The County of Yuba
BOARD OF SUPERVISORS
MAY 14, 2013 - 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, Mary Jane Griego, Roger Abe, and Hal Stocker. Supervisor John Nicoletti was absent. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chairman Vasquez presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Griego

II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker – Supervisor Nicoletti absent

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

A. Board of Supervisors

1. Appoint Andy Vasquez as First Five Yuba Commissioner and John Nicoletti as alternate effective June 1, 2013. (No background material) (181-13) County Counsel Angil Morris-Jones advised correct effective date is July 1, 2013. Approved.

B. Clerk of the Board of Supervisors

1. Appoint Vera Correa to the Yuba County Planning Commission as the District Three Representative for a term to expire January 10, 2017. (182-13) Approved.


C. Community Development and Services

1. Adopt resolution authorizing Right of Way purchase from AWW2, L.P., being a portion of APN 020-040-043 and authorizing the Public Work Director to execute all documents required to finalize said purchase. (184-13)
   Adopted Resolution No. 2013-46, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING THE PURCHASE OF RIGHT OF WAY FROM AWW2, L.P., BEING A PORTION OF APN 020-040-043 AND AUTHORIZING THE PUBLIC WORKS DIRECTOR TO EXECUTE ALL DOCUMENTS REQUIRED TO FINALIZE SAID PURCHASE."
2. Award contract to Quincy Engineering, Inc. for professional design services for the Spring Valley Road Bridge Replacement project and authorize the Chair to execute same. (185-13) Approved.

3. Award contract to Knife River Construction, apparent low bidder, for Hammonton Smartsville Road shoulder widening and overlay project and authorize the Chair to execute upon review and approval of County Counsel. (186-13) Approved.

D. Emergency Services

1. Adopt resolution authorizing the Yuba County Sheriff's Office, Health and Human Services Department and Office of Emergency services to execute a Memorandum of Understanding with Beale Air Force Base for the purpose of coordinating the Strategic National Stockpile (SNS), and authorize the Chair to execute same. (188-13)

   Adopted Resolution No. 2013-47, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING THE YUBA COUNTY SHERIFF'S OFFICE, THE HEALTH AND HUMAN SERVICES DEPARTMENT AND OFFICE OF EMERGENCY SERVICES TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH BEALE AIR FORCE BASE FOR THE PURPOSE OF COORDINATING THE STRATEGIC NATIONAL STOCKPILE (SNS)."

E. Health and Human Services

1. Adopt resolution authorizing the Chair to execute Counseling and Therapeutic Services agreements for Child Welfare Services - Health and Human Services (Ten minute estimate) (189-13)

   Adopted Resolution No. 2013-48, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING THE CHAIR TO EXECUTE ON BEHALF OF THE COUNTY OF YUBA COUNSELING AND THERAPEUTIC SERVICES AGREEMENTS FOR CHILD WELFARE SERVICES."

2. Adopt resolution authorizing the Director of Health and Human Services to execute specific new and ongoing contracts, agreements, cooperative agreements, grants, memorandums of understanding in an amount less than $50,000 for Fiscal Year 2013/2014 or multi-years, and authorizing the Chair to accept funds. (Human Services Committee recommends approval) (190-13) Adopted Resolution No. 2013-49, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING THE DIRECTOR OF HEALTH AND HUMAN SERVICES DEPARTMENT TO EXECUTE CERTAIN CONTRACTS, AGREEMENTS, COOPERATIVE AGREEMENTS, GRANTS, MEMORANDUMS OF UNDERSTANDING FOR FISCAL YEAR 2013/2014 OR MULTI-YEARS AS LISTED AND AUTHORIZING THE CHAIR TO ACCEPT FUNDS."

3. Authorize Budget Transfer in the amount of $531,750 from Account No. 100-0000-361-45-00 (State/Social Services Administration) to various line items for upgrade of Local Area Network with Presidio Network Solutions. (191-13) Authorized.

