



BUTTE COUNTY BOARD OF SUPERVISORS

REGULAR MEETING AGENDA AUGUST 27, 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 August 13, 2024 Board of Supervisors Meeting Minutes. (COUNTY ADMINISTRATION)

Action Requested - APPROVE THE AUGUST 13, 2024 BOARD OF SUPERVISORS MEETING MINUTES.

3.1.b Contracts and Budget Adjustment for the Board of State and Community Corrections Public Defense Pilot Program

The County was recently notified of a third year of funding for Project Upstream, which was developed by the County's Indigent Defense Services Consortium and funded by the State through a noncompetitive grant program. The County's allocation for fiscal year 2024-25 is \$242,994 and has to be fully expended by December 31, 2026. Project Upstream uses clinical and criminogenic assessments and evaluations, and case management to assist system-impacted individuals in using their period of incarceration as an opportunity for transformation. An element of Project Upstream is the Prison Pre-Entry Program. The Prison Pre-Entry Program's overarching goal is to increase youthful offenders' motivation to engage in prison programming in pursuit of behavioral change and personal growth, facilitating opportunities for resentencing or lesser sentencing under Penal Code 1170(d)(1).

For fiscal year 2024-25, a five-member team will implement Project Upstream, including Ronald Reed and Eric Ortner as attorneys, Joaquin Jordan as an associate director, Sarah Smith, Ph.D., as a program evaluation and data collector, and Brittany Sampson as a case manager. County Administration recommends the Board approve contracts with each of the Project Upstream team members. The term of each contract is September 1, 2024, through December 31, 2026. The not-to-exceed amounts are as follows: Ronald Reed, \$72,000; Eric Ortner, \$60,000; Joaquin Jordan, \$77,394; Sarah Smith, \$12,000; and Brittney Sampson, \$21,600. (COUNTY ADMINISTRATION)

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

3.2. County Counsel's Office

3.2.a Amendments to Agreements Regarding Juvenile Court

On August 19, 2008, the Board of Supervisors transferred the ability to use, as well as the responsibility to maintain, the Court-occupied space of the Juvenile Court, located at 51 County Center Dr. Oroville, to the Judicial Council of California by entering into a Joint Occupancy Agreement (JOA), a Transfer Agreement (TA), and a Memorandum of Joint Occupancy Agreement (Memo). In the past few years, the Judicial Council has begun to expand the Juvenile Court. To facilitate the expansion, on June 14, 2022, the Board amended the JOA to increase the square foot of the facility, update the occupancy rights subsequent to the completion of the project, and correct the address and legal description of the facility.

Additional amendments are needed to complete the expansion of the Juvenile Court. Amendments include; amending the JOA to update definitions, adding clarification to procedures, and replacing the Legal Description, Site Plan, and Depiction of Court Parking attachments and exhibits with new and revised versions; along with amending the TA and Memo to include the amendment updates to the JOA. County Counsel recommends the Board approve the second amendment of the JOA, the first amendment to the TA, and the first amendment to the Memo. (COUNTY COUNSEL)

Action Requested - APPROVE THE AMENDMENTS (3) AND AUTHORIZE THE CHAIR TO SIGN.

3.3. County Library

3.3.a Resolution Recognizing September 2024 as Library Card Sign-Up Month

Since 1987, Library Card Sign-up Month has been held nation-wide every September to mark the beginning of the school year. During the month, the American Library Association and libraries unite in a national effort to ensure every child signs up for their own library card. The County Library offers free access to STEAM (science, technology, engineering, arts, math) programs/activities, educational apps, in-person and virtual resources, and technology workshops. The County Library recommends the Board of Supervisors adopt a resolution proclaiming September 2024 as Library Card Sign-Up Month, encouraging community members to sign up for a library card. (LIBRARY)

Action Requested - ADOPT RESOLUTION AND AUTHORIZE CHAIR TO SIGN

3.4. Department of Agriculture

3.4.a Agreement with the California Department of Food and Agriculture (CDFA) for Glassy-Winged Sharpshooter Program

