



BUTTE COUNTY BOARD OF SUPERVISORS

REGULAR MEETING AGENDA OCTOBER 22, 2024 9:00 AM

MEMBERS OF THE BOARD

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

ANDY PICKETT
CHIEF ADMINISTRATIVE OFFICER
CLERK OF THE BOARD

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

BRAD STEPHENS,
COUNTY COUNSEL

1. CALL TO ORDER

Pledge of Allegiance

Observation of a Moment of Silence

2. INTRODUCTORY ITEMS

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, and not make personal, impertinent, slanderous, or profane remarks to any member of the Board, staff, or the general public. The Board of Supervisors will not tolerate loud, threatening, personal, or abusive language, or disorderly conduct, which disrupts, disturbs, or otherwise impedes the orderly conduct of Board meetings. Violation of these rules of decorum will result in the meeting being recessed.

2.1 Corrections and/or Changes to the Agenda

2.2 Announcement(s) of Recusal

3. CONSENT AGENDA

The Consent Agenda will begin with any Supervisor Comments on the Consent Agenda Items, then proceed with the Adoption of the Consent Agenda. Items can be removed for further discussion at the request of a Supervisor.

3.1. County Administration

3.1.a Approval of Board of Supervisors Meeting Minutes

Submitted for approval are the October 8, 2024 Board of Supervisors Meeting Minutes (COUNTY ADMINISTRATION)

Action Requested - APPROVE THE OCTOBER 8, 2024 BOARD OF SUPERVISORS MEETING MINUTES.

3.1.b Fiscal Year 2023-24 Year End Budget Adjustments

Each year, as part of the year-end process, an analysis is completed to identify budget adjustments to address deficit budget balances from the previous year. The recommended budget adjustments include net increased appropriations of \$25,850 in various funds, offset by unanticipated revenues, intra-fund transfers, and the use of fund balances. (COUNTY ADMINISTRATION)

Action Requested - 1) APPROVE FY 2023-24 YEAR-END BUDGET ADJUSTMENTS (4/5 VOTE REQUIRED); AND 2) CAPITAL ASSET AUTHORITY FOR THE DEPARTMENT OF EMPLOYMENT AND SOCIAL SERVICES (DESS) 202 MIRA LOMA CAPITAL PROJECT, ALARM PANELS AND CAMERA UPGRADES IN VARIOUS DESS LOCATIONS, AND DESS IT EQUIPMENT.

3.1.c Letter to Governor and Insurance Commissioner Regarding Unaffordable Homeowners' Insurance

Homeowners' insurance is becoming increasingly unaffordable and unavailable to Butte County residents, often costing more than monthly housing expenses. The Governor and Insurance Commissioner have proposed changes to policy rate setting such as computer models that measure risk. These models do not take into account fire practices homeowners can take to lower risk. At the request of the Board of Supervisors, staff prepared a letter to the Governor and Insurance Commissioner requesting that homeowners see a reduction in insurance rates when they take proactive steps to protect their properties. (COUNTY ADMINISTRATION)

Action Requested - APPROVE LETTER AND AUTHORIZE THE CHAIR TO SIGN.

3.1.d Ratify Letter to California Department of Water Resources Supporting the Construction of Atmospheric Control Spillway at New Bullards Bar Dam

At the request of the Yuba Water Agency, and supported by Supervisors Connelly and Kimmelshue, staff sent a letter to the California Department of Water Resources supporting the funding and construction of the Atmospheric River Control (ARC) Spillway. The ARC Spillway would significantly reduce flood risk and improve climate change resilience for communities along the Yuba-Feather rivers system. Staff recommend the Board of Supervisors ratify the letter of support. (COUNTY ADMINISTRATION)

Action Requested - RATIFY LETTER OF SUPPORT.

3.2. County Counsel's Office

3.2.a Accept 2024 Local Agency Conflict of Interest Code Biennial Notices for Agencies that file Form 700s with the Butte County Clerk Recorder/Elections

The following agencies have reviewed their Conflict of Interest Codes pursuant to California Government Code section 87306.5(b) and have determined that their agencies' code is current and in no need of revision. County Counsel has reviewed the 2024 Local Agency Biennial Notices and believes them to be proper: Butte County Association of Governments, Durham Recreation and Park District, Richardson Springs Community Services District (COUNTY COUNSEL)

Action Requested - ACCEPT 2024 LOCAL AGENCY CONFLICT OF INTEREST CODE BIENNIAL NOTICES.

