planning Grant funded the development of the GSP, a portion of the first Annual Report, and grant administration to reimburse a minimal amount of County staff time. At the June 28, 2022 meeting, the Board of Supervisors approved one-time funding for the Department of Water and Resource Conservation to assist with the administration of the Vina and Wyandotte Creek GSAs in the short-term. A portion of this funding is to be used to identify, document, and acquire long-term financing for the two GSAs. A Request for Proposals (RFP) was issued on September 1, 2022 for the development of a funding mechanism for the operation of the GSAs and implementation of the GSPs. Five proposals were received. Proposals were reviewed by a committee consisting of member agency staff and two GSA Board members from each GSA. The review committee selected LSCE of Woodland based on their capabilities, experience, references, scope of services, schedule and cost. The Department recommends entering into two separate contracts, one for each

GSA, with LSCE for developing a long-term funding mechanism for GSA administration and GSP implementation. The term of the contract for the Vina GSA long-term implementation fee is January 10, 2023 through December 31, 2023, not-to-exceed $105,854. The term of the contract for the Wyandotte Creek GSA long-term implementation fee is January 10, 2023 through December 31, 2023, not-to-exceed $91,048. (Water and Resource Conservation)

Action requested - APPROVE CONTRACTS (2) AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

3.23 Resolution Ratifying Local Disaster Proclamation and Reporting Gubernatorial Declaration

Andy Pickett, the Chief Administrative Officer, proclaimed a local emergency on January 5th, 2023 due to the extreme winter storms. A series of atmospheric river systems brought high winds, substantial precipitation, flooding, stream bank erosion and widespread power outages to all areas of Butte County. In order to obtain State assistance to help with the recovery, a local emergency must be proclaimed. In accordance with the California Emergency Services Act Section 8630(b) the governing body must ratify the proclaimed emergency within seven (7) days for it to remain in effect. This proclamation must be renewed every 30 days. (County Administration)

Action requested - ADOPT RESOLUTION AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

Resolution 23-004

**The following member(s) of the public submitted Public Comment on this item: Tara Pash (electronically)**

## 4. REGULAR AGENDA

4.01 Boards, Commissions, and Committees (List available at www.buttecounty.net/clerkoftheboard/appoinmentslist)

A. Appointments to Listed Vacancies

4.01. A1. 2023 Board Member Committee Assignments

Each year at its first meeting, the Board of Supervisors appoints Board Members to various standing committees. In addition to assigning Board Members to those terms which have expired, the Board may amend committee assignments and/or disband any committee that is no longer necessary. (Other - Various Committees)

Action requested - 1) APPOINT BOARD MEMBERS TO COMMITTEES AS DETAILED IN THE STAFF REPORT; 2) AMEND BOARD MEMBER COMMITTEE ASSIGNMENTS, IF DESIRED; AND 3) DISBAND ANY COMMITTEE THAT IS NO LONGER NECESSARY

Staff Report

**Air Quality Management District** Approved reappointment of Supervisor Ritter and appointment of Supervisor Durfee to a term ending January 2, 2027. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Behavioral Health Board (BHB)** Approved reappointment of Supervisor Ritter to a term ending December 31, 2023. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Butte Choice Energy Authority** Approved appointment of Supervisor Durfee as a regular member with no term specified. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Butte County Association of Governments (BCAG)** Approved appointment of Supervisor Durfee and reappointment of Supervisor Ritter for a term ending January 2, 2027. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Butte County Audit Committee** Approved appointment of Supervisor Durfee for a term ending January 9, 2024. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Butte County Disaster Council** Approved appointment of Supervisor Teeter and reappointment of Chair Kimmelshue to a term ending December 2024. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Butte Subbasin Advisory Board** Approved reappointment of Chair Kimmelshue to the Regular seat with a term ending December 16, 2023, and appointment of Supervisor Durfee as an Alternate member with a term ending December 16, 2024. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**California State Association of Counties** Approved appointment of Chair Kimmelshue as a regular member with a term ending November 29, 2023, and appointment of Supervisor Ritter as an alternate with a term ending November 29, 2023. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**CDBG Rehabilitation Loan Committee** Approved appointment of Supervisor Durfee to no term specified. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Chico Urban Area Joint Powers Financing Authority Board of Directors** Approved appointment of Supervisor Durfee to no term specified. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Citizens Dam Advisory Commission for the Oroville Dam** Approved reappointment of Supervisor Connelly to a term ending June 11, 2023 and reappointment of Chair Kimmelshue to a term ending June 11, 2023. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Investment Pool Oversight Committee** Approved appointment of