The County and the CDFA have participated in a long-standing agreement where the County provides a program that includes surveys, trapping, inspections and control of the Glassy-Winged Sharpshooter. The State reimburses the County monthly for its expenditures. The program is designed to intensify efforts to prevent introduction and maintain control of the Glassy-Winged Sharpshooters that have the potential to spread disease to agricultural crops and adversely affect the economy of the County and California. The Department recommends that the Board of Supervisors approve and an agreement to continue the program. The term of the agreement is July 1, 2024 to June 30, 2025, not-to-exceed \$57,544. (DEPARTMENT OF AGRICULTURE)

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

3.4.b Cooperative Agreement with California Department of Food and Agriculture (CDFA) for the Industrial Hemp Cultivation Program

In August 2022, the Board of Supervisors approved a two-year cooperative agreement with CDFA to enforce laws and regulations pertaining to industrial hemp cultivation, registration, and sampling. Under the agreement, CDFA reimburses the Butte County Department of Agriculture based on expenditures associated with the program. The Department recommends that the Board of Supervisors approve another two-year cooperative agreement for industrial hemp with CDFA that includes reimbursement of expenditures. The term of the agreement is July 1, 2024, through June 30, 2026, not-to-exceed \$35,547. (DEPARTMENT OF AGRICULTURE)

Action Requested - APPROVE AGREEMENT AND AUTHORIZE CHAIR TO SIGN.

3.5. Department of General Services

3.5.a Contract with United Building Contractors, Inc. (UBC) for Reconstruction of Fire Station 61

Fire Station 61, located at 297 Rockerfeller Road in Berry Creek, was destroyed in the 2020 North Complex Fire. The Department of General Services issued a solicitation for the reconstruction of the fire station. The Department received three proposals; REM Construction of Chico, Modern Building Inc. of Chico, and UBC of Berry Creek. The

proposals ranged in cost from \$1,586,966 to \$1,717,750. The Department recommends entering into a contract with UBC, the lowest bidder, for the reconstruction of Fire Station 61. The new station will be a pre-engineered metal building with a 3-bay garage for fire trucks and a squad office. It will also include a non-commercial kitchen, bathrooms, a control room, and a utility storage room. The scope of work covers installing new electrical, mechanical, and plumbing systems, setting up solar power, and repairing site work. The term of the contract is from the issuance of the Notice to Proceed through March 21, 2025, not-to-exceed \$1,586,966. The County's insurance carrier has accepted this expense and the costs will be reimbursed under the County insurance claim. (DEPARTMENT OF GENERAL SERVICES)

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

3.6. Department of Human Resources

3.6.a Side Letter Agreement with All Teamsters Local 137 Units to Include a Democrat, Republican, Independent Voter Education (DRIVE) Provision to Current Memorandum of Understandings (MOUs)

The County and representatives from Teamsters Local 137 met and conferred over the implementation of a new provision in the MOUs for the General Unit, Mid-Management Unit, Skilled Trades Unit, and Social Services Worker's Unit. Many of the employees in these units participate in DRIVE. These Side Letter Agreements allow members who voluntarily contribute to DRIVE to have their contribution deducted from their paycheck through the normal bi-weekly payroll processing. (DEPARTMENT OF HUMAN RESOURCES)

Action Requested - 1) APPROVE FOUR (4) SIDE LETTER AGREEMENTS AND 2) AUTHORIZE THE CHAIR TO SIGN

3.6.b Side Letter Agreements to Transition from CalPERS Health to Teamsters Health for the Deputy Sheriff's Association-General Unit, Deputy Sheriff's Association-Management Unit, Butte County Correctional Officers Association-General Unit, Butte County Correctional Officers Association-Supervisory Unit, Probation Peace Officers Association-General Unit, Probation Peace Officers Association-Management Unit, and Butte County Deputy District Attorney's Association