- 3.2.b Accept 2024 Local Agency Conflict of Interest Code Biennial Notice for Biggs Unified School District that files Form 700 with the Butte County Office of Education
The Biggs Unified School District has reviewed its Conflict of Interest Code pursuant to California Government Code section 87306.5(b) and has determined that the District's code is current and in no need of revision. County Counsel has reviewed the 2024 Local Agency Biennial Notice and believes it to be proper. (COUNTY COUNSEL)

Action Requested - ACCEPT 2024 LOCAL AGENCY CONFLICT OF INTEREST CODE BIENNIAL NOTICE FOR BIGGS UNIFIED SCHOOL DISTRICT.

3.3. Department of Behavioral Health

- 3.3.a Agreement with Our Wellness Project, LLC for Psychiatric Nurse Practitioner Specialty Mental Health Services
The Department of Behavioral Health contracts on-site and telemedicine psychiatry and substance-use disorder services under the all-inclusive solicitation exception. The Department continues to face significant challenges hiring psychiatric and substance-use disorder providers for on-site and telemedicine services. Our Wellness Project, LLC is the private practice of Nurse Practitioner, Kevin Hamilton, who is a specialty-trained expert in his field and competent to perform professional and specialty mental health services in psychiatry and substance-use disorders. The Department recommends the Board of Supervisors approve an agreement with Our Wellness Project, LLC to provide on-site and telemedicine psychiatric and substance-use disorders for the Department Substance Use Disorder Clinics and Treatment Courts. The term of the agreement is date of execution through June 30, 2025, not-to-exceed \$209,600. (DEPARTMENT OF BEHAVIORAL HEALTH)

Action Requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN.

3.4. Department of Development Services

- 3.4.a Amendment to Butte County Code Chapter 2 (Administration), adding Sections 2-184 through 186 - Indemnification Requirements (Second Reading)
At its October 8, 2024 meeting, the Board of Supervisors adopted the resolution determining the code amendment was not a project under the California Environmental Quality Act (CEQA) and waived the first reading of the Ordinance adding Butte County Code (BCC) Sections 2-184 through 186 to Chapter 2 (Administration), Article XXIV. This is a County-initiated amendment to the Butte County Code, Chapter 2 (Administration), by adding Article XXIV, sections 2-184 through 186, Indemnification Requirements. The purpose of the amendment is to provide greater certainty to the county and to applicants for discretionary land use approvals concerning how legal challenges to such projects shall be addressed. As the parties primarily interested in, and benefiting from, development approvals sought from the county, and recognizing that legal challenges may result in significant potential public agency expense even in the event of meritless actions to attack or set aside such approvals, this article is intended to require that applicants for discretionary land use approvals assume the primary responsibility for any such challenges. (DEPARTMENT OF DEVELOPMENT SERVICES)

Action Requested - ADOPT THE ORDINANCE AMENDING BUTTE COUNTY CODE, CHAPTER 2 (ADMINISTRATION)

3.4.b Resolution Recognizing October 2024 as Community Planning Month

The American Planning Association endorses National Community Planning Month as an opportunity to highlight how planning is essential to recovery and how planners can lead communities to equitable, resilient, and long-lasting recovery. Community Planning Month's celebration allows us to publicly recognize the participation and dedication of the planning staff, members of the planning commission, and other citizen planners who have contributed their time and expertise to the improvement of the County of Butte. Community planning provides an opportunity for all residents to be meaningfully involved in making choices that determine the future of their community and encourages more awareness of opportunities for members of the public to become engaged in the long-range planning for the future of Butte County.

The Butte County Department of Development Services recommends the Board of Supervisors adopt a resolution recognizing October 2024 as National Community Planning Month. (DEPARTMENT OF DEVELOPMENT SERVICES)

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

3.5. Department of Employment & Social Services

3.5.a Resolution Acknowledging Operation Green Light for Veterans

America's counties have a long and proud history of serving our nation's veterans, a legacy that continues to this day as we work with our federal, State and local partners to ensure that the former service members in our communities have access to the resources they need to thrive.

The National Association of Counties (NACo) and the National Association of County Veteran Service Officers (NACVSO) invited the nation's 3,069 counties, parishes, and boroughs to join Operation Green Light to show support for veterans by adding green lighting to our buildings from October 1, 2024 through November 11, 2024. This demonstration aims to promote support for our resident veterans, letting them know they are seen, appreciated, and supported.

