The County of Yuba

BOARD OF SUPERVISORS

APRIL 13, 2010 - MINUTES

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:31 a.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors Andy Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, and Hal Stocker. Also present were County Administrator Robert Besendorf, County Counsel Angela Morris-Jones, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chair Griego presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez followed by a moment of silence in honor of those serving in the current conflicts.

II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker – All present

III. COUNTY DEPARTMENTS

A. Probation

1. Adopt resolution declaring April 18 through 24, 2010 Crime Victims' Rights Week and commend Probation Department Victim Services Unit, local law enforcement, District Attorney staff, and community members for outstanding service to victims. (Fifteen minute estimate) (162-10) Following a brief recap from Program Manager Jason Roper Urged Board members to voluntary cut salary ten percent recognition awards were presented to the following:

- Brownsville Quilt Guild
- Sutter Buttes Doll and Study Club
- Program volunteer Cathy Adams
- Officer Richard Seghieri, Marysville Police Department
- Detective Tammy Pecsi, Yuba County Sheriff's Department
- Probation Officer Penny Schrader-Rogers
- Probation Officer Dan Ritner
- District Attorney's office staff: Tonya English, Janet Frye-Stottmann, Teri Gracia and Delaine Mendez

Special recognition awards were presented to Stephen Roper and Sandra Fonley.

California State Victims Compensation Program Deputy Director Jon Myers presented a resolution for Crime Victims' Rights Week in Yuba County to Chair Griego.

Adopted Resolution No. 2010-33 which is on file in Yuba County Resolution Book No. 41, which is entitled: "RESOLUTION PROCLAIMING APRIL 18 - APRIL 24, 2010 NATIONAL CRIME VICTIMS' RIGHTS WEEK IN CELEBRATION OF SERVICE TO VICTIMS OF CRIME AND COMMENDING YUBA PROBATION PROGRAM AND VICTIM SERVICES AND OTHER UNITS OF GOVERNMENT FOR PROVIDING EXEMPLARY SERVICE TO VICTIMS OF CRIME."

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IV. CONSENT AGENDA: All matters listed under the Consent Agenda are considered to be routine and can be enacted in one motion.

MOTION: Move to approve
MOVED: John Nicoletti
SECOND: Hal Stocker
AYES: John Nicoletti, Hal Stocker, Andy Vasquez, Mary Jane Griego, Roger Abe
NOES: None
ABSTAIN: None

A. Clerk of the Board of Supervisors

1. Reappoint Charles F. Carver to the Yuba County Commission on Aging for a term to expire April 13, 2013. (153-10) Approved

2. Reappoint Donald A. Boom to the Wheatland Cemetery District for a term to expire April 13, 2014. (154-10) Pulled from consent due to receipt of application from Patricia Ageles; appointed Donald Boom.

MOTION: Move to approve
MOVED: Roger Abe
SECOND: Andy Vasquez
AYES: Roger Abe, Andy Vasquez, John Nicoletti, Mary Jane Griego, Hal Stocker
NOES: None
ABSTAIN: None

B. Community Development and Services

1. Adopt resolution authorizing the Executive Director of Community Services and Commission to execute contracts with the agencies approved to receive Community Services Block Grant - American Recovery and Reinvestment Act funding. (155-10)
   Adopted Resolution No. 2010-35 which is on file in Yuba County Resolution Book No. 41, which is entitled:
   "RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF THE YUBA COUNTY COMMUNITY SERVICES COMMISSION TO EXECUTE CONTRACTS WITH THE AGENCIES APPROVED TO RECEIVE COMMUNITY SERVICES BLOCK GRANT - ARRA FUNDING."

2. Adopt resolution authorizing the Executive Director of the Yuba County Community Services Commission to execute contracts with agencies approved to receive Community Services Block Grant Funding. (156-10)
   Adopted Resolution No. 2010-34 which is on file in Yuba County Resolution Book No. 41, which is entitled:
   "RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF THE YUBA COUNTY COMMUNITY SERVICES COMMISSION TO EXECUTE CONTRACTS WITH THE AGENCIES APPROVED TO RECEIVE COMMUNITY SERVICES BLOCK GRANT FUNDING."