The County and seven labor groups met and conferred with respect to transitioning their members from CalPERS Health Insurance to the Teamsters Health Plan. These Side Letter Agreements document the new language required to facilitate this transition and allow employees in each unit to have access to the Teamsters Health Plan. The effective date of this transition from CalPERS Health Insurance to Teamsters Health Plan would be January 1, 2025. (DEPARTMENT OF HUMAN RESOURCES)

Action Requested - 1) APPROVE SEVEN (7) SIDE LETTER AGREEMENTS AND 2) AUTHORIZE THE CHAIR TO SIGN

3.6.c CalPERS Health Termination Resolutions for the Butte County Deputy District Attorneys' Association Unit, Butte County Correctional Officers Association-General, Butte County Correctional Officers Association-Supervisory Unit, Deputy Sheriff's Association - General Unit, Deputy Sheriff's Association - Management Unit, Butte County Probation Peace Officers Association-General Unit, and the Butte County Probation Peace Officers

Association-Management Unit

The employees of these units had a majority of their membership vote to terminate their membership with CalPERS Health and affiliate with Teamsters Health Insurance. CalPERS requires a resolution terminating the unit from CalPERS health for the upcoming calendar year. These resolutions need to be adopted by the Board of Supervisors no later than September 14th. Adopting these resolutions will allow these groups to have access to Teamsters health insurance effective January 1, 2025. (DEPARTMENT OF HUMAN RESOURCES)

Action Requested - ADOPT SEVEN (7) RESOLUTIONS AND AUTHORIZE THE CHAIR TO SIGN

3.7. Department of Public Health

3.7.a Agreement Amendment with the California Department of Public Health (CDPH) for the local Women, Infants and Children (WIC) Program

The Department of Public Health has a grant agreement with CDPH to participate in the WIC Program. WIC is a federal and state-funded program that provides supplemental nutritious food to mothers, infants, and young children. Services provided through the program include nutrition education, outreach, and Electronic Benefits Transfer (EBT) cards with funds for designated food items from authorized WIC food vendors.

Participants must meet income guidelines and be a pregnant woman, new mother, infant, or child under age 5. The Department has received funding to participate in this program as the Local WIC Agency for many years. CDPH is amending the current agreement to make an additional \$149,524 available in federal fiscal year (FFY) 2023-24 and FFY 2024-25 and shifts funding in subsequent fiscal years to better support program needs. The Department recommends amending the agreement with CDPH for the WIC Program. The amendment increases the maximum receivable by \$149,524, not-to-exceed \$6,375,213 (\$2,065,181 in FFY 2022-23, \$2,167,822 in FFY 2023-24, and \$2,142,210 in FFY 2024-25). All other terms remain the same. (DEPARTMENT OF PUBLIC HEALTH)

Action Requested - APPROVE AGREEMENT AMENDMENT AND AUTHORIZE CHAIR TO SIGN

3.7.b Capital Assets (2) surplus - Diagnostic Testing Instruments

The Board of Supervisors has the authority to declare capital assets as surplus that are no longer serviceable or needed by the County. The Department of Public Health purchased two diagnostic testing instruments for the lab. In 2022, the manufacturer discontinued the instruments and associated technical assistance. The Department recommends the Board of Supervisors declare the two capital assets (diagnostic testing Instruments) surplus to the needs of the County and provide approval for disposal by the manufacturer Thermo Fischer Scientific. (DEPARTMENT OF PUBLIC HEALTH)

Action Requested - 1) DECLARE CAPITAL ASSET SURPLUS TO THE NEEDS OF THE COUNTY; AND 2) APPROVE DISPOSAL OF CAPITAL ASSET

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 Park Fire Recovery Effort Update

The Park Fire started on July 24, 2024, burning nearly 53,000 acres in the County, destroying 428 structures and damaging 47 structures. Park Fire recovery is an ongoing effort by various County departments, in coordination with local jurisdictions, organizations, and State agencies. Staff will provide an update on household hazardous waste removal, watershed protection, flood mitigation and tree removal along county-maintained roads. (COUNTY ADMINISTRATION)

