The County of Yuba
BOARD OF SUPERVISORS
JULY 8, 2014 - MINUTES

The Honorable Board of Supervisors of the County of Yuba met 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 Nicoletti presided.

A moment of silence for the 4,500 American soldiers lost in the Middle East conflict was held.

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.

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: None
ABSTAIN: None

A. Clerk of the Board of Supervisors
   1. (265-14) Approve workshop minutes of June 17 and regular meeting of June 24, 2014. Approved as written.

B. Clerk-Recorder/Elections
   1. (266-14) Accept Certification of Vote for the June 3, 2014 Statewide Primary Election. Accepted.

C. Community Development and Services
   1. (267-14) Adopt resolution authorizing Community Development and Services Director or his designee to complete the purchase of single family residences APN's 020-492-018 and 020-462-003 as part of the Neighborhood Stabilization Program and execute all documents necessary for completion of purchase, rehabilitation reconstruction, and resale. Adopted Resolution No. 2014-49, which is on file in Yuba County Resolution Book No. 45.

   2. (268-14) Adopt resolution authorizing the Public Works Director to enter into a contract with the State of California Department of Transportation to improve the at-grade railroad crossing on Ellis Road and authorizing execution of all documents, agreements, and payment request to complete project. Adopted Resolution No. 2014-50, which is on file in Yuba County Resolution Book No. 45.
3. (269-14) Authorize Auditor/Controller to disburse $451,096.59 in Measure D funds from Fund 807 to County Road Fund for $428,767.31, to City of Marysville for $18,043.86, and to City of Wheatland for $4,285.42. Approved.

D. Emergency Services

1. (270-14) Adopt resolution proclaiming the existence of an ongoing local drought emergency in the County of Yuba. Adopted Resolution No. 2014-51, which is on file in Yuba County Resolution Book No. 45.

E. Health and Human Services

1. (271-14) Approve memorandum of understanding with Sutter-Yuba Mental Health Services for CalWorks participants and authorize Chair to execute. (Human Services Committee recommends approval) Approved.

IV. SPECIAL PRESENTATION

A. (272-14) Present proclamation proclaiming July as Sexual Assault Awareness Month. (Ten minute estimate) Chairman Nicoletti read and presented proclamation to Project Director Marina Cavanaugh who recapped activities to raise awareness and funds.

V. PUBLIC COMMUNICATIONS:

Supervisor Abe commended Public Works staff regarding Algodon Road bridge overlay project.

VI. COUNTY DEPARTMENTS

A. Community Development and Services

1. (273-14) Adopt resolution to approve funding plan for construction of the Feather River Boulevard interchange project. (Ten minute estimate) Public Works Director Mike Lee recapped the project and responded to Board inquiries.

   MOTION: Move to adopt    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

   Adopted Resolution No. 2014-52, which is on file in Yuba County Resolution Book No. 45.

2. (274-14) Receive update on Gold Village and approve prohibitions of outdoor watering at Gold Village effective immediately. (Fifteen minute estimate) Public Works Director Mike Lee recapped current drought conditions and resultant water level drops of 100 feet in water supply wells to residents and increased water usage, and advised of town hall meeting and noticing to residences prohibiting outdoor watering. Mr. Lee responded to inquiries.

   The following individual spoke:
   Mr. Greg Bock, Gold Village resident
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. County Administrator

1. (275-14) Approve memorandum of understanding with Yuba County Superior Court for services
provided by Auditor-Controller, Treasurer-Tax Collector, Human Resources, and Administrative Services
and authorize Chair to execute same. (Ten minute estimate) County Administrator Robert Bendorf
recapped the agreement authorizing services provided by certain county departments and responded to
Board inquiries.

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

C. Human Resources and Organizational Services

1. (276-14) Adopt resolution amending the Classification System - Basic Salary/Hourly Schedule in its
entirety. (Ten minute estimate) Deputy Director Jill Abel recapped changes and responded to 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: None  ABSTAIN: None

Adopted Resolution No. 2014-53, which is on file in Yuba County Resolution Book No. 45.

VII. ORDINANCES AND PUBLIC HEARINGS: The clerk read disclaimer.

A. (277-14) Ordinance - Hold public hearing and introduce ordinance adding Chapter 8.100 to Title VIII of the
Yuba County Ordinance Code relating to the prevention of nut crop theft. (Ten minute estimate) Agricultural
Commissioner Louie Mendoza recapped the purpose, implementation, and penalties of the ordinance and
responded to Board inquiries.

Chairman Nicoletti opened the public hearing. The following individuals spoke:
• Mr. Steve Wigley, grower
• Mr. Donald Norene, Sutter County grower
• Ms. Claudia Street, Yuba Sutter Farm Bureau

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

B. (278-14) 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 962 Virginia
Avenue, West Linda (Stokes, Doug), in the amount of $31,203.48. (Ten minute estimate) Code Enforcement
Manager Jeremy Strang provided a Power Point depicting photos of dwelling violations and responded to
inquiries.