The Department of Employment and Social Services recommends adopting a resolution recognizing Operation Green Light from October 1, 2024 through November 11, 2024. (DEPARTMENT OF EMPLOYMENT & SOCIAL SERVICES)

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

3.6. Department of General Services

3.6.a Revenue Lease Agreement with Northern Valley Catholic Social Service (NVCSS) for Adult Counseling Services at 492 Rio Lindo Avenue, Chico

The Department of Behavioral Health currently occupies a County-owned building located at 492 Rio Lindo Avenue, Chico and NVCSS provides adult counseling services in the building. NVCSS has partnered with the County since 2013 and occupies a 2,426 square foot portion of the 3,913 square foot County-owned building. The current lease is on holdover, reverting to a month-to-month term. The Department of General Services recommends entering into a new three year lease agreement with NVCSS. The rent rate will be \$1.26 per square foot, totaling \$3,056 per month, with a 2% increase applied in the

third year of the lease. The term of the lease agreement is November 1, 2024, through October 31, 2027, with an option for a two year extension and the not-to-exceed amount is \$110,916. (DEPARTMENT OF GENERAL SERVICES)

Action Requested - APPROVE LEASE AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN.

3.7. Department of Public Health

- 3.7.a Resolution Ratifying Local Health Emergency Proclamation for Park and Thompson Fires
Butte County Health Officer, Dr. David Canton, declared a local health emergency in Butte County on July 27, 2024, due to the Park Fire that started on July 24, 2024. The Park Fire destroyed 428 structures, resulting in a large amount of debris which contains hazardous materials. On August 7, 2024, the Health Officer expanded the local health emergency to include the Thompson Fire. The debris poses a substantial present and potential hazard to human health and the environment unless managed properly.

Per California law, once the proclamation is ratified it must be renewed every 30 days. The Department recommends the Board of Supervisors renew the local health emergency declaration for the Park and Thompson Fires. (DEPARTMENT OF PUBLIC HEALTH)

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

- 3.7.b Resolution Recognizing Danette York Upon Retirement from the Department of Public Health

The Department of Public Health recommends that the Board of Supervisors adopt a resolution recognizing the retirement of Danette York on the occasion of her retirement as the Director of Public Health after five years of dedicated service. (DEPARTMENT OF PUBLIC HEALTH)

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

3.8. Fire Department

- 3.8.a Resolution Approving Grant Agreement with the California Department of Forestry and Fire Protection for the Volunteer Fire Assistance Program

The California Department of Forestry and Fire Protection awarded the Butte County Fire Department a grant for the Volunteer Fire Assistance Program in the amount of \$20,000. The Grant provides for Wildland Personal Protective Equipment (PPE) to replace old and worn out PPE, safety helmets, gloves, and hoods for Volunteer Firefighters. The grant requires a \$20,000 local match, which is included in the Department's fiscal year 2024-25 budget.

The Department recommends approval of a grant agreement with the California Department of Forestry and Fire Protection for the Volunteer Fire Assistance Program and adoption of a resolution authorizing the acceptance of the grant agreement. The term of the grant agreement is from approval through June 30, 2025. (FIRE DEPARTMENT)

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

3.9. Sheriff-Coroner's Office

3.9.a Contract Amendment with Reliance Industrial Laundry Repair, Inc. for Preventative Maintenance and Repair of Jail Laundry Appliances

In November 2023, the Sheriff's Office entered into a contract with Reliance Industrial Laundry Repair, Inc. for provision of preventative maintenance and repair services for the commercial grade laundry appliances used by the jail to clean linens and clothing utilized by the inmates. The contract provides for monthly inspection, maintenance and cleaning of all laundry appliances, as well as repair services as needed. The cost of the preventative maintenance services is changing from an hourly rate structure to a flat monthly fee of \$1,440. The Sheriff's Office recommends amending the contract with Reliance Industrial Laundry Repair, Inc. for preventative maintenance and repair of the jail's commercial grade laundry appliances. The amendment extends the term of the contract by two years through November 5, 2026, and increases the maximum payable amount by \$37,560, not-to-exceed \$52,559. All other terms remain the same. (SHERIFF-CORONER'S OFFICE)

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

3.9.b Grant Agreement for FY 2023-24 US Department of Justice, Office of Community Oriented Policing Services (COPS) Law Enforcement Mental Health and Wellness Act (LEMHWA)