Supervisor Durfee to no term specified. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

**Local Agency Formation Commission (LAFCo)** Approved appointment of Supervisor Ritter to the Alternate Member seat with a term ending May 31, 2023. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

**Local Government Committee (City of Chico / Butte County)** Approved appointment of Supervisor Durfee to no term specified. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

**National Association of Counties (NACo)** Approved appointment of Supervisor Ritter to the Regular Member Seat with a term ending January 2024 and appointment of Chair Kimmelshue to the Alternate Member Seat with a term ending January 2024. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

**Northern California Water Association (NCWA)** Approved reappointed of Chair Kimmelshue to the Regular Member Seat with a term ending December 2023 and appointment of Supervisor Connelly to the Alternate Member Seat with a term ending December 2023. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

**Northern Sacramento Valley Integrated Regional Water Management (NSVIRWM) Governing Board** Approved appointment of Chair Kimmelshue to the Regular Member Seat with no term specified and appointment of Supervisor Connelly to the Alternate Member Seat with no term specified. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

**Policy Council for Butte County Community Health Assessment and Improvement Plan** Approved appointment of Chair Kimmelshue to no term specified. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

**Public Facilities Financing Corporation*** Approved appointment of Supervisor Durfee to a term ending January 2, 2027 and reappointment of Supervisor Ritter to a term ending January 2, 2027. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

**Rural County Representatives of California (RCRC)** ***(Includes Appointment to the Golden State Financing Authority Board of Directors and the Golden State Connect Authority Board of Directors)*** Approved reappointment of Supervisor Teeter to a term ending December 2023 and appointment of Chair Kimmelshue as the Alternate Member with a term ending December 2023. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

**Sierra Nevada Conservancy (SNC) Board** Approved reappointment of Supervisor Teeter and Connelly to a term ending December 2023. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

**Sycamore-Mud Crreek Levee Systems Committee** Committee was disbanded

**Thompson Flat Cemetery District*** Approved reappointment of Supervisor Ritter to a term ending January 2, 2027 and appointment

of Supervisor Durfee to a term ending January 2, 2027. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Vina Groundwater Sustainability Agency** Approved appointment of Supervisor Ritter to the Alternate Member Seat with a term ending May 21, 2023. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

4.01. A2. 2023 Boards, Committees, and Commissions Assignments

Each year at its first meeting, the Board of Supervisors appoints residents to various standing boards, committees, commissions throughout the County. (Other - Various Committees)

Action requested - 1) APPOINT RESIDENTS TO BOARDS, COMMITTEES AND COMMISSIONS AS DETAILED IN THE STAFF REPORT

Staff Report

**Butte County Fair Association** Approved appointment of Dustin Busch as the District 2 Representative, with a term ending January 2, 2027 and approved reappointment of Stina Cooley as the District 3 Representative, with a term ending January 2, 2027. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Butte County Mosquito and Vector Control District** Approved reappointment of Phillip LaRocca to the District 3 Representative Seat, with a term ending of January 4, 2027. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Butte County Library Advisory Board** Approved appointment of Margaret Bomberg to the District 4 Seat, with a term ending January 2, 2027 and approved appointment of William Bodnar to the District 3 Seat, with a term ending January 2, 2027. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Butte County Water Commission** Approved appointment of Donna Bayliss to the District 1 Seat, with a term ending January 6, 2025; Approved appointment of Tovey Giezentanner to the District 2 Seat, with a term ending January 2, 2027.; and approved reappointment of Aimee Raymond to the District 3 Seat, with a term ending January 2, 2027. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Butte County Housing Authority** Approved appointment of Rich Ober to the District 3 Representative Seat, with a term ending January 2, 2027. (Vote 4-0-1 Ayes: Supervisors Connelly, Durfee, Ritter and Chair Kimmelshue; Absent: None; Nays: Supervisor Teeter)
**Butte County Planning Commission** Approved appointment of James Parrott to the District 2 Seat, with a term ending January 2, 2027. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Butte County Resource Conservation District** Approved reappointment of Colleen Hatfield to the District 3 Seat,

with a term ending November 27, 2026. (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)
**Oroville Cemetery District** Approved reappointment of Stephen Herr to a Regular Seat, with a term ending January 10, 2027 and approved reappointment of Mark Wisterman to a Regular Seat, with a term ending January 10, 2027 (Ayes: Supervisor Connelly, Durfee, Ritter, Teeter and Chair Kimmelshue)