IV. SPECIAL PRESENTATION

A. Receive Sheriff's Department's 2012 Annual Report and presentation. (Fifteen minute estimate) (192-13)

   Sheriff Durfor recapped the following, and responded to Board inquiries:
   • Current staffing levels
     o 22 vacancies through attrition and restructuring
   • Criminal Justice realignment

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• Jail housing approx 400 inmates per day
• Adult Offender Work program
  • Day Report Center services provided
    • Anger management, life skills, GED courses
• Decline in violent crimes
• Retirement and Succession Planning
• 2012 Jail Inspections
• 2012 Western States K-9 competition
• Upcoming activities:
  • Western States Canine competition August 2013
  • Annual SWAT competition October 2013

Sheriff Durfor responded to concerns expressed by Joan Lewis, Arboga, regarding levee patrols, staffing levels and equipment.

V. PUBLIC COMMUNICATIONS:

County Administrator Robert Bendorf announced receipt of the Nancy Ferreira Leadership award from United Way on behalf of Yuba County Employees, in addition to a Senate Resolution from Senator Jim Nielsen and Congressional Commendation from Congressman John Garamendi.

VI. COUNTY DEPARTMENTS

A. Auditor-Controller

1. Authorize Budget Transfer in the total amount of $24,575 from salaries and benefits to Account No. 101-0400-412-1700 (Equipment) to provide for technology upgrades. (193-13) Auditor Rich Eberle recapped modernization of equipment and responded to Board inquiries.

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

B. Board of Supervisors

1. Appoint one at-large representative to the Yuba County Fish and Game Advisory Commission for a term to end July 24, 2015. (Five minute estimate) (194-13)

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

C. County Administrator

1. Adopt resolution repealing and reenacting certain sections of the Yuba County Administrative Policy and Procedures Manual. (Finance and Administration Committee recommends approval) (187-13) Management Analyst Grace Mull recapped updates and responded to Board inquiries.
MOTION: Move to adopt    MOVED: Roger Abe    SECOND: Hal Stocker
AYES: Roger Abe, Hal Stocker, Andy Vasquez, John Nicoletti, Mary Jane Griego
NOES: None    ABSENT: John Nicoletti ABSTAIN: None

Adopted Resolution No. 2013-50, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION REPEALING AND ENACTING CERTAIN SECTIONS OF THE YUBA COUNTY ADMINISTRATIVE POLICY AND PROCEDURES MANUAL."

2. Adopt resolutions amending the position allocation and basic salary schedules establishing a Chief Information Officer in the information technology division of Administrative Services. (Ten minute estimate) (195-13)
County Administrator Robert Bendorf recapped request and responded to Board inquiries.

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

Adopted Resolutions No. 2013-51 and 52 which on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AMENDING THE DEPARTMENTAL POSITION ALLOCATION SCHEDULE"; and "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM-BASIC SALARY SCHEDULE," effective June 1, 2013 as it relates to Administrative Services Chief Information Officer.

3. Authorize payment in the amount of $17,633 from Fund 266 (Miscellaneous Housing Administrative Funds) to State Department of Housing and Community Development to fulfill demand letter received on March 25, 2013 for Yuba County Housing and Community Services program reimbursements. (Ten minute estimate) (203-13) Planning Director Wendy Hartman and Housing Manager Kimberly Grimes recapped request and responded to Board inquiries.

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

4. Authorize payment in the total amount of $35,161 from Account 278 Economic Development Program Income for $25,000 and $10,161 from General Fund Contingencies to State Department of Housing and Community Development (HCD) in order to fulfill demand letter received on March 25, 2013 for the Business Assistance Loan Program. (Thirty minute estimate) (204-13) Economic Development Coordinator John Fleming and President Brynda Stranix recapped payment request and responded to Board inquiries.

MOTION: Move to approve    MOVED: Mary Jane Griego    SECOND: Hal Stocker
AYES: Mary Jane Griego, Hal Stocker, Andy Vasquez, Roger Abe
NOES: None    ABSENT: John Nicoletti ABSTAIN: None
D. Treasurer-Tax Collector

1. Authorize transfer of unclaimed monies to the General Fund for the following: Prisoner Fund Trust $3,049.90 - Secured Holding Trust $114.44 - Unsecured Holding Trust $745.61 - Refund Transfer Fund $177.83. (Ten minute estimate) (196-13) Treasurer Tax-Collector Dan Mierzwa recapped unclaimed funds and responded to Board inquiries.

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

VII. ORDINANCE AND PUBLIC HEARINGS

A. Public Hearing - Hold hearing and adopt findings of facts, conclusion of law and orders authorizing assessment of administrative and summary abatement costs and recording of lien regarding 5952 Park Avenue (Murry A. Kay), Linda in the amount of $5,530.76. (197-13) Chief Code Enforcement Officer Jeremy Strang provided a PowerPoint Presentation and responded in Board inquiries.