Action Requested - ACCEPT FOR INFORMATION

4.4 Ratification of Emergency Force Account Agreement for Park Fire Hazard Tree Removal

Hazardous trees and brush have significantly impacted county roads within the Park Fire burn scar, threatening public health and safety as residents repopulate these areas. In response to these concerns, the Director of Public Works exercised emergency purchasing authority to address these concerns in the Cohasset and Forest Ranch areas. The County's Public Works Purchasing and Procurement Policy and California Public Contract Code authorize the Director to enter into agreements without solicitation, with ratification by the Board by a 4/5 vote at the next available public meeting.

Public Works negotiated an Emergency Force Account Agreement with Greentek Services of Oroville, CA, to perform this work. Greentek Services has certified arborists, experience with fire recovery work, crew availability, and specialized equipment to remove hazardous trees and vegetation for a maximum not-to-exceed amount of \$2 million. (DEPARTMENT OF PUBLIC WORKS)

Action Requested - RATIFY THE AGREEMENT (4/5 VOTE REQUIRED)

4.5 Ratification of Emergency Force Account Agreement for Park Fire Metal Beam Guardrail Repairs

Metal Beam Guardrails along county roads within the Park Fire burn scar saw significant damage, threatening public health and safety as residents repopulate these areas. In response to these concerns, the Director of Public Works exercised emergency purchasing authority to address these concerns in the Cohasset and Forest Ranch areas. The County's Public Works Purchasing and Procurement Policy and California Public Contract Code authorize the Director to enter into agreements without solicitation, with ratification by the Board by a 4/5 vote at the next available public meeting.

Public Works negotiated an Emergency Force Account Agreement with Apex Fence Co. of Anderson, CA, to perform this work. Apex Fence Co. is the only local guardrail installation company with the necessary parts in inventory and the crews and specialized equipment available to install these improvements for a maximum not-to-exceed amount of \$300,000. (DEPARTMENT OF PUBLIC WORKS)

Action Requested - RATIFY THE AGREEMENT (4/5 VOTE REQUIRED)

4.6 Appointment to the Butte County Behavioral Health Advisory Board (BHAB)

The BHAB was established pursuant to Welfare and Institutions Code section 5604 to review and evaluate the community's mental health needs, services, facilities and special problems. The BHAB consists of a minimum of 10 members, with 50% of the membership being consumers or family members of consumers who are receiving or have received mental health services. At least two members shall be direct consumers and at least two shall be family members of consumers who are receiving or have received mental health services; one member of the Board of Supervisors; one law enforcement representative; one youth representative; one Veteran or Veteran advocate and at least one community member with knowledge of the mental health care system.

The Behavioral Health Advisory Board recommends the Board of Supervisors appoint Carey Livingston as Community Member to serve a three year term ending August 26, 2027. (OTHER)

Action Requested - APPOINT CAREY LIVINGSTON AS COMMUNITY MEMBER TO THE BEHAVIORAL HEALTH ADVISORY BOARD TO SERVE A THREE YEAR TERM ENDING AUGUST 26, 2027.

4.7 Butte County Library introduces "Library of Things"

The Butte County Library is piloting a new program at the Oroville Branch Library making available a "Library of Things." The Library of Things is a collection of many useful household items that may be checked out with a library card. Available items include baking pans, cookie cutters, a sewing machine, gardening tools, hand tools, a tabletop telescope, camping chairs, an electric pressure washer, and a vacuum cleaner. Through this collection, library patrons in good standing may access resources needed for various projects, activities, and entertainment for free. The pilot program will begin on September 4, 2024. A full list of items will be available on the County Library website. The Library of Things pilot program is provided by grant funds from the Library Advisory Board and the North Valley Community Foundation and does not impact the General Fund. (LIBRARY)