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)

**Supervisor Durfee** – Happy to get started, and sat down with Cal Fire regarding their concerns.

**Supervisor Teeter** – Attended the Fire Safe Council meeting.

**Chair Kimmelshue** – Expressed appreciation for Public Works and spoke with Steve Lucas of Local Agency Formation Commission (LAFCO) regarding Libraries.

**Supervisor Ritter** – Attended First Five Commission meeting, and provided information to sign up for the Point and Time survey.

**Supervisor Connelly** – Expressed appreciation for Public Works, spoke on flooding of District 1, gave Department of Water Resources update, and addressed rumors regarding Berry Creek.

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

**The following member(s) of the public submitted Public Comment on this item: Jaimie Campbell, Lisa Garland, Tara Pash, Diana Dreiss and Hamelton (electronically) Diana Dreiss, Julie Threet, Julia Keener, Roland McBee, Steve Sheldon, Kathy Sheldon, Tom Parker, Nicole Navarro, Anthony Navarro, Katherine Willis, Barbara Garrett, and Joe Abbott (in person)**

4.03 <u>Budget Adjustment, Resolution, and Capital Asset Authority Related to PG&E Settlement Fund Requests</u>

Butte County received a $252 million settlement from PG&E whose criminal negligence resulted in the Camp Fire. The County's net settlement revenue after attorney's fees was $206.5 million plus a $150,000 reimbursement to the General Fund for the County's in-house legal costs. At the Fiscal Year 2020-21 budget hearings on July 21, 2020, the Board of Supervisors directed that a new fund called the "PG&E Settlement Fund" be established and the settlement funds be committed to County stability, hazard mitigation, and recovery. The Board approved a PG&E Settlement Fund Policy on April 27, 2021. Recognizing that there are more worthy projects and uses of the PG&E Settlement Fund than there are funds available, the policy states projects that address direct impacts from the Camp Fire, leverage outside funds and/or have a high level of urgency will be given priority. Following the Camp Fire in November 2018, there has been a large increase in code enforcement violations. The Department of Development Services has received 1,332 additional complaints within the Camp Fire burn scar. The majority of these complaints are resolved with the property owner through voluntary compliance, however, there remains a number of cases that proceed to the abatement process. Additional funding is needed to address abatement action. The Department recommends $550,000 annually for the next three years for abatement funding to help address the abandoned vehicles, junk in public, camping, substandard housing, unsafe structures and zoning violations to assist in maintaining a stable community to support the Camp Fire recovery and rebuild. The Department requests the Board commit $1,650,000 in PG&E funds for abatement activities across three years. As of December 21, 2022, there was $121,981,126 in available, un-programed PG&E Settlement funds and $88,754,833 PG&E Settlement fund initiatives already approved by the Board. (County Administration/Development Services)

Action requested - 1) COMMIT $1,650,000 IN PG&E SETTLEMENT FUNDS FOR CODE ENFORCEMENT ACTIVITIES IN THE CAMP FIRE BURN SCAR; AND 2) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED)

Staff Report

PowerPoint

**Andy Pickett, Chief Administrative Officer, and Paula Daneluk, Director of Development Services, presented this item to the Board.**

**The following member(s) of the public submitted Public Comment on this item: John Stonebraker (electronically)**

**Action: 1) COMMIT ONE YEAR OF PG&E SETTLEMENT FUNDS FOR CODE ENFORCEMENT ACTIVITIES IN THE CAMP FIRE BURN SCAR; AND 2) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED) DIRECTION PROVIDED TO STAFF**