Chairman Vasquez opened the public hearing. No one came forward.

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

B. Public Hearing - Hold hearing and adopt findings of facts, conclusion of law and orders authorizing assessment of administrative and summary abatement costs and recording of lien regarding 5878 'G' Riverside Drive (Harold Ervine Coones), West Linda in the amount of $8,033. (198-13) Chief Code Enforcement Officer Jeremy Strang provided a PowerPoint Presentation and responded in Board inquiries.

Chairman Vasquez opened the public hearing. No one came forward.

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

C. Public Hearing - Hold hearing and adopt findings of facts, conclusion of law and orders authorizing assessment of administrative and summary abatement costs and recording of lien regarding 5872 'E' Riverside Drive (W.D. Jr. and Juanita Cozine), Linda in the amount of $7,158. (199-13) Chief Code Enforcement Officer Jeremy Strang provided a PowerPoint Presentation and responded in Board inquiries.

Chairman Vasquez opened the public hearing. No one came forward.

MOTION: Move to close public hearing and adopt findings  MOVED: Roger Abe  SECOND: Hal Stocker
AYES: Roger Abe, Hal Stocker, Andy Vasquez, Mary Jane Griego
NOES: None  ABSENT: John Nicoletti ABSTAIN: None
D. Public Hearing - Hold public hearing and adopt resolution confirming the diagram and assessments within Gledhill Landscaping and Lighting District. (Five minute estimate) (200-13) Director Mike Lee provided a brief recap and responded to Board inquiries.

Chairman Vasquez opened the public hearing. No one came forward.

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

Adopted Resolutions No. 2013-53, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION CONFIRMING THE DIAGRAM AND ASSESSMENTS WITHIN GLEDHILL LANDSCAPING AND LIGHTING DISTRICT."

E. Public Hearing - Hold public hearing and adopt resolution determining and imposing assessment within Linda Street Lighting Maintenance District. (Five minute estimate) (201-13) Director Mike Lee provided a brief recap and responded to Board inquiries.

Chairman Vasquez opened the public hearing. No one came forward.

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

Adopted Resolutions No. 2013-54, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION DETERMINING AND IMPOSING ASSESSMENT WITHIN LINDA STREET LIGHTING MAINTENANCE DISTRICT."

VIII. CORRESPONDENCE - (202-13)

A. Two Notices from California Fish and Game Commission regarding regulatory action to Depredation Permit Application and Form, Bobcat Depredation, and commercial/ passenger fishing reports and logbooks. Accepted

IX. BOARD AND STAFF MEMBERS' REPORTS:

Supervisor Griego:
- Local Government Commission telephone conference on May 10, 2013
- Basketball fundraiser Olivehurst Fire Department vs Yuba County Sheriff's Department held May 10, 2013
- SACOG Board of Directors meeting Thursday, May 16, 2013

Supervisor Stocker:
- Solar Project on Agricultural land
- Received Board consensus to work with Mr. Richard Boyd regarding his question regarding the County's definition of health
Supervisor Abe:
- Public to Private Partnership meeting held May 10, 2013 at Beale Air Force Base
- ACWA Conference held May 7 – 9, 2013 in Sacramento
- Memorial Adjournment - Ms. Shirleybelle Ross and Mr. Chester Stineman Jr

Supervisor Griego left the meeting at 11:09 a.m. and returned at 11:11 a.m.

Supervisor Vasquez: Latino conference held May 11, 2013 in Monterey

X. CLOSED SESSION: The Board retired into closed session at 11:13 a.m. and returned at 11:37 a.m. will all present as indicated above.

A. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Property: APN 006-180-056, 061, 062, 066/Barbour, Merlynn Negotiating Parties: Mike Lee Negotiation: Terms and Price Direction provided.

B. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - DDAA/DSA/MSA/PPOA/Unrepresented and County of Yuba No report.

XI. ADJOURN: 11:37 a.m. by Chairman Vasquez in memory of Ms. Shirleybelle Ross and Mr. Chester Stineman.

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

By: Rachel Ferris, Deputy Clerk

Chair

Approved: June 4, 2013