The County of Yuba

BOARD OF SUPERVISORS

June 10, 2014 – MINUTES

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:37 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 Nicoletti presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Abe

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

A. Administrative Services

1. (205-14) Approve amendment to extend agreement with United Landscape Resources Inc. dba Botanica Landscapes through May 15, 2016 for County facilities and authorize Chair to execute. Administrative Services Director Doug McCoy responded to Board inquiries.

MOTION: Move to approve 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

B. Clerk of the Board of Supervisors

1. (206-14) Approve meeting minutes of May 13 and 20, 2014. Approved as written.

2. (207-14) Approve revised Yuba County Commission on Aging Bylaws dated April 9, 2014. Approved.

C. Community Development and Services

1. (208-14) Authorize Public Works to hire Principal Engineer at salary step 6 (1.25%). Approved.
2. (209-14) Adopt resolution authorizing Public Works Director to complete the purchase of APN’s 050-110-025, 050-140-055, and 050-140-056 located in Challenge for Road Department Shop for the purchase price of $160,000 and to execute all necessary documents to complete purchase/escrow upon review of County Counsel. Adopted Resolution No. 2014-37, which is on file in Yuba County Resolution Book No. 45.

3. (210-14) Approve amendment to agreement with AECOM regarding Magnolia Ranch Specific Plan project and authorize Chair to execute same. Mr. Greg Forest, AECOM Services CEM, responded to Board inquiries regarding fee increase.

MOTION: Move to approve
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

4. (211-14) Approve agreement with North State Resources, Inc. for Spring Valley Road and Iowa City Road bridge replacement projects and authorize Chair to execute. Approved.

5. (212-14) Approve agreement with Applied Engineering and Geology, Inc. for consulting services and authorize Chair to execute. Approved.

6. (213-14) Approve amended agreement with Drake Haglan and Associates for civil engineering design services for Scales Road over Slate Creek Bridge Replacement project and authorize Chair to execute. Approved.

D. County Administrator

1. (214-14) Approve agreement with Sierra-Sacramento Valley Emergency Medical Services for ambulance service in accordance with Yuba County Ordinance Code Chapter 6.05 and authorize Chair to execute. Approved.

E. District Attorney

1. (215-14) Adopt resolution authorizing application for Federal Justice Assistance Grant funding and authorizing District Attorney to enter into agreements and execute all necessary documents. Adopted Resolution No. 2014-38, which is on file in Yuba County Resolution Book No. 45.

F. Emergency Services

1. (216-14) Adopt resolution proclaiming the existence of an ongoing local drought emergency in the County of Yuba. Adopted Resolution No. 2014-39, which is on file in Yuba County Resolution Book No. 45.

G. Public Guardian

1. (217-14) Authorize budget transfer in the amount of $1,143 from Account No. 101-0000-371-9821 to Account No. 101-4100-427-2300 for yearend clean up. Authorized.

2. (218-14) Authorize budget transfer in the amount of $100 from Account No. 101-3100-427-2900 (Travel) to Account No. 101-4100-427-2200 (Office Expense) for yearend clean up. Authorized.
H. Sheriff-Coroner

1. (219-14) Adopt resolution authorizing the Sheriff to execute agreement with the Department of California Highway Patrol for utility sharing at the Brownsville Substation. Adopted Resolution No. 2014-40, which is on file in Yuba County Resolution Book No. 45.

2. (220-14) Authorize budget transfer in the total amount of $178,167 reprogramming various funds for the Sheriff, Jail, Boat Patrol, Animal Care Services, and Bailiff's Court Security to cover current and projected shortages. Authorized.

3. (221-14) Approve agreement with County of Los Angeles for continued service for statewide transportation of prisoners and authorize Chair to execute. Approved.

I. Treasurer-Tax Collector

1. (222-14) Approve transfer of unclaimed monies in the total amount of $17,845.40 to the County General Fund per Government Code §50055. Approved.