**Motion: Supervisor Teeter**
**Seconded: Supervisor Ritter**

**Motion passed unanimously**

4.04 North Chico Village Plan Environmental Review and Associated Regional Early Action Planning (REAP) Grant Funding

On May 25, 2021, the Board of Supervisors reviewed the North Chico Village Plan, which was completed under a State of California SB-2 Grant. The Board directed the Department of Development Services to follow-up on various items prior to taking action. Due to competing priorities, further progress on this plan has not been accomplished at this time. Additionally, while the plan provides information in the pursuit of the development of this area, due to the requirement of municipal services, the area must be annexed into the City of Chico to develop. In April 2021, a $216,250 grant through the REAP Grant administered by the State Department of Housing and Community Development (HCD) was obtained to complete a CEQA environmental review document for the North Chico Village Plan area. As this project will require annexation to the City of Chico, and would ultimately develop in the City of Chico, the plan should be considered complete and the REAP grant funding should be reallocated to an alternative project, which would be reviewed for approval by HCD, and the Board of Supervisors. (Development Services)

Action requested - 1) APPROVE THE NORTH CHICO VILLAGE PLAN AS COMPLETE; AND 2) DIRECT STAFF TO WORK WITH HCD AND HAVE THE REAP GRANT RE-ALLOCATED FROM THE NORTH CHICO VILLAGE PLAN TO AN ALTERNATIVE PROJECT TO BE DETERMINED BY STAFF AND THE BOARD OF SUPERVISORS

Staff Report

Attachment A _ North Chico Village Vision Plan

**Paula Daneluk, Director of Development Services, presented this item to the Board.**

**The following member(s) of the public submitted Public Comment on this item: John Stonebraker (electronically)**

**Action: 1) ACCEPT THE PLAN AS COMPLETE WITH THE COUNTY'S PRELIMINARY PROJECT OBLIGATION FULFILLED AND RELEASE THE FUNDING**

**Motion: Supervisor Ritter**
**Seconded: Supervisor Durfee**

**Motion passed unanimously**

4.05 Job Order Contracts with Outback Contractors; BCM Construction Company; Hankins Group; T&S Intermodal Maintenance Inc. dba T&S West; Hignell Inc. dba Experts in Your Home; Exbon Development; Staples Construction and Mesa Energy Systems

Job Order Contracting (JOC) is an alternative project delivery process that allows contractors to complete a substantial number of individual projects with a single bid. Public Contract Code section 20128.5 allows the County to implement a JOC services process to select vendors to complete specific individual project for repairs, maintenance and other repetitive work to be done according to fixed unit prices under a single umbrella contract executed by the Board of Supervisors. On October 26, 2021, the Board awarded three contracts associated with the Department of General Services 2022 JOC Program that to date has yielded thirteen job order projects for a total cost of $565,038. The Department's 2023 JOC Program was advertised on October 13, 2022 and a total of eight responsive and responsible bids were received on November 10, 2022. The eight bidders include a mix of general, electrical and mechanical licenses to be most effective for the common repair and maintenance needs of County facilities. Under Public Contract Code section 20128.5 and the current California Consumer Price Index, each contract is for a term of one year with a maximum contract value of $2,000,000. While there is no minimum work guarantee, each contract will have the opportunity to perform job orders totaling at least $25,000. Any individual job orders greater than $250,000 will return to the Board for additional approval. The Department recommends that the Board award JOC contracts to: Outback Contractors, Inc. of Red Bluff; BCM Construction Company, Inc. of Chico.; Hankins Group, Inc. of Chico; T&S Intermodal Maintenance, Inc. dba T&S West of Stockton; Hignell, Inc. dba Experts in Your Home of Chico Exbon Development, Inc. of Garden Grove, Staples Construction Company, Inc. of Rocklin; and Mesa Energy Systems, Inc. of Colusa. (General Services)

Action requested - AWARD JOC CONTRACTS (8) AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