Action Requested - ACCEPT FOR INFORMATION

4.8 Butte Countywide Homeless Continuum of Care Funding and Performance Outcomes Overview (CoC)

The Department of Employment and Social Services is the administrative entity for the Butte Countywide Homeless Continuum of Care. At the May 14, 2024, Board of Supervisors Meeting, the Board requested an update on CoC activities. The CoC obtains and disburses funding to service providers countywide that provide program assistance to residents who are at risk of or experiencing homelessness. Programs vary by eligible activity and population served based on the requirements of the funding sources. The programs provide resources, services, and support aimed at reducing homelessness and housing instability. The Department will present information about CoC funding and performance outcomes. (DEPARTMENT OF EMPLOYMENT & SOCIAL SERVICES)

Action Requested - ACCEPT FOR INFORMATION.

4.9 Lease Agreement with Tank District, LLC for Public Health Clinic at 1930 Notre Dame Boulevard in Chico

The Department of Public Health currently occupies a county-owned building located at 695 Oleander Avenue in Chico for the Public Health Clinic, which provides medical services and treatment. The Public Health Clinic's needs have grown beyond the current space and will relocate to a larger space at 1930 Notre Dame Boulevard, in Chico, through a lease agreement with Tank District, LLC. The lease terms include 3,830 square feet of medical office space, with an initial term commencing September 1, 2024, through August 31, 2034, with the option to extend the agreement at the end of the term by an additional 72 months. The base rent is \$2.70 per square foot, per month, for the first year with a 2% increase annually. The operating costs will be \$0.50 per square foot, per month in year one, and estimated to be \$0.59 per square foot per month starting in year two. The Departments of General Services and Public Health recommend the Board of Supervisors approve a lease agreement with Tank District, LLC for the property at 1930 Notre Dame Boulevard in Chico. The term of the agreement is September 1, 2024, through August 31, 2034, not to exceed \$1,688,765. The cost of the lease is paid for by the Department of Public Health and does not impact the General Fund. (DEPARTMENT OF GENERAL SERVICES)

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

4.10 Job Order Contracts (JOC) with T&S Intermodal Maintenance, Inc., RCI General Engineering, Knife River Construction and Franklin Construction, Inc.

JOC is an alternative project delivery process that allows contractors to complete many 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 projects for repairs, maintenance, and other repetitive work according to fixed unit prices under a single umbrella contract executed by the Board of Supervisors. On June 25, 2024, the Board of Supervisors authorized the Department of Public Works to advertise bids for JOC. Up to four JOC contracts may be awarded through this solicitation. While there is no minimum guarantee, each contractor will have an opportunity to perform job orders totaling at least \$50,000 each during the contract term. All job orders over \$500,000 will be returned to the Board for additional approval. JOC was advertised on June 26, 2024, and four bids were received on July 24, 2024. T&S Intermodal Maintenance, Inc. of Linden, CA, RCI General Engineering of Oroville, Knife River Construction of Chico, and Franklin Construction, Inc. of Chico were the four responsive and responsible bidders. Under Public Contract Code section 20128.5 and the current California Consumer Price Index, each contract lasts one year with a maximum contract value of \$6,023,368.

The Department recommends that the Board award JOC contracts to T&S Intermodal Maintenance, Inc., RCI General Engineering, Knife River Construction, and Franklin Construction, Inc. and authorize the Director of Public Works to sign the contracts. (DEPARTMENT OF PUBLIC WORKS)

Action Requested - 1) AWARD CONTRACTS (4); AND 2) AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO SIGN THE CONTRACTS.

4.11 Contract with Knife River Construction for the Oro Quincy Highway Culvert and Roadway Rehabilitation Project

On November 7, 2023, the Board of Supervisors authorized the Department of Public Works to advertise and solicit bids for the construction of projects included in the Public Works Infrastructure Master Plan (IMP). This project will replace asphalt and storm drain facilities damaged on Oro Quincy Highway from Foreman Creek Road north during the 2020 North Complex Fire.