IV. PUBLIC COMMUNICATIONS:
Ms. Mary Jane Salvato, Olivehurst – Absent landlords and increased drug trafficking

V. COUNTY DEPARTMENTS

A. Administrative Services

1. (223-14) Receive report on replacing Sheriff's Department and Yuba County Water Agency shared use communications tower; authorize staff to proceed tower replacement conditioned upon necessary contractual approvals; authorize expenditure of capital project funds for initial phase including purchase and installation of radio tower structure, associated equipment installation and licensing from Sabre Industries; and adopt resolution authorizing the Purchasing Agent to proceed and sign all necessary purchasing documents related to initial phase. (Fifteen minute estimate) Administrative Services Director Doug McCoy recapped project, times lines, and responded to Board inquiries.

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

Adopted Resolution No. 2014-41, which is on file in Yuba County Resolution Book No. 45.

B. Emergency Services

1. (225-14) Approve Schedule A Dispatch Services contract with the California Department of Forestry for Fiscal Years 2014/2015 - 2016/2017 in an amount not to exceed $180,739 and adopt resolution authorizing Chair to execute contracts and amendments. (Ten minute estimate) County Administrator and Director of Emergency Services Robert Bendorf recapped contract and foothill fire and emergency medical dispatch and responded to Board inquiries.

Sheriff Durfor responded to inquiries regarding work flow and staffing.
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: None                      ABSTAIN: None

Adopted Resolution No. 2014-42, which is on file in Yuba County Resolution Book No. 45.

C. Health and Human Services

1. (226-14) Adopt resolution supporting the Missing in America Project (MIAP) and designating Bob Day, a representative of MIAP, as the Yuba County Veterans' Remains Officer to locate, identify, and inter the unclaimed remains of Veterans or dependents of Veterans. (Ten minute estimate) Veterans Service Officer Marvin King recapped program and introduced Mr. Bob Day.

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

Adopted Resolution No. 2014-43, which is on file in Yuba County Resolution Book No. 45.

VI. ORDINANCES AND PUBLIC HEARINGS: The clerk read the disclaimer.

A. (181-14) Public Hearing - Hold hearing and adopt findings of facts, conclusion of law and orders authorizing assessment of administrative and abatement costs and penalties and recording of lien regarding 4323 Angelica Way (Luis Martinez, Beatrice Martinez, Nationstar Mortgage LLC) Olivehurst, in the amount of $14,998.70. (Continued from May 13, 2014) (Ten minute estimate) Chief Code Enforcement Officer Jeremy Strang recapped cost accounting, presented a Power Point presentation, and responded to Board inquiries.

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

MOTION: Move to close the public hearing and adopt findings of facts, conclusion of law and orders authorizing assessment of administrative and abatement costs and penalties and recording of lien regarding 4323 Angelica Way (Luis Martinez, Beatrice Martinez, Nationstar Mortgage LLC) Olivehurst, in the amount of $14,998.70
MOVED: Mary Jane Griego  SECOND: Hal Stocker
AYES: Mary Jane Griego, Hal Stocker, Andy Vasquez, John Nicoletti, Roger Abe
NOES: None                        ABSENT: None                      ABSTAIN: None

VII. CLOSED SESSION: The Board retired into closed session at 10:30 a.m. to discuss the following and returned at 10:59 a.m. with all members present with the exception of Supervisors Griego and Abe.

A. Personnel pursuant to Government Code §54957 - Department Head Evaluation/County Counsel Received information and provided direction to staff

VIII. ITEM OF PUBLIC INTEREST

A. (227-14) Consider approval of application for off-sale beer and wine alcohol beverage license from Hira Petroleum on North Beale Road (APN 020-040-015) and make a finding of public convenience or necessity to allow license. (Ten minute estimate) Planner Kevin Perkins recapped request and responded to Board inquires.
Supervisors Griego and Abe rejoined the meeting at 11:01 a.m.

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

B. (228-14) Consider request from Cherokees of California for reduction of overnight camping fees at Sycamore Ranch for dates June 20-21, 2014. (Fifteen minute estimate) Pulled at the request of the Cherokees of California.

C. (229-14) Receive claim from Frances Hofman regarding restoration of power disabled and provide direction as appropriate. (Fifteen minute estimate) Ms. Frances Hofman recapped history of work performed under the encroachment permit by the Motorplex, Baldwin Contractors and Pacific Gas and Electric and responded to Board inquiries.