On April 9, 2024, the Board of Supervisors approved the Sheriff's Office to submit an application for the FY 2023-24 COPS LEMHWA competitive grant to expand and further the mission of the existing Health and Wellness Program (Program). The Sheriff's Office application was successful and has been awarded \$200,000 in grant funds. Funds will be used to support the Program in its efforts to improve the mental health and wellness of law enforcement officers and support staff by providing physical and mental health resources, such as counselors and physical therapy, and other wellness support, such as peer support training and peer support events, to all members of the Butte County Sheriff's Office, as well as members of all other law enforcement agencies in Butte County. The Sheriff's Office recommends accepting the FY 2023-24 COPS LEMHWA Grant in the amount of \$200,000 and approving the related budget adjustment. (SHERIFF-CORONER'S OFFICE)

Action Requested - 1) APPROVE THE GRANT AGREEMENT AND AUTHORIZE THE CHAIR TO SIGN; AND 2) APPROVE BUDGET ADJUSTMENT (4/5 VOTE REQUIRED)

3.9.c Contract with American Alarm Co. Inc. (American Alarm) for Design and Installation Services for the Jail Integrated Security System

On February 13, 2024, the Board of Supervisors approved a contract with American Alarm for construction services of an integrated security system in the new 35,706 square foot detention facility. To ensure consistency, system integration, and ease of training between the new and existing facilities, American Alarm will also provide services to upgrade and replace the outdated existing detention facility security systems. These upgrades are essential for maintaining safety measures for both staff and inmates. The Sheriff's Office recommends entering into a contract with American Alarm to upgrade the existing surveillance system under a sole source solicitation exception that will ensure consistency across all detention facilities and expedite critical security system upgrades. There are no

associated subscription costs. The contract term is 248 calendar days from the notice to proceed, with a not-to-exceed amount of \$752,279. (SHERIFF-CORONER'S OFFICE)

Action Requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN.

4. REGULAR AGENDA

4.1 Board Member/Committee Reports and Board Member Comment

4.2 Public Comment

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

4.3 Appointment to the Oroville Cemetery District

The Oroville Cemetery District (District) is an independent special district established to provide a respectful, low-cost place of burial to meet the needs of the diverse local communities of Oroville, Palermo, Thermalito, and the surrounding areas. The District owns and maintains the Memorial Park Cemetery, the Oroville Cemetery, the Jewish Cemetery, and Wyandotte Cemetery and is managed by five trustees appointed by the Board of Supervisors, who serve four year terms.

There is currently one vacancy on the Board and Supervisor Connelly has requested the Board appoint Mary Thompson to the District to serve a four year term ending October 21, 2028. (OTHER)

Action Requested - APPOINT MARY THOMPSON TO THE OROVILLE CEMETERY DISTRICT BOARD TO SERVE A FOUR YEAR TERM ENDING OCTOBER 21, 2028.

4.4 Employment Contract - Undersheriff

In December 2021, Sheriff Honea selected Matthew Calkins to fill the at-will, Undersheriff position. The Undersheriff is second-in-command for the Butte County Sheriff's Office (BCSO). Since that time, Undersheriff Calkins has assisted Sheriff Honea with day-to-day operations and has performed his duties admirably. Undersheriff Calkins began his law enforcement career with BCSO in 2007 and has held a wide range of assignments, including: Patrol, Felony Investigations Unit, SWAT Team and the Civil Division. Undersheriff Calkins has a Bachelor's degree from Chico State University in Criminal Justice, a Juris Doctor degree from Cal-Northern School of Law, and is an active member of the California State Bar. The Sheriff's Office recommends entering into an employment contract with Matthew Calkins to continue his role as Undersheriff. The salary of the position is \$193,128. The term of the contract is three years through December 13, 2027. (SHERIFF-CORONER'S OFFICE)

Action Requested - APPROVE CONTRACT AND AUTHORIZE THE CHAIR TO SIGN.

4.5 Approve Contract Change Order (CCO) No. 2 for the Oro Quincy Highway Road Repair Project

On May 14, 2024, the Board of Supervisors awarded the Oro Quincy Highway Road

Repair Project to Eschelman Construction of Brownsville, CA, for \$4,260,206. The project will remove a failed Mechanically Stabilized Earth (MSE) retaining wall, install a new one, and include other necessary drainage, paving, and striping repairs. The Director of Public Works approved a previous minor CCO that reduced the contract amount by \$4,458.

