The County of Yuba

BOARD OF SUPERVISORS

July 17, 2012 - MINUTES

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:30 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 Bendorf, County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemyer. Chairman Stocker presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez

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

MOTION: Move to add to pending litigation pursuant to Government Code §54956.9(a) - Yuba County Growers Association, Sam McConnell, Yuba Patient Collective, Lew Neal, Old Crow Farm Collective, Kathie Thelen and Déjà Vu Collective vs. County of Yuba as the need to take action arose subsequent to the agenda being posted pursuant to Counsel’s request

MOVED: John Nicoletti
SECOND: Mary Jane Griego
AYES: John Nicoletti, Mary Jane Griego, Andy Vasquez, Roger Abe, Hal Stocker
NOES: None
ABSENT: None
ABSTAIN: None

III. 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 Consent Agenda
MOVED: Mary Jane Griego
SECOND: John Nicoletti
AYES: Mary Jane Griego, John Nicoletti, Andy Vasquez, Roger Abe, Hal Stocker
NOES: None
ABSENT: None
ABSTAIN: None

A. Auditor-Controller

1. Authorize Budget Transfer in the total amount of $150,950.00 to transfer in lieu of health insurance back to salaries for General and Operating Departments for the six-month period ending June 30, 2012. (274-12) Approved.

B. Health and Human Services

1. Approve agreement with Bloodsource Inc. for blood drive services at County locations for a one year term and authorize the Chair to execute same. (Human Services Committee recommends approval) (275-12) Approved.

IV. COUNTY DEPARTMENTS

A. Clerk-Recorder/Elections

1. Accept Certificate of Sufficiency for initiative to Preserve Farmlands and Open Space and adopt resolution authorizing County Clerk to submit measure to the voters at the regularly scheduled election of November 6, 2012 pursuant to Elections Code §1405(b). (Five minute estimate) (278-12) County Clerk Terry Hansen recapped acceptance and responded to Board inquiries.
The following individual spoke: Nick Spaulding, Oregon House

County Counsel Angil Morris-Jones responded to comments and inquiries regarding ballot wording and report on impacts providing pertinent Elections Codes.

MOTION: Move to accept Certificate of Sufficiency for initiative to Preserve Farmlands and Open Space and order a report from County agency on effect of proposed initiative measure for the Board meeting on August 7, 2012
MOVED: Andy Vasquez  SECOND: Roger Abe
AYES: Andy Vasquez, Roger Abe, John Nicoletti, Mary Jane Griego, Hal Stocker
NOES: None  ABSENT: None  ABSTAIN: None

V. SPECIAL PRESENTATION

A. Present proclamation declaring the month of July 2012 as Sexual Assault Awareness Month. (276-12) Chairman Stocker read and presented the proclamation to Casa de Esperanza Shelter Manager Emma Gee.

VI. PUBLIC COMMUNICATIONS:

Ms. Mary Battista, Merriam Road, commended Public Works employees for recent road work.

VII. COUNTY DEPARTMENTS CONTINUED

A. Board of Supervisors

1. Set Board meeting of August 7, 2012 at 6:00 p.m. to be held at the Alcouffe Community Center, 9185 Marysville Road, Oregon House, California and post notice of same pursuant to Government Code §25081(b). (4/5 vote required) (No background material) (Five minute estimate) (277-12) Supervisor Griego requested the meeting at Alcouffe Community Center be rescheduled due to National Night Out.

Supervisor Stocker left the meeting at 10:12 a.m. and did not return.

MOTION: Move to cancel regular Board meeting of August 14 and schedule special meeting August 14, 2012 at 6:00 p.m. to be held at the Alcouffe Community Center, 9185 Marysville Road, Oregon House, California and post notice of same pursuant to Government Code §25081(b).
MOVED: Roger Abe  SECOND: John Nicoletti
AYES: Roger Abe, John Nicoletti, Mary Jane Griego, Andy Vasquez
NOES: None  ABSENT: Hal Stocker  ABSTAIN: None

Supervisor Griego left the meeting at 10:16 a.m.

B. Treasurer-Tax Collector

1. Adopt resolution for the issuance of 2012/2013 Yuba Community College District Tax and Revenue Anticipation Notes not to exceed $10,000,000. (Five minute estimate) (279-12)

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

Adopted Resolution No. 2012-56, which is on file in Yuba County Resolution Book No. 42, entitled: "RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF YUBA AUTHORIZING THE ISSUANCE OF 2012-2013 TAX AND REVENUE ANTICIPATION NOTES FOR THE YUBA COMMUNITY COLLEGE DISTRICT."

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VIII. CORRESPONDENCE - (280-12)

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

A. Resolution from the City of Marysville requesting consolidation of the city election with the November statewide election. Accepted.

B. Schedule of Proposed Actions from the United States Forest Service regarding Plumas National Forest for the period of July 1, 2012 to September 30, 2012. Accepted.

C. Notice from California Fish and Game Commission regarding proposed regulatory action relating to commercial herring fishery. (Copy to Yuba County Fish and Game Advisory Commission) Accepted.

D. Notice from Three Rivers Levee Improvement Authority advising of sale of surplus property identified as APN 014-290-034. Accepted.

IX. BOARD AND STAFF MEMBERS' REPORTS:

Supervisor Abe attended the following:
- Glenn Harris retirement held June 22, 2012
- River Management meeting held July 10, 2012
- City of Wheatland Council meeting held July 10, 2012
- Water Agency meeting held July 12, 2012
- OPUD/County Liaison Committee held July 13, 2012
- Hallwood Women's Appreciation Dinner held July 13, 2012
- Beale AFB Change of Command Ceremony held July 16, 2012

Supervisor Stocker rejoined the meeting at 10:17 a.m.

Supervisor Nicoletti: Beale AFB Change of Command Ceremony held July 16, 2012

Supervisor Vasquez: State financial situation and downgrade of credit rating

Supervisor Stocker:
- Requested information on the number of County vehicles
- Strawberry Valley Cemetery District meeting held July 16, 2012

Clerk on behalf of Supervisor Griego: Memorial Adjournment - Mrs. Phyllis Gomez

X. CLOSED SESSION: The Board retired into closed session at 10:42 a.m.

A. Potential litigation pursuant to Government Code §54956.9(b) - One Case

B. Pending litigation pursuant to Government Code §54956.9(a) - Yuba County Growers Association, Sam McConnell, Yuba Patient Collective, Lew Neal, Old Crow Farm Collective, Kathie Thelen and Déjà Vu Collective vs. County of Yuba

The Board returned from closed session at 11:17 a.m. with all present as listed above except Supervisor Griego. There was no reportable action.
XI. ADJOURN: 11:17 a.m. by Chairman Stocker in memory of Mrs. Phyllis Gomez.

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: August 7, 2012