The County of Yuba
BOARD OF SUPERVISORS

SEPTEMBER 11, 2012 – 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 Bendorf, County Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chairman Stocker presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Nicoletti

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

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

County Counsel Angil Morris-Jones advised of a correction to Community Development and Services agreement with Wesley Dale Everett for Caretaker Services at Hammon Grove and Sycamore Ranch Parks.

MOTION: Move to approve Consent Agenda  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

A. Agricultural Commissioner

1. Authorize out-of-state travel for the Agricultural Commissioner to the California Agricultural Commissioners and Sealers Association delegation to Washington DC during Fiscal Year 2012-2013. (324-12) Approved.

B. Board of Supervisors

1. Approve response to the 2011-2012 Grand Jury Report entitled "Has the County Made You a Lawbreaker" and authorize the Chair to execute same. (325-12) Approved.

C. Clerk of the Board of Supervisors

1. Approve minutes of budget workshops and regular meeting of August 14 and 28, 2012. (326-12) Approved.

2. Reappoint David Hantsch to the In-Home Supportive Services Advisory Committee for a term to expire September 11, 2014. (327-12) Approved.

3. Appoint Lawrence M. Riley to the Yuba County Economic Development Advisory Committee as a District Two Representative to serve at the pleasure of the Board. (328-12) Approved.
4. Appoint Keith Warner to the Yuba County Fish and Game Advisory Commission as the Youth Representative for a term to end September 11, 2013. (329-12) Approved.

D. Community Development and Services

1. Approve agreement with Wesley Dale Everett for caretaker services at Hammon Grove and Sycamore Ranch Parks and authorize the Chair to execute same. (330-12) Approved as corrected.

2. Adopt resolution authorizing purchase of two single family residences identified as APN 021-204-012 and 019-433-011 and authorizing the Director to execute all necessary documents for purchase, rehabilitation and resale. (331-12) Adopted Resolution No. 2012-68, which is on file in Yuba County Resolution Book No. 42, entitled: "RESOLUTION AUTHORIZING YUBA COUNTY COMMUNITY DEVELOPMENT AND SERVICES AGENCY DIRECTOR OR HIS DESIGNEE TO COMPLETE THE PURCHASE OF SINGLE FAMILY RESIDENCE APN 021-204-012 AND APN 019-433-011 AS PART OF THE NEIGHBORHOOD STABILIZATION PROGRAM AND EXECUTE ALL DOCUMENTS NEEDED FOR COMPLETION OF PURCHASE REHABILITATION AND RESALE."

3. Approve amendment to agreement with The Planning Center: DC & E for Olivehurst Sustainable Community and Economic Revitalization Plan and authorize the Chair to execute same. (332-12) Approved.

4. Adopt resolution authorizing purchase of one single family residence identified as APN 021-113-021 and authorizing the Director to execute all necessary documents for purchase, rehabilitation and resale. (333-12) Adopted Resolution No. 2012-69, which is on file in Yuba County Resolution Book No. 42, entitled: "RESOLUTION AUTHORIZING YUBA COUNTY COMMUNITY DEVELOPMENT AND SERVICES AGENCY DIRECTOR OR HIS DESIGNEE TO COMPLETE THE PURCHASE OF SINGLE FAMILY RESIDENCE APN 021-113-021 AS PART OF THE NEIGHBORHOOD STABILIZATION PROGRAM AND EXECUTE ALL DOCUMENTS NEEDED FOR COMPLETION OF PURCHASE, REHABILITATION AND RESALE."

E. Emergency Services

1. Adopt resolution authorizing the Director of Emergency Services to submit a grant application for the Fiscal Year 2012 Pre-Disaster Mitigation Competitive Grant program and to execute all documents upon approval of Counsel. (334-12) Adopted Resolution No. 2012-70, which is on file in Yuba County Resolution Book No. 42, entitled: "SIGNATURE RESOLUTION AUTHORIZING THE COUNTY DIRECTOR OF EMERGENCY SERVICES, OR ITS DESIGNEE, TO SUBMIT A GRANT APPLICATION FOR THE FISCAL YEAR 2012 PRE-DISASTER MITIGATION COMPETITIVE GRANT PROGRAM AND FOLLOW THROUGH THEREON."