The project plans prioritized design elements to keep Oro Quincy Highway open to traffic during construction. During project excavation, the existing retaining wall was in a different location than anticipated, threatening the ability to keep Oro Quincy Highway open to traffic during construction. The project engineer and contractor collaborated on design modifications to ensure the roadway remained open during construction. CCO No. 2 compensates the contractor an additional \$295,545 for the additional work associated with these modifications. This CCO exceeds the authority of the Director of Public Works to approve per Public Contract Code section 20142 and must be approved by the Board of Supervisors.

The current contract balance is \$3,035,624. Recognizing the potential need for future CCOs to complete the project, the Department requests the Board to authorize the Director of Public Works to execute future CCOs, not-to-exceed 10% of the remaining contract balance, or return them to the Board for ratification at future Board meetings if the proposed Change Order exceeds 10% of the remaining contract balance. This authorization will ensure that construction can continue unabated. The Department anticipates completing the project next summer. (DEPARTMENT OF PUBLIC WORKS)

Action Requested - 1) APPROVE CCO NO. 2 AND AUTHORIZE THE DIRECTOR TO SIGN; AND 2) AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO EXECUTE FUTURE CCOS, NOT-TO-EXCEED 10% OF THE REMAINING CONTRACT BALANCE, OR RETURN TO THE BOARD FOR RATIFICATION IF THE PROPOSED CHANGE ORDER EXCEEDS 10% OF THE REMAINING CONTRACT BALANCE.

4.6 Butte County Fire Safe Council (BCFSC) Project Updates

The Butte County Fire Department and BCFSC provide a presentation of Butte County's fire history, summary of BCFSC grants and projects, the Butte County Collaborative Group, and biomass efforts in Butte County. Information regarding updates on projects throughout Butte County and upcoming projects will be provided. (FIRE DEPARTMENT)

Action Requested - ACCEPT FOR INFORMATION.

4.7 Resolution Adopting the 2024 Local Hazard Mitigation Plan (LHMP)

In November of 2019, the Board of Supervisors approved the 2019 LHMP, a multi-jurisdictional plan that expires in November of 2024. The goal of the LHMP is to create a framework for risk-based decision making to reduce damages to lives, property, and the economy from future disasters. Under federal regulations, local governments must update and adopt a LHMP as a condition of receiving project grant funds under the Hazard Mitigation Grant Program (HMPG) every 5 years. On March 28, 2023, the Board approved the one-time use of \$250,000 in PG&E settlement funds to update the LHMP, and on September 12, 2023, the Board approved a contract with Foster Morrison Consulting to assist with completion of the LHMP Update.

The 2024 LHMP was prepared pursuant to the requirements of the Disaster Mitigation Act of 2000 and associated Federal Emergency Management Agency (FEMA) guidance, so that all participating jurisdictions will be eligible for FEMA, Pre-Disaster Mitigation, Building

Resilient Infrastructure and Communities, HMGP, and Flood Mitigation Assistance grants. Twenty-one participating jurisdictions, including Butte County, are part of the LHMP which has been completed and submitted to FEMA for review and approval pending adoption by the participating jurisdictions. The 2024 Plan includes a focus on mitigating risk from recurrent wildfires and other long-term recovery effects, like fuels reduction, hazard tree removal, and vegetation management.

Given the County's pending state and federal funding requests related to the Park and Thompson Fires, staff recommends the Board adopt the resolution adopting the 2024 LHMP, prior to the existing Plan expiring in November, and authorize the Chair to sign. The 2024 Butte County Local Hazard Mitigation Plan Draft is available on the Butte County website at the following link: www.buttecounty.net/2024-LHMP-Development. (COUNTY ADMINISTRATION)

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

4.8 Wayfinding Signage Master Plan Presentation by Explore Butte County (EBC)

On October 12, 2021, the Board of Supervisors committed \$200,000 in American Rescue Plan Act funds to create a Wayfinding Signage Master Plan (Plan). On March 8, 2022, the Board approved a contract with EBC to develop the Plan through contracting with a signage design firm and facilitating community stakeholder engagement. Stakeholders invited to participate include all Butte County jurisdictions, public land managers, and key travel and tourism stakeholders. The Master Plan is now available for implementation by jurisdictions and agencies county-wide to further the region's travel brand and to make traveling between visitor destinations easier to navigate. EBC will make the Plan available on their web site and will encourage investment by jurisdictions and agencies throughout the county as funding becomes available. Staff recommends the Board accept the Wayfinding Signage Master Plan for information. (COUNTY ADMINISTRATION)

Action Requested - ACCEPT FOR INFORMATION.