The project was advertised on June 27, 2024, and received six bids. The lowest responsive and responsible bidder was Knife River Construction of Chico, CA, with a bid amount of \$5,772,015.

The Department recommends that the Board award the contract to Knife River Construction, approve the project plans and specifications, and authorize the Director of Public Works to sign the contract and order changes or additions in work performed per Public Contract Code Section 20142. (DEPARTMENT OF PUBLIC WORKS)

Action Requested - 1) AWARD THE CONTRACT TO KNIFE RIVER CONSTRUCTION; 2) APPROVE THE PROJECT PLANS AND SPECIFICATIONS; AND 3) AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO SIGN THE CONTRACT AND ORDER CHANGES PER PUBLIC CONTRACT CODE SECTION 20142.

4.12 Resolution Adopting Service Charges in the County of Butte for Fiscal Year 2024-25

A County Service Area (CSA) and Permanent Road Division (PRD) are a type of dependent special district governed by the Board of Supervisors. Some CSAs and PRDs are funded by service charges to property owners within the district. These service charges are set annually by the Board based on need as anticipated in the adopted CSA and PRD budgets. The process for establishing charges is laid out in Government Code section 25215.5 for CSAs, and Streets and Highway Code section 1178 for PRDs.

The Departments of General Services, Public Health, and Public Works manage the areas funded with service charges and prepare an annual budget for anticipated expenses in that given year. Based on these budgets, the recommended parcel charges are calculated. These charges cannot exceed the maximum voter-approved amount previously established pursuant to Proposition 218 (the Right to Vote on Taxes Act). Four CSAs are recommended to receive parcel service charge increases for fiscal year 2024-25. They are CSAs 68, 82, 141, and 180.

County Administration recommends the Board adopt the proposed parcel service charges as laid out in Exhibit A of the resolution. These charges may also be found online at <https://www.buttecounty.net/161/Documents-Resources> (COUNTY ADMINISTRATION)

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

4.13 Letter to Insurance Commissioner Lara Regarding Access to Affordable Insurance

At the August 13 Board of Supervisors Meeting, Supervisor Connelly, with the concurrence of the Board, requested staff prepare a letter to California State Insurance Commissioner Lara regarding the lack of available and affordable home insurance and the need for transparent risk models and incentives for fire-safe practices. Butte County residents continue to experience problems securing insurance due to both lack of availability and high cost. Additionally, insurers use risk models that lack transparency and do not provide incentives (reduced insurance costs) when residents reduce risk with home

hardening, clearing and other fire-safe practices. (COUNTY ADMINISTRATION)

Action Requested - APPROVE LETTER AND AUTHORIZE THE CHAIR TO SIGN

4.14 Update of Budget, Legislative, and other Current Issues by the Chief Administrative Officer (COUNTY ADMINISTRATION)

4.15 Board of Supervisors Public Comment (Continuation as Needed) (OTHER)

4.16 Items Removed from the Consent Agenda for Board Consideration and Action (OTHER)

5. PUBLIC HEARINGS AND TIMED ITEMS

5.1 10:00 am - Public Hearing - Project Closeout for the Park Avenue Multifamily Housing Project Funded by Community Development Block Grant Disaster Recovery Multifamily Housing Program Funding (CDBG-DRMHP)

The California Department of Housing and Community Development (HCD) has made \$66,787,799 in allocations available in 2018 Community Development Block Grant Disaster Recovery (CDBG-DR) funding to support the Multifamily Housing Program. This funding is in response to the State of California's unmet recovery needs related to the Federal Emergency Management Agency (FEMA) Major Disaster Declarations DR-4344 in October 2017 and DR-4353 in December 2017. The Butte County 2018 CDBG-DR Multifamily Housing Program allocation is \$679,013.