F. Health and Human Services

1. Approve amended Medi-Cal Targeted Case Management Provider Participation agreement with State of California and authorize the Chair to execute same. (Human Services Committee recommends approval) (335-12) Approved.

09/11/2012 - BOS
2. Approve Memorandum of Understanding with Sutter-Yuba Mental Health Services for therapeutic services and authorize the Chair to execute same. (Human Services Committee recommended approval) (336-12) Approved.

3. Adopt resolution approving agreement with California Department of Public Health for Public Health Emergency Preparedness and General Fund Pandemic Influenza funds for the period of July 1, 2012 through June 30, 2013 and authorize the Chair to execute documents as required. (Human Services Committee recommends approval) (337-12)

Adopted Resolution No. 2012-71, which is on file in Yuba County Resolution Book No. 42, entitled: "RESOLUTION AUTHORIZING THE YUBA COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT TO ENTER THE 2012-2013 PUBLIC HEALTH EMERGENCY PREPAREDNESS (PHEP) GENERAL FUND PANDEMIC INFLUENZA (GF PAN FLU) FUNDING AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH AND FURTHER AUTHORIZING THE CHAIRMAN TO EXECUTE DOCUMENTS AS REQUIRED BY THIS AGREEMENT."

G. Human Resources and Organizational Services

1. Adopt resolutions amending the Position Allocation and Basic Salary Schedule as they relate to the Health Program Coordinator effective September 1, 2012. (338-12)

Adopted Resolution No. 2012-72, which is on file in Yuba County Resolution Book No. 42, entitled: "RESOLUTION AMENDING THE DEPARTMENTAL POSITION ALLOCATION SCHEDULE"; and adopted Resolution No. 2012-73, which is on file in Yuba County Resolution Book No. 42, entitled: "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM- BASIC SALARY SCHEDULE."

H. Probation

1. Approve agreements with Marysville Joint Unified School District for services of Deputy Probation Officers and Intervention Counselors in the Probation and Schools Success Program and authorize the Chair to execute same. (339-12) Approved.

IV. CLOSED SESSION: The Board retired into closed session at 9:34 a.m. to discuss the following:

A. Potential litigation pursuant to Government Code §54956.9(b) - Two Cases

B. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Property: APN 006-180-056, 061, 062, 066 (Barbour) Negotiating Parties: County of Yuba/ Kevin Mallen Negotiation: Terms of Payment

The Board returned from closed session at 10:20 a.m. with all members present as indicated above.

County Counsel Angil Morris-Jones reported staff was given direction on all three matters.

V. SPECIAL PRESENTATION

A. Present proclamation proclaiming September 2012 as National Prostate Cancer Awareness Month. (Five minute estimate) (340-12) Chairman Stocker read and presented proclamation to Mr. Bob Gass.

Supervisor Griego left the meeting at 10:23 a.m. and returned at 10:26 a.m.
B. Receive presentation regarding Economic Development Mid-Year Report. (No background material) (Twenty minute estimate) (341-12) Economic Development and Coordinator John Fleming and Yuba Sutter Economic Development Commission President Brynda Stranix recapped the following:

- 2011-2012 Accomplishments and Projects
- Business Expansion and Retention Program (BEAR)
- Business walks contacted 544 businesses during the fiscal year
- Yuba County "Champion" Frank M. Booth
- Perspectives held April 22, 2012
- Continue applications for grants
- Investment opportunities with China

2011-2012 Chairman Tib Belza recapped activities from previous year.

VI. PUBLIC COMMUNICATIONS: Ms. Freda Calvert, Hammonton Road expressed concerns regarding a large sink hole in Hammonton Road.

VII. COUNTY DEPARTMENTS

A. Community Development and Services

1. Adopt resolution authorizing Community Development and Services Director to create, transfer, and sell portions of APN 016-350-003 to Olivehurst Public Utilities District, Plumas Elementary School District, and Wheatland High School District for future school and park sites and execute all necessary documents. (Five minute estimate) (342-12) Community Development and Services Director Kevin Mallen provided a brief recap and responded to Board inquiries.