Community Development and Services Director Kevin Mallen and County Counsel Angil Morris-Jones responded to Board inquiries regarding the nature of the encroachment permit and work performed.

Following additional Board discussion, the matter was referred to County Counsel, County Administrator, and Risk Management for review.

VIII. CORRESPONDENCE: The Board may direct any item of informational correspondence to a department head for appropriate action.

A. (230-14) Five notices from California State Water Resources Control Board petition for temporary transfer of water. Received.

B. (231-14) Letter from Reclamation District 784 regarding closure of Shad Pad County park gate from dusk to dawn. Referred to Land Use and Public Works Committee

C. (232-14) Letter from Reclamation District 2103 advising of appointment of Wayne Bishop to fill unscheduled vacancy. Received.

IX. BOARD AND STAFF MEMBERS’ REPORTS:

Supervisor Griego:
Meetings attended:
• SACOG Board of Directors and Transportation committee meetings May 29, 2014
• Feather River Air Quality Management District June 2, 2014

Supervisor Abe:
• Marysville Joint Unified School District Wine and Dine Under the Stars May 31, 2014
• North Member Units water allocation in District 10 area
• Bayside Church Plumas Lake
• Feather River Regional Management plan June 4, 2014
• Arboga Talent Show Judge June 6, 2014
• Yuba-Sutter Regional Arts Council Old West Trio June 6, 2014
• Golden West Fly In June 7, 2014
• California Chrome’s Belmont Stakes Race
Supervisor Stocker:
- Memorial Adjournment – Mr. Tony Baker
- Recology Clean up in Brownsville
- Wild Hog Glory Daze
- Attended graduation ceremonies in Camptonville and Marysville
- Marijuana grows

County Counsel Angil Morris-Jones:
- Naturalization swearing in ceremony June 27, 2014
- Pre-clearance hearing June 17, 2014

County Administrator Robert Bendorf:
- June 17, 2014 Community Health Assessment Workshop 9:30 a.m.
- County Budget Fiscal Year 2014/2015
- Ultra-lights at Yuba County Airport

Supervisor Nicoletti:
- Congratulated Supervisor Vasquez on reelection
- Peach Tree Health Care eye care services
- FRAQMD Blossom Ball
- Youth Build Graduation Wednesday, June 11, 2014

VIII. CLOSED SESSION: The Board retired into closed session at 11:59 a.m. to discuss the following and returned at 1:29 p.m. with all present as indicated above.

B. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - YCEA/County of Yuba Received information and provided direction to staff

XI. RECESS TO 1:30 P.M.

A. (233-14) Consideration of Community Facilities District 2005-1, Woodside Homes, levy of special tax and issuance of bonds, and provide direction as appropriate. (Thirty minute estimate) (County Administrator)
County Administrator Robert Bendorf advised proposed bond structure would result in a total tax rate of 1.77 percent which is less than county policy; a $1,250 annual special tax per residential unit; reimburses Woodside approximately $2.8 million, and responded to Board inquiries.

Woodside Homes Craig Sandburg presented a new proposed tax rate of 1.73 percent, stating Woodside would complete the appraisals of the current homes to determine the evaluation then apply the 1.73 percent which should result in significant savings.

Woodside Homes Jim Bayless and Larry Lucero responded to Board inquires.

Bond Counsel Tom Johnson responded to inquiries regarding bond rates and evaluation methods.

Supervisor Vasquez reiterated the necessity for notification requirements to homeowners, continued public outreach and education.
Chairman Nicoletti established an Ad Hoc committee to receive progress reports regarding bond issuance and sales for Woodside and JMC Homes, and appointed Supervisor Vasquez and himself to serve.

XII. **ADJOURN:** 2:48 p.m. in memory of Mr. Tony Baker.

ATTEST: DONNA STOTTLMEYER  
CLERK OF THE BOARD OF SUPERVISORS

By: Rachel Ferris, Deputy Clerk

Chair

Approved: June 24, 2014