On September 29, 2020, the Board of Supervisors adopted a resolution authorizing the allocation of funding and the execution of a Master Standard Agreement with HCD to facilitate the development of multifamily housing (rehabilitation, reconstruction, or new construction), pursuant to the Disaster Recovery Multifamily Housing Program (DR-MHP) Policies and Procedures. On August 26, 2021, HCD and the County of Butte executed a notice to proceed for the Park Avenue project in the City of Chico utilizing the full allocation. The project was also partially funded by the City of Chico. As of July 19, 2024, the project is fully leased and occupied. The Certificate of Occupancy is anticipated from the City of Chico by August 23, and County Administration staff are preparing for close-out.

Project close-out requires a resolution by the Board of Supervisors documenting project completion in order to evidence compliance of Butte County's obligations as required by the MSA and NTP and all amendments thereto. If adopted, submission of this resolution to HCD along with the final financial report for reimbursement will allow the County to secure the final 10% of the project award to reimburse the developer and associated County grant administration costs.

Staff recommends the Board adopt the close-out resolution and authorize the Chair to sign. (COUNTY ADMINISTRATION)

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

5.2 10:15 am - Timed Item - Resolutions (2) for Child Abuse Prevention Council (CAPC) Operations to be Under Butte County Department of Employment and Social Services and for the Administration of the Frank Watters and Mary Anne Houx Children's Fund

The CAPC was established in 1975. The primary purpose of a CAPC is to coordinate a community's efforts to prevent and respond to child abuse through education, awareness, and outreach. The CAPC of Butte County is currently being restructured to ensure that there is a proper and fully functioning CAPC in Butte County. Welfare and Institutions Code 18980 dictates that CAPCs may be incorporated as non-profits or established as independent organizations within county government. CAPC of Butte County is dissolving its current 501(c)(3) and is proposed to relocate within the Department of Employment and Social Services before future placement with First 5 Butte County Children and Families Commission. CAPC of Butte County will transfer the funds currently held by its 501(c)(3) to the Butte County Sheriff's Mounted Posse, another 501(c)(3), to administer the funds on behalf of the CAPC of Butte County. An agreement between the Department and the Butte County Sheriff's Mounted Posse will be executed to accept, hold, and distribute donations from the Frank Watters and Mary Anne Houx Children's Fund on behalf of CAPC of Butte County.

Staff recommends the Board adopt a resolution authorizing the reorganization of the CAPC of Butte County within the Department of Employment and Social Services and adopt a resolution authorizing the Department, in collaboration with the Butte County Sheriff's Mounted Posse, to administer the Frank Watters and Mary Anne Houx Children's Fund to CAPC of Butte County. (DEPARTMENT OF EMPLOYMENT & SOCIAL SERVICES)

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

6. BOARD OF SUPERVISORS CLOSED SESSION

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

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

6.2 Conference with Labor Negotiator Pursuant to Government code Section 54957.6

Negotiators: Jack Hughes, Sheri Waters, Aaron Quin and Andy Pickett
Employee Teamsters - General Unit; Teamsters - Social Services Workers Unit;
Organizations: 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 Conference with Real Property Negotiators Pursuant to Government Code Section 54956.8:

Property APN: Portion of APN 022-140-009-000

Agency Negotiator: Joshua Pack, Director of Public Works

Negotiating Party: City of Biggs (CA)

Negotiations: Terms and Conditions of Conveyance of Real Property Rights
(DEPARTMENT OF PUBLIC WORKS)

6.4 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, Acting

Public Health:
Danette York

Public Works:
Joshua Pack

Sheriff-Coroner*:
Kory Honea

Treasurer-Tax Collector*:
Troy Kidd

UCCooperative
Extension Advisor:
Luis Espino

Water & Resource
Conservation:
Kamie Loeser

***Elected Official**

Information and Procedures Concerning the Agenda and Board of Supervisors Meetings

Meeting Information:

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

Agenda Information:

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

Agenda Format and Meeting Order:

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

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

Public Participation:

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

Disclosure of Campaign Contributions

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

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

Board of Supervisors Agenda – Commonly Used Acronyms:

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