**Michael Hodson, Director of General Services, presented this item to the Board.**

**No public comment was submitted for this item.**

**Action: AWARD JOC CONTRACTS (8) AND AUTHORIZE THE CHAIR TO SIGN**

**Motion: Supervisor Durfee**
**Seconded: Supervisor Connelly**

**Motion passed unanimously**

4.06 California Children's Services (CCS) Annual Plan for Fiscal Year 2022-23

California Department of Health Care Services (DHCS) guidelines and regulations, require the Department of Public Health to prepare an annual Integrated Systems of Care Division (ISCD) Plan for the CCS program. The ISCD plan provides budget information for the CCS program. The CCS program provides specialized medical care and medical case management to children with medically eligible conditions who meet the program criteria. Public school-based medical therapy units provide physical and occupational therapy under a physician's orders. For the FY 2022-23 budget DHCS significantly decreased allocations from FY 2021-22. This decrease was determined to be an error attributed to a forecasting calculation mistake. DHCS has communicated understanding of the constraints that the decrease has placed on administration of the CCS program and has committed to reevaluating and reissuing an updated FY 2022-23 budget allocation, as warranted. Due to the DHCS budgeting process, recalculations cannot be finalized until February 2023. Per ISCD plan and fiscal guidelines a budget that reconciles to the annual allocation must be submitted within 60 days of the allocation announcement letter. Due to the forecasting error and subsequent notice of recalculation and redistribution of funds anticipated in February 2023, two budgets are included in the plan: one to meet the requirement of reconciling to the current allocation and one reflecting allocation reconciliation and actual expenses within approved staffing standards. (Public Health)

Action requested - 1) APPROVE SUBMISSION OF THE FY 2022-23 PLAN TO THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES FOR CCS; AND 2) AUTHORIZE THE CHAIR TO SIGN PLAN DOCUMENTS

Staff Report

**Danette York, Director of Public Health, presented this item to the Board.**

**No public comment was submitted for this item.**

**Action: 1) APPROVE SUBMISSION OF THE FY 2022-23 PLAN TO THE CALIFORNIA DEPARTMENT OF HEALTH CARE SERVICES FOR CCS; AND 2) AUTHORIZE THE CHAIR TO SIGN PLAN DOCUMENTS**

**Motion: Supervisor Teeter**
**Seconded: Supervisor Ritter**

**Motion passed unanimously**

4.07 Contracts (3) for On-Call Construction Management and Inspection Services

On September 15, 2022, the Department of Public Works issued a Request for Qualifications (RFQ) for on-call construction management and inspection services. The RFQ identified that the Department intended on entering into an on-call contract with one or more qualified firms to provide construction management and inspection services to assist the Department. These contracts will provide construction management and inspection services to support the Public Works Infrastructure Master Plan and other construction activities. On October 23, 2022, the Department received five Statements of Qualifications, which were evaluated and ranked based on experience, capacity, and overall professional qualifications. The Department recommends the Board of Supervisors enter into a contract with the top three firms: MGE Engineering, Inc. of Sacramento, Unico Engineering, Inc. of Paradise, and Ghirardelli Associates, Inc. of Roseville. The term of each contract is January 10, 2023, through January 10, 2028, not-to-exceed $500,000 for a total amount of $1,500,000 for on-call constructions management and inspection services. (Public Works)

Action requested - APPROVE CONTRACTS (3) AND AUTHORIZE THE CHAIR TO SIGN

Staff Report

**Joshua Pack, Director of Public Works, presented this item to the Board.**

**No public comment was submitted for this item.**

**Action: APPROVE CONTRACTS (3) AND AUTHORIZE THE CHAIR TO SIGN**

**Motion: Supervisor Durfee**
**Seconded: Supervisor Connelly**

**Motion passed unanimously**

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

4.09 Board of Supervisors Public Comment (Continuation as Needed) - Comments to the Board on issues and items not listed on the agenda. Please note that pursuant to California State law, the Board of Supervisors is prohibited from taking action on any item not listed on the agenda.

**The following member(s) of the public submitted Public Comment on this item: Tara Pash (electronically)**

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

## 5. PUBLIC HEARINGS AND TIMED ITEMS

5.01. 09:30AM - Timed Item - 2023 State and Federal Legislative Platform Discussion

Each year, the Board of Supervisors considers and adopts platforms establishing priorities with regard to State and federal legislation and regulation. These platforms provide a basis for advocacy throughout the year. The draft 2023 platforms were prepared in consultation with department heads, input from Board members and assistance from the County's State and federal consultants. The documents 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 recently faced. Paul Yoder of Shaw Yoder Antwih Schmelzer and Lange will discuss the State platform and provide updates regarding current legislative activities at the State level. Kristi More of The Ferguson Group will discuss the federal platform and legislative activities at the federal level. Final State and federal platform documents will be brought back before the Board at the second meeting in January for consideration based on direction provided to staff. (County Administration)

Action requested - PROVIDE DIRECTION TO STAFF

Staff Report

**Brain Ring, Assistant Chief Administrative Officer, Kristi Moore, Lobbyist, and Paul Yoder, State Legislative Advocate, presented this item to the Board.**

