The County of Yuba

BOARD OF SUPERVISORS

SEPTEMBER 24, 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, John Nicoletti, Mary Jane Griego, Roger Abe and Hal Stocker. Also present were 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 Stocker

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.

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

A. Clerk of the Board of Supervisors

1. Approve minutes of the regular meeting of September 10, 2013. (384-13) Approved as written.

B. Community Development and Services

1. Approve Amendment No. 1 with Parsons Brinckerhoff, Inc. for North Beale Road Complete Streets Design; authorize the Chair to execute agreement and Closure Statement, upon completion and acceptance of construction following review and approval of Counsel. (385-13) Public Works Director Mike Lee responded to inquiries regarding round about design and modifications, and public out-reach.

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

2. Approve Cooperative Agreement with Caltrans for construction of Feather River Boulevard Interchange at State Route 70 and authorize the Chair to execute. (386-13) Approved.

C. Human Resources and Organizational Services

1. Adopt resolution adopting the departmental position allocation schedule in its entirety as it relates to Fiscal Year 2013-2014 budget effective July 1, 2013. (387-13) Adopted Resolution No. 2013-100, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION ADOPTING THE DEPARTMENTAL POSITION ALLOCATION IN ITS ENTIRETY."
2. Adopt resolution amending Article 5, Section 2 of the Yuba County Merit Resolution No. 2002-21, as it relates to recruitments. (388-13) Adopted Resolution No. 2013-102, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION ADOPTING MERIT RESOLUTION No. 2002-21," amending Article Five, Section Two as it relates to recruitments.

D. Sutter-Yuba Mental Health Services

1. Appoint Tom Sherry as Mental Health Director and Drug and Alcohol Administrator for Sutter-Yuba Mental Health Services. (389-13) Approved.

IV. PUBLIC COMMUNICATIONS:

Emergency Operations Manager Scott Bryan and Emergency Operations Planner Ryan McNally provided a brief update on the Pre-Disaster Mitigation Plan website, and responded to Board inquiries.

V. COUNTY DEPARTMENTS

A. Community Development and Services

1. Receive public comment on the Draft 2013-2021 Housing Element Plan; provide staff direction, and direct staff to submit the Draft Housing Element to the California Department of Housing and Community Development. (Twenty minute estimate) (390-13) Planning Director Wendy Hartman and PMC Consultant Jennifer Gastelum provided a PowerPoint presentation including the following and responded to Board inquiries:
   - Housing Element Overview
   - Key Updates in 2013-2021 Draft
   - 2008-13 and 2013-21 Regional Housing Needs Assessment
   - 2008-2013 Land Inventory
   - SB 812 State Housing Element Law; Developmental Disability
   - Zoning Updates
   - Next Steps and Time lines

Chairman Vasquez opened the public hearing.

The following individual spoke:
California Rural Legal Association Attorney Magda Tatiana Reyes

MOTION: Move to direct staff to submit the Draft Housing Element to the California Department of Housing and Community Development
MOVED: Mary Jane Grego SECOND: John Nicoletti
AYES: Mary Jane Grego, John Nicoletti, Andy Vasquez, Roger Abe, Hal Stocker
NOES: None ABSENT: None ABSTAIN: None

B. Sutter-Yuba Mental Health Services

1. Approve Mental Health Services Act Innovation Work Plans. (Five minute estimate) (393-13) Mental Health Services Deputy Director Steve Marshall and Workforce Education and Training Coordinator Megan Spooner recapped work plans and responded to Board inquiries.
MOTION: Move to approve
MOVED: Hal Stocker
SECOND: Roger Abe
AYES: Hal Stocker, Roger Abe, Andy Vasquez, John Nicoletti, Mary Jane Griego
NOES: None
ABSENT: None
ABSTAIN: None

C. County Administrator

1. Adopt joint resolution and amended Master Tax Sharing agreement with the City of Wheatland and authorize the Chair to execute same. (Four-fifths vote required) (Fifteen minute estimate) (391-13)
   County Administrator Robert Bendorf recapped the amended agreement and responded to Board inquiries.

Supervisor Abe left the meeting at 10:25 a.m. and returned at 10:27 a.m.

Following Board discussion, Mayor Rick West confirmed resolution and agreement was on the City Council meeting agenda for approval.

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

Adopted Resolution No. 2013-102, which is on file in Yuba County Resolution Book No. 44, entitled: "JOINT RESOLUTION AND AGREEMENT BY COUNTY OF YUBA AND CITY OF WHEATLAND CONCERNING MASTER TAX EXCHANGE RELATING TO CITY ANNEXATIONS."

D. County Counsel

1. Adopt resolution authorizing acceptance of grant of easement from the United States Air Force for crossings of rail spur along South Beale Road and authorize the Chair to execute acceptance and other documents as may be necessary. (Five minute estimate) (392-13) Chief Deputy County Counsel John Vacek recapplied request and responded to Board inquiries.

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

Adopted Resolution No. 2013-103, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT OF EASEMENT FROM THE UNITED STATES AIR FORCE FOR CROSSINGS OF RAIL SPUR ALONG SOUTH BEALE ROAD."

VI. BOARD AND STAFF MEMBERS' REPORTS:

Supervisor Abe:
Meetings attended:
- September 18, 2013 Yuba Sutter EMS
- September 23, 2013 Yuba Sutter Farm Bureau

Supervisor Griego: Memorial Adjournment - Mrs. Myrtle Tena Devin
Supervisor Nicoletti:
○ Retirement ceremony for Sgt. Wencel Kemp
○ Employee Recognition lunch held Friday, September 20, 2013
○ Arts Council Harvest the Arts event
○ Yuba Sutter Chamber of Commerce 2013 Swan Festival and tour of Colgate Powerhouse
○ Memorial Adjournment - Ms. Dorothy Uriz Watson
○ Coastal Cleanup event held Saturday, September 21, 2013 and commended Environmental Health Supervisor Paul Donoho

County Administrator Robert Bendorf
○ Employee Recognition lunch held Friday, September 20, 2013
○ Regional Council of Rural Counties conference September 25 through 27, 2013

Supervisor Griego left the meeting at 10:52 a.m.

County Counsel Angil Morris-Jones: Citizen and Naturalization Swearing in Ceremony Friday, September 27, 2013 at the Veterans Memorial Hall in Yuba City

VII. CLOSED SESSION: The Board retired into closed session at 10:55 a.m. and returned at 11:07 a.m. with all members present as indicated above.

Supervisor Griego joined Closed Session at 10:59 a.m.

A. Pending litigation pursuant to Government Code §54956.9(d)(2) - Victor Community Support Services Inc. vs. Sutter Yuba Mental Health et al Direction given by unanimous vote.

B. Personnel pursuant to Government Code §545957 - Public Employee Appointment - Chief Information Officer Information given.

VIII. ADJOURN: 11:08 a.m. in memory of Mrs. Myrtle Tena Devin and Ms. Dorothy Uriz Watson.

Chair

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

By: Rachel Ferris, Deputy Clerk

Approved: October 8, 2013