C. Emergency Services

1. Adopt resolution retroactively proclaiming the September 2008 Myrna Fire a local emergency and confirm and ratify said local emergency. (157-10)
   Adopted Resolution No. 2010-36 which is on file in Yuba County Resolution Book No. 41, which is entitled:
   "RESOLUTION RETROACTIVELY DECLARING THE SEPTEMBER 2008 MYRNA FIRE AS A LOCAL EMERGENCY OF YUBA COUNTY."

D. Health and Human Services

1. Approve agreement with The Salvation Army for residential substance abuse treatment for California Work Opportunity and Responsibility to Kids Program and authorize the Chair to execute same. (Human Services Committee recommends approval) (158-10) Approved

2. Adopt resolution authorizing the Director of Health and Human Services Department to execute on behalf of the County of Yuba Counseling and Therapeutic service agreements for Child Welfare Services. (Human Services Committee recommends approval) (159-10)
Adopted Resolution No. 2010-37 which is on file in Yuba County Resolution Book No. 41, which is entitled: “RESOLUTION AUTHORIZING THE DIRECTOR OF HEALTH AND HUMAN SERVICES DEPARTMENT TO EXECUTE ON BEHALF OF THE COUNTY OF YUBA COUNSELING AND THERAPEUTIC SERVICE AGREEMENTS FOR CHILD WELFARE SERVICES.”

E. Sheriff-Coroner

1. Adopt resolution authorizing the Sheriff to execute the State Application for Financial Aid for the Boating Program Fiscal Year 2010-2011; and approve the contract with Department of Boating and Waterways for the purpose of performing boating and safety enforcement activities for Fiscal Year 2010-2011 and authorize the Chair to execute same. (160-10)

Adopted Resolution No. 2010-38 which is on file in Yuba County Resolution Book No. 41, which is entitled: “RESOLUTION AUTHORIZING THE SHERIFF TO EXECUTE THE STATE APPLICATION FOR FINANCIAL AID FOR THE BOATING PROGRAM FISCAL YEAR 2010-2011.”

V. PUBLIC COMMUNICATIONS: No one came forward.

VI. COUNTY DEPARTMENTS - CONTINUED

A. County Administrator

1. Adopt resolution approving the formation of the Yuba County Economic Development Advisory Committee as a Board appointed committee and confirm membership. (Five minute estimate) (161-10) Economic Development Coordinator John Fleming provided a brief recap of the committee’s goals and responded to Board inquiries.

Supervisor Abe left the meeting at 10:00 a.m. and returned at 10:01 a.m.

Mr. Tib Belza advised the committee’s focus would be on agricultural tourism, attracting higher paying jobs and manufacturing, and reducing and mitigating regulatory barriers on new businesses to streamline the process.

Adopted Resolution No. 2010-39 which is on file in Yuba County Resolution Book No. 41, which is entitled: "RESOLUTION APPROVING THE YUBA COUNTY ECONOMIC DEVELOPMENT ADVISORY COMMITTEE," and confirmed the following members:

District One: Nate Pomeroy, Todd Hildan, Rick Brown
District Two: Len La Barth, Randy Fletcher, Tom King
District Three: Shane Gibbs, Sheila Kern
District Four: Wayne Bishop, Cary Wilson, Russ Clark
District Five: Gene Sexton, Tib Belza, Dave Vaughn

MOTION: Move to adopt	MOVED: John Nicoletti	SECOND: Hal Stocker
AYES: John Nicoletti, Hal Stocker, Andy Vasquez, Mary Jane Griego, Roger Abe NOES: None ABSTAIN: None

VII. CORRESPONDENCE - (163-10)

A. Letter from Yuba County Clerk/Recorder Registrar of Voters advising of opportunities for observation of the election processes and procedures associated with the June 8, 2010 Direct Primary Election.