07/08/2014 - BOS  MINUTE BOOK NO. 70 PAGE 81
Chairman Nicoletti opened the public hearing. No one came forward.

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

C. (279-14) 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 6025 Alpine Way, East Linda (Estate of Frasier, Vernie A. and Pauline), in the amount of $18,787.96. (Ten minute estimate) Code Enforcement Manager Jeremy Strang provided a Power Point depicting photos of dwelling violations and responded to inquiries.

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

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

D. (280-14) 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 1599 Third Avenue, Olivehurst (Baker, Billy D. and Sondra), in the amount of $23,011.28. (Ten minute estimate) Code Enforcement Manager Jeremy Strang provided a Power Point depicting photos of dwelling violations, advised Well Fargo Bank provided partial payment of $8,000 and noticing for final demand payment of remaining amount would be issue which would include advisement of recording of lien if there were no further payments in the amount of $15,011.28 and responded to inquiries.

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

MOTION: Move to close hearing, accept funds, and adopt amended findings of fact and abatement costs and penalties of $15,011.28 and recording of lien
MOVED: Mary Jane Gregio  SECOND: Andy Vasquez
AYES: Andy Vasquez, Mary Jane Gregio, John Nicoletti, Roger Abe, Hal Stocker
NOES: None  ABSENT: None  ABSTAIN: None

E. (281-14) 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 1978 Hammonton Smartsville Road, East Linda (Estate of Charles Kimpton), in the amount of $16,973.78. (Ten minute estimate) Code Enforcement Manager Jeremy Strang provided a Power Point depicting photos of dwelling violations and responded to inquiries.

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

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

07/08/2014 - BOS  MINUTE BOOK NO. 70 PAGE 82
F. (282-14) Public Hearing - Hold public hearing and adopt resolution confirming the diagram and assessments within the Gledhill Landscaping and Lighting District for Fiscal Year 2014/15. Public Works Director Mike Lee advised there were no changes in assessments.

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

   MOTION: Move to close hearing and adopt resolution
   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. 2014-54, which is on file in Yuba County Resolution Book No. 45

G. (283-14) Public Hearing - Hold public hearing and adopt resolution determining and imposing assessments with Linda Street Lighting Maintenance District for Fiscal Year 2014/15. Public Works Director Mike Lee advised there were no changes in assessments and responded to inquiries regarding proposed improvements.

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

   MOTION: Move to close hearing and adopt resolution
   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

Adopted Resolution No. 2014-55, which is on file in Yuba County Resolution Book No. 45

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

A. (284-14) Four notices from California Fish and Game Commission regarding regulations relating to tiger salamanders, commercial hagfish traps, harvesting herring and herring eggs, and rare plants. Accepted.

B. (285-14) Letter from Loma Rica Browns Valley Community Services District regarding Dispatch Memorandum of Understanding with Yuba County Office of Emergency Services. (Copy provided to County Administrator Office)
   The following individuals spoke:
   • General Manager Jackie Poggi
   • CalFire Unit Chief Chris Desena

County Administrator Robert Bendorf responded to inquiries and recapped the proposed memorandum of understanding language to memorialize providing dispatch services for foothill fire districts.

C. (286-14) Notice from Yuba County Auditor enclosing the Independent Audit of the financial records for Foothill Fire Protection District for years ending June 30, 2012 and 2013. Accepted.

D. (287-14) Annual Report from Sutter Yuba Mental Health Services for Substance Abuse Advisory Board Fiscal Year 2013-2014. Accepted.
IX. **BOARD AND STAFF MEMBERS’ REPORTS:** This time is provided to allow Board and staff members to report on activities or to raise issues for placement on future agendas.

Supervisor Stocker: Memorial Adjournment – Mr. Charles Edgman Jr.

Supervisor Abe:
- Wheatland Lions Club July 4th BBQ
- Town hall meeting regarding Gold Village water issues June 30, 2014
- Wheatland master tax sharing agreement
- Junior livestock auction at Yuba Sutter Fair

Supervisor Griego:
- LAFCO Directors meeting July 2, 2014
- CALAFCO Directors meeting July 11, 2014
- Naturalization Ceremony June 27, 2014

Supervisor Nicoletti: Peach Tree Health Care optical program

X. **CLOSED SESSION:** The Board retired into closed session at 11:28 a.m. and returned at 12:31 p.m. with all present as indicated above.

A. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - YCEA/County of Yuba By unanimous vote the Board gave direction.

B. Pending litigation pursuant to Government Code §54956.9(e)(3) - One Claim/Hofman, Frances By unanimous vote the Board denied claim.

C. Personnel pursuant to Government Code §54957 - Public Appointment Public Health Officer Recruitment By unanimous vote the Board gave direction.

D. Personnel pursuant to Government Code §54957 - Department Head Evaluation/County Counsel Completed evaluation.

XI. **ADJOURN:** 12:39 p.m. in memory of Mr. Charles Edgman Jr.

[Signature]
Chair

ATTEST: DONNA STOTTERMeyer
CLERK OF THE BOARD OF SUPERVISORS

[Signature]  

Approved: **July 22, 2014**