**The following member(s) of the public submitted Public Comment on this item: John Stonebraker (electronically) Julie Threet (in person)**

**Action: PROVIDE DIRECTION TO STAFF**

## IN-HO ME SUPPORTIVE SERVICES PUBLIC AUTHORITY BOARD REGULAR MEETING JANUARY 10, 2023

1. CALL TO ORDER

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

3. CONSENT AGENDA (NONE)

4. REGULAR AGENDA

4.01 Contract with Pan American Life Insurance Company (PALIC) for Group Health Insurance Policy and Administrative Services

Butte County Public Authority and United Domestic Workers have agreed to a health plan contract for the Butte County In-Home Supportive Services (IHSS) Public Authority providers for the plan year starting February 1, 2023. The cost remains $285.79 per month for each eligible provider up to a maximum of 625 providers. The Department of Employment and Social Services recommends entering into a contract with PALIC for health insurance policy and administrative services. The term of the contract is February 1, 2023 through February 1, 2024, not-to-exceed $2,143,425. (Employment and Social Services)

1) APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) AUTHORIZE THE DEPARTMENT OF EMPLOYMENT AND SOCIAL SERVICES DIRECTOR, IN HER CAPACITY AS THE EX-OFFICIO IHSS PUBLIC AUTHORITY DIRECTOR, TO SIGN ALL ADMINISTRATIVE DOCUMENTS WHICH ARE NECESSARY TO IMPLEMENT THE INSURANCE PROGRAM.

Staff Report

**Tiffany Rowe, Assistant Director of Employment and Social Services, presented this item to the Board.**

**No public comment was submitted for this item.**

**Action: 1) APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) AUTHORIZE THE DEPARTMENT OF EMPLOYMENT AND SOCIAL SERVICES DIRECTOR, IN HER CAPACITY AS THE EX-OFFICIO IHSS PUBLIC AUTHORITY DIRECTOR, TO SIGN ALL ADMINISTRATIVE DOCUMENTS WHICH ARE NECESSARY TO IMPLEMENT THE INSURANCE PROGRAM**

**Motion: Supervisor Ritter**
**Seconded: Supervisor Connelly**

**Motion passed unanimously**

5. PUBLIC COMMENT

6. IN HOME SUPPORTIVE SERVICES CLOSED SESSION (NONE)

## <u>6. BOARD OF SUPERVISORS CLOSED SESSION</u>

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

A. Agricultural Commissioner

B. Behavioral Health Director

C. Chief Administrative Officer

D. Chief Probation Officer

E. Child Support Services Director

F. County Counsel

G. Development Services Director

H. Employment and Social Services Director

I. General Services

J. Human Resources Director

K. Information Systems Director

L. Library Director

M. Public Health Director

N. Public Works Director

O. Water and Resources Conservation Director

6.02 Conference with Labor Negotiator Pursuant to Government Code Section 54957.6: Negotiators: Jack Hughes, Sheri Waters, and Casey Hatcher Employee Organizations: Teamsters - General Unit; Teamsters - Social Services Workers' Unit; Butte County Management Employees Association; Butte County Probation Peace Officers Association; Butte County Probation Peace Officers Association - Management Unit; Butte County Professional Employees' Association; Butte County Deputy Sheriff's Association - General Unit; Butte County Deputy Sheriff's Association - Management/Supervisory Unit; Butte County Correctional Officers Association - General Unit; Butte County Correctional Officers Association - Supervisory Unit; UPEC Local 792 - Skilled Trades Unit; Butte County Deputy District Attorneys Association - Attorney Unit; Confidential Unit; Non-Represented Unit; Board of Supervisors Executive Assistants

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

**California Department of Water Resources v. All Persons Interested in the Matter, Sacramento County Superior Court, Case No. 34-2018-00246183.**

Staff Report

**Information and Procedures Concerning the Agenda and Conduct of the 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 at the Clerk of the Board website at www.buttecounty.net/cob.

**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 Administrative Office upon request. An (*) appearing before an agenda item signifies that material has been provided to the Board of Supervisors members to explain that item.

**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 citizens. 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 Administrative Office
25 County Center Drive, Oroville, CA 95965
530.552.3300
www.buttecounty.net/cob