MOTION: Move to accept and file	MOVED: John Nicoletti	SECOND: Hal Stocker
AYES: John Nicoletti, Hal Stocker, Andy Vasquez, Mary Jane Griego, Roger Abe NOES: None ABSTAIN: None

VIII. BOARD AND STAFF MEMBERS' REPORTS: Reports were received on the following:

04/13/10 - BOS
Supervisor Abe:
- Sierra-Sacramento Valley Emergency Medical Services meeting held April 9, 2010
- Local Area Formation Commission April 7, 2010 meeting cancelled due to lack of a quorum
- High Sierra Resource Conservation meeting in Auburn Friday, April 16, 2010
- County’s commitment for the Grow Yuba Sutter program is approximately $6,000

Supervisor Vasquez:
- Yuba County Childrens Council meeting held April 7, 2010
- Yuba County Water Agency strategic planning resource team meeting held April 8, 2010
- Urged Board members to voluntary cut salary ten percent

Supervisor Nicoletti:
- Yuba County Water Agency strategic planning resource team meeting held April 8, 2010
- County Administrators Office working with the City of Marysville on local economy issues
- Smartsville Road project delays
- Attended Oregon House Community Town Hall meeting held April 7, 2010
- Feather River Air Quality Management District meeting held April 5, 2010
- Attended the Economic Development Corporation executive team meeting held April 12, 2010
- Met with officials at Beale Air Force Base (Beale AFB) regarding utilities provided by Yuba County Water Agency
- Expanding positions at Beale AFB and population in surrounding communities
- Increased attendance at the Senior Centers new location in Olivehurst

Supervisor Griego:
- Yuba County Water Agency strategic planning held April 8, 2010
- Marysville Processing and Distribution Center
- Olivehurst Public Utilities District liaison meeting held April 9, 2010
- Comcast Newsmakers interview with Steve Swat on April 9, 2010
- Sacramento Area Council of Governments meeting Thursday, April 14, 2010
- Yuba Sutter Transit Authority meeting Thursday, April 14, 2010
- Out of state at Cap to Cap Conference Friday, April 14 through Thursday, April 22, 2010

Supervisor Stocker:
- Pacific Gas and Electric advertisement regarding Proposition 16 requiring a two-thirds voter approval before startup or expansion of public electricity providers
- Attended Oregon House community town hall meeting April 7, 2010

IX. CLOSED SESSION: The Board retired into closed session at 10:39 a.m. to discuss the following:

A. Conference with special counsel regarding pending litigation pursuant to Government Code §54956.9(a) on the following:
   i. Broughton vs. Shotwell/County of Yuba et al
   ii. Burkhard vs. Marysville Joint Unified School District/County of Yuba
   iii. Carter vs. Comar and County of Yuba
   iv. Donahoe vs. Yuba Sutter Transit Authority and County of Yuba
   v. Hernandez vs. County of Yuba
   vi. Cox/Martinov vs. County of Yuba
   vii. Saechao vs. County of Yuba (Writ of Mandate)
   viii. Saechao vs. County of Yuba (Discrimination)
   ix. State of California vs. River Highlands Community Services District et al

B. Potential litigation pursuant to Government Code §5496.9(b) - One Case
C. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - Deputy Sheriff's Association, Yuba County Employees Association, Management Supervisory Association, Law Enforcement, Deputy District Attorney’s Association

D. Personnel pursuant to Government Code §54957 - Public Employee Evaluation/County Administrator

The Board returned from closed session at 2:22 p.m. with all present as indicated above. Chair Griego advised staff was provided an update on item A, provided direction with no action taken on item B and no action on items C and D.

X. ADJOURN - 2:23 p.m. by Chair Griego.

Chair

ATTEST: DONNA STOTTERMeyer
CLERK OF THE BOARD OF SUPERVISORS

Approved: April 27, 2015