Mr. Mallen responded to specific inquiries from Olivehurst Public Utilities District General Manager Tim Shaw regarding the School District’s ability to purchase.

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

Adopted Resolution No. 2012-74, which is on file in Yuba County Resolution Book No. 42, entitled: "RESOLUTION AUTHORIZING YUBA COUNTY COMMUNITY DEVELOPMENT AND SERVICES AGENCY DIRECTOR OR HIS DESIGNEE TO CREATE, TRANSFER AND SELL PORTIONS OF THE 100 ACRE PORTION OF APN 016-350-003 TO OLIVEHURST PUBLIC UTILITIES DISTRICT, PLUMAS ELEMENTARY SCHOOL DISTRICT, WHEATLAND HIGH SCHOOL DISTRICT FOR FUTURE SCHOOLS AND PARK AND EXECUTE ALL NECESSARY DOCUMENTS."

2. Adopt resolution authorizing release of River Highlands Community Services District Pre-Annexation agreement in exchange for full payment of 1991-B, Series A and B Bonds. (Five minute estimate) (343-12) Community Development and Services Director Kevin Mallen recapped bond history and responded to Board inquiries.

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

3. Receive presentation on the Draft Yuba County Bikeway Master Plan. (Twenty minute estimate) (344-12)
   Public Works Director Mike Lee recapped updated master plan.

   Consultant Charlie Alexander presented a PowerPoint presentation regarding the following:
   • 2010 SACOG Regional Bicycle and Pedestrian Funding Program
   • Public workshops held September 2011 and February 2012
   • Existing and Proposed Bicycling Infrastructure
   • Implementation Guide
   • Cost Estimates
   • Design Standards
   • Barrier Elimination
   • Public comment period ends October 5, 2012

   The following individual spoke: Mr. William Appleby, Loma Rica, suggested a Bicycling Pedestrian Advisory Committee and submitted additional correspondence.

VIII. CORRESPONDENCE - (345-12)

A. Invitation form United States Department of Interior to participate as a cooperative agency in preparation of the Environmental Impact Statement for the Remanded Biological Opinions on the Coordinated Long-Term Operation of the Central Valley project and the State water project. Accepted.

B. State of California Board of Equalization Fiscal Year 2010-2011 Annual Report. Accepted.

C. Letter of resignation from Andrea Armstrong of the Child Care Planning Council. Accepted.

D. Local Agency Biennial Notice advising an amendment is necessary to the conflict of interest code for Browns Valley Cemetery District. Accepted.

E. Letter from Robert Swift resigning from the Substance Abuse Advisory Board. Accepted.

IX. BOARD AND STAFF MEMBERS’ REPORTS:

Supervisor Griego left the meeting at 11:24 a.m. and did not return.

Supervisor Abe:
• Feather River Regional Flood Plan meeting held September 4, 2012
• LAFCO meeting held September 5, 2012
• CSAC meeting held September 6, 2012
• South Member Units meeting held September 7, 2012
• BMLC Golf Tournament held September 7, 2012
Supervisor Nicoletti:
- Flood Plain Management Conference held September 4, 2012
- Community Services Commission meeting held September 6, 2012
- Met with Senator Leland Yee September 7, 2012
- Received Board consensus for a letter commending Wesley Dale Everett for work at Sycamore Ranch and Hammon Grove Parks
- Harvest the Arts Saturday, September 22, 2012
- Memorial Adjournment – Ms. Peggy Stier

Supervisor Vasquez:
- Attended Beale Air Force Base Commanders call September 7, 2012 for Purple Heart award presentation

Supervisor Stocker:
- Memorial Adjournment - Mrs. Ann Bushling
- Yuba County Community Services Commission program funding

County Administrator Robert Bendorf:
- Final Budget Hearings Tuesday, September 18, 2012

X.  ADJOURN 11:42 a.m. by Chairman Stocker in memory of Ms. Peggy Stier and Mrs. Ann Bushling.

[Signature]
Chair

ATTEST: DONNA STOTLTEMeyer
CLERK OF THE BOARD OF SUPERVISORS

[Signature]  By: Rachel Ferris, Deputy Clerk

Approved: October 20, 2012