4.9 Contract Amendment with Butte County Resource Conservation District (BCRCD) for the Connected Communities Colby Mountain Trail Project

In October 2021, the Board of Supervisors approved \$1M in American Rescue Plan Act (ARPA) funding to construct a portion of the 36-mile Connected Communities Colby Mountain Trail Project (Project). On June 14, 2022, the Board approved a contract with the BCRCD to construct an estimated 20 miles of the Project with a term ending on December 31, 2024, not-to-exceed \$1M in ARPA funds.

Prior to contracting with the County for construction, the BCRCD began the environmental review process to support Project design. The BCRCD submitted the Project to the United States Forest Service for environmental review which took significantly longer to finish than anticipated and delayed the start of construction. When the environmental and construction delays became known, the BCRCD requested Amendment 1 to extend the term of the contract to October 1, 2026. Given the scope and cost were not changing, Amendment 1 was administratively approved and all other terms remained the same.

When the BCRCD released the construction bid in November of 2023 and received proposals, the costs for constructing 20 miles of trail far exceeded the available \$1M in ARPA funds. The BCRCD approved the lowest bid and began working with the contractor

to reduce the scope of construction to fit within the available budget. Through this process, the BCRCD revised the construction scope to 13 miles of trail with multiple single-track trail loop options to serve hikers, cyclists, and equestrians. The revised scope will still deliver a complete recreational project that will attract tourism and bring economic benefits to the region. When completed through future funding, the entire Project will offer recreational users 36 miles of trail and improved trailhead facilities.

To move forward with construction, the BCRCD has requested Amendment 2 to revise the scope of work from twenty (20) estimated miles to thirteen (13). Staff recommends the Board approve Amendment 2, all other terms remain the same. (COUNTY ADMINISTRATION)

Action Requested - APPROVE THE AMENDMENT AND AUTHORIZE THE CHAIR TO SIGN.

4.10 Update of Budget, Legislative, and other Current Issues by the Chief Administrative Officer

- Park and Thompson Fires Recovery Update

(COUNTY ADMINISTRATION)

4.11 Board of Supervisors Public Comment (Continuation as needed)

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

5. PUBLIC HEARINGS AND TIMED ITEMS

5.1 10:30 am - Public Hearing - County-Initiated Code Amendments (CA23-0001) to Butte County Code Chapter 20 (Subdivision Ordinance)

This is a County-initiated amendment to Butte County Code, Chapter 20 (Subdivision Ordinance). In coordination with Butte County Public Works, Development Services has initiated these amendments to address long-standing issues concerning the Subdivision Ordinance. These amendments are intended to streamline processing times, clarify language, improve County processes, and maintain consistency with the State Subdivision Map Act. Summary of Amendments include: 1) Remove Zero Lot Line from Definitions (BCC 20-53.5), 2) Remove noticing requirements for lot line adjustments (BCC 20-95.1(c)) and Mergers (BCC20-180.3(e)), 3) Remove language regarding lot line adjustments on nonconforming parcels (BCC20-91.1(d)(2)), 4) Amend the sections on Appeals (BCC20-66 and 20-166), and 5) Remove the section on Adjacent Parcels (BCC20-174). The proposed amendments are not a "project" and therefore CEQA does not apply. (DEPARTMENT OF DEVELOPMENT SERVICES)

Action Requested - 1) ADOPT THE RESOLUTION FINDING THAT THE CODE AMENDMENTS ARE NOT A "PROJECT" AND AUTHORIZE THE CHAIR TO SIGN; AND 2) INTRODUCE AND WAIVE THE FIRST READING OF THE ORDINANCE.

6. BOARD OF SUPERVISORS CLOSED SESSION

6.1 Public Employee Employment, Appointment, Recruitment, Performance Evaluations, Including Goals, Discipline/Dismissal/Release, pursuant to Government code Section 54957

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

6.2 Conference with Labor Negotiators pursuant to Government code section 54957.6

Agency

Designated

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

Employee

Organizations: Teamsters - General Unit; Teamsters - Social Services Workers Unit; Teamsters - Mid Management Unit; Butte County Probation Peace Officers Association; Butte County Probation Peace Officers Association - Management Unit; Butte County Professional Employees' Association; Butte County Deputy Sheriff's Association - General Unit; Butte County Deputy Sheriff's Association - Management/Supervisory Unit; Butte County Correctional Officers Association - General Unit; Butte County Correctional Officers Association - Supervisory Unit; Skilled Trades Unit; Butte County Deputy District Attorneys Association - Attorney Unit; Confidential Employee Unit; Non-Represented Employee Unit; Board of Supervisors Executive Assistants

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

- a. Morgan Turner v. Butte County; Workers' Compensation Appeals Board Case No. ADJ8700815 (Claim Number: 067110155)
- b. Morgan Turner v. Butte County; Workers' Compensation Appeals Board Case No. ADJ15998006 (Claim Number: 2097110048)
- c. Doug Patterson v. Butte County; Workers' Compensation Appeals Board Case No. ADJ15809397 (Claim Number: 2197110068)
- d. Ian Dickerson v. Butte County; Workers' Compensation Appeals Board Case No. ADJ18322035 (Claim Number: 1897110066)

e. Ian Dickerson v. Butte County; Workers' Compensation Appeals Board Case No. ADJ15337781 (Claim Number: 1897110025)
f. Ian Dickerson v. Butte County; Workers' Compensation Appeals Board Case No. Unassigned (Claim Number: Unassigned)
(DEPARTMENT OF HUMAN RESOURCES)

6.4 Workers' compensation liability claims pursuant to Gov Code sec. 54956.95 (a) - six claims:

a. Joshua Velliquette; Workers' Compensation Claim, Claim Number: 1997110117
b. Joshua Velliquette; Workers' Compensation Claim, Claim Number: 1697110072
c. Ellen VanGilder; Workers' Compensation Claim, Claim Number: 2097110005
d. Kate Abouzeid; Workers' Compensation Claim, Claim Number: 2197110081
e. Jason Wines; Workers' Compensation Claim, Claim Number: 1997110028
f. Jason Wines; Workers' Compensation Claim, Claim Number: 1097110095
(DEPARTMENT OF HUMAN RESOURCES)

6.5 Closed Session Public Comment

**Butte County
Department Heads**

Agricultural
Commissioner:
Louie Mendoza

Assessor*:
Alyssa Douglass

Auditor-Controller*:
Graciela Gutierrez

Behavioral Health:
Scott Kennelly

Chief Administrative
Officer:
Andy Pickett

Chief Probation Officer:
Melissa Romero

Child Support Services:
Sean Farrell

Clerk-Recorder/
Registrar of Voters*:
Keaton Denlay

County Counsel:
Brad Stephens

Development Services:
Paula Daneluk

District Attorney*:
Mike Ramsey

Employment & Social
Services:
Shelby Boston

Fire Chief:
Garrett Sjolund

General Services:
Michael Hodson

Human Resources:
Sheri Waters

Information Systems:
Paul LaValley

Library:
Misty Wright, Interim

Public Health:
Danette York

Public Works:
Joshua Pack

Sheriff-Coroner*:
Kory Honea

Treasurer-Tax Collector*:
Troy Kidd

UCCooperative
Extension Advisor:
Preet Ahluwalia

Water & Resource
Conservation:
Kamie Loeser

***Elected Official**

Information and Procedures Concerning the Agenda and Board of Supervisors Meetings

Meeting Information:

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

Agenda Information:

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

Agenda Format and Meeting Order:

The agenda is usually organized into the following areas and meetings generally proceed in the following order:

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

Public Participation:

It is the policy of the Board of Supervisors, and a requirement of the California Open Meetings Law, to allow members of the public the opportunity to comment on all matters before the Board. Public participation is limited to matters within the subject matter jurisdiction of the Board pursuant to Government Code Section 54954.3. The Board of Supervisors is also committed to making its proceedings accessible to all residents. Individuals with special needs should call the Clerk of the Board at 530.552.3300, Monday through Friday, 8:00 a.m. to 5:00 p.m. to request disability-related modifications/accommodations, or to request materials in alternate formats. All requests for special accommodations and/or alternative format documents must be made 48 hours prior to the meeting.

Disclosure of Campaign Contributions

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

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

Board of Supervisors Agenda – Commonly Used Acronyms:

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