The County of Yuba

BOARD OF SUPERVISORS

FEBRUARY 10, 2015 - MINUTES

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:33 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 Randy Fletcher. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chairman Griego presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Fletcher

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

County Counsel Angil Morris-Jones requested a closed session item to be added as a matter of business that arose after the agenda was posted as item IX B Public Health Officer appointment, and further advised the Public Facilities Committee item pulled at Department request.

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

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: Andy Vasquez       SECOND: John Nicoletti
AYES: Andy Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Randy Fletcher
NOES: None    ABSENT: None   ABSTAIN: None

A. Administrative Services

1. (051-15) Approve lease agreement with Olivehurst Public Utility District for solar array project and authorize Chair to execute. Approved.

B. Board of Supervisors


2. (053-15) Reappoint Sue Cejner-Moyers to the Yuba County Commission on Aging as District Five Representative for a term ending December 31, 2018. Approved.

3. (054-15) Reappoint Robert Winchester to the Yuba County Fish and Game Advisory Commission as District Five representative for a term ending December 31, 2018. Approved.


C. Clerk of the Board of Supervisors


D. County Administrator

1. (058-15) Adopt resolution approving continuing disclosure procedures for Yuba County. Adopted Resolution No. 2015-13, which is on file in Yuba County Resolution Book No. 46.

E. Human Resources and Organizational Services

1. (059-15) Adopt resolution amending the Classification System - Basic Salary/Hourly Schedule as it relates to the Health Officer, effective March 1, 2015; and Human Resources Manager and Administrative Analyst I and II effective February 1, 2015. Adopted Resolution No. 2015-14, which is on file in Yuba County Resolution Book No. 46.

IV. PUBLIC COMMUNICATIONS:

- Administrative Services Director Doug McCoy advised construction to begin this week at the new Sheriff’s facility on Yuba Street and a portion of the parking lot has been closed, with complete closure effective March 1, 2015.
- County Administrator Robert Bendorf updated bond sale for new Sheriff’s facility and reduced interest rate.
- Mr. Nick Spaulding, Oregon House - Draft Development Code

V. SPECIAL PRESENTATION

A. (060-15) Present proclamation honoring Martha Wilson. (No background material) (Ten minute estimate) Proclamation was read and presented to Human Recourses Director Martha Wilson by Supervisors Griego and Nicoletti, and County Administrator Robert Bendorf.

VI. COUNTY DEPARTMENTS

A. County Administrator

1. (061-15) Receive projections for Fiscal Year 2015-2016 Budget. (Twenty minute estimate) County Administrator Robert Bendorf provided a PowerPoint presentation including the following and responded to Board inquiries:
   - General Fund Revenues
   - Allocated Positions and Estimated Salaries Increases
   - Increases in Health Benefits
     - Costs shared between county and employee
   - Pension changes
     - New increases costs shared between county and employee
• General Fund Budget Assumptions
• 2015-2016 Budget Goals
• Budget instructions to departments
  o No new positions, or increase in general fund appropriations
  o Departments absorb cost increase and reduce line items as appropriate
  o Identify service impacts and reduce reliance on one-time revenue sources where possible

B. Administrative Services

1. (062-15) Approve contract change order for Sheriff tenant improvement project to authorize Phase 2 of the Vanir Construction Management. Administrative Services Doug McCoy recapped original project authorization for Phase 2, and responded to Board inquiries.

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

C. Agricultural Commissioner

1. (063-15) Consider funding options for consultant services with Applied Forest Management Inc. for Yuba Watershed Protection and Fire Safe Council activities for balance of Fiscal Year 2014-2015 as federal funds will be exhausted in May 2015. (Fifteen minute estimate) Agricultural Commissioner Louie Mendoza recapped request and responded to Board inquiries.

The following individuals spoke:
  o Mr. Glenn Nader Farm Adviser for Yuba, Sutter and Butte Counties
  o Mr. Steve Andrews Manager for Applied Forest Management
  o Mr. Arthur Craigmull, volunteer
  o Public Works Director Mike Lee

MOTION: Move to approve adding $4,000 to mid-year budget request .............. MOVED: John Nicoletti .............. SECOND: Andy Vasquez
AYES: John Nicoletti, Andy Vasquez, Mary Jane Griego, Roger Abe, Randy Fletcher
NOES: None  ABSENT: None  ABSTAIN: None

D. Community Development and Services

1. (064-15) Adopt resolution committing cost-share funds for the River Highlands/Gold Village Community Services District water and energy efficiency project. (Fifteen minute estimate) Principal Engineer Dan Peterson advised the small scale solar power system was removed from the project resulting in a lower cost share and responded to Board inquiries.

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

Adopted Resolution No. 2015-15, which is on file in Yuba County Resolution Book No. 46.
E. Board of Supervisors

1. (065-15) Consider appointing one individual to the Yuba County Fish and Game Advisory Commission as an at-large representative for a term ending February 10, 2019. (Twenty minute estimate) Clerk of the Board of Supervisors Donna Stotlemeyer responded to specific inquiries relating to applications received and provided for consideration.

   MOTION: Move to appoint Mr. Grady Winham
   MOVED: Roger Abe        SECOND: Andy Vasquez
   AYES: Roger Abe, Andy Vasquez, John Nicoletti, Mary Jane Griego, Randy Fletcher
   NOES: None    ABSENT: None   ABSTAIN: None

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

   A. (066-15) Independent audit report and financial statement for Three Rivers Levee Improvement Authority for year ending June 20, 2014. Accepted.


VIII. BOARD AND STAFF MEMBERS’ REPORTS:

   Supervisor Vasquez: Commended Public Works department for quick response to local flooding issues

   Supervisor Nicoletti:
   ° Beale AFB Land Use and Transportation Planning meeting with SACOG
   ° Marysville City Council meeting
   ° Memorial Adjournment - Mr. Joseph Langdell
   ° Memorial Adjournment - Mr. Ron Wooten

   Supervisor Abe:
   ° Office of Education Academic Decathlon
   ° Beale AFB Land Use and Transportation Planning meeting with SACOG
   ° RCRC Executive Committee meeting February 11, 2015

IX. CLOSED SESSION: The Board retired into closed session at 11:17 a.m. and returned at 11:46 a.m. with all members present as indicated above.

   A. Pending litigation pursuant to Government Code §54956.9(d)(1) - Fellowship of Friends vs. County of Yuba – Direction provided

   B. Personnel pursuant to Government Code §54957(b)(1) – Public Appointment Public Health Officer – Update received
X.  RECESS TO 3:00 P.M.

A.  (068-15) Consider draft ordinances for revision of marijuana cultivation and finalize directions to staff to prepare ordinance for first reading.  (Two hour estimate) Chair Griego outlined the procedure for discussion and comments. Chief Deputy Counsel John Vacek and Chief Code Enforcement Officer Jeremy Strang recapped previous ordinance considerations and current two options which included the following and requested direction be provided as to final ordinance for first reading:

- Prohibits outdoor grow, authorizes indoor grow in a permitted accessory building to existing residence and registration provisions
- Prohibits outdoor grow on small parcels with 6 plants indoor and revises outdoor grows on graduated parcel size and includes registration provisions

Following Board discussion, the following individuals spoke:

- Ms. Karen Liggett
- Mr. Zach Cross, District Five
- Mr. Lee Boutt, Olivehurst
- Mr. Dennis McLeod, Olivehurst
- Mr. Rick, Olivehurst
- Mr. Brook, Browns Valley
- Ms. Kathie Thelen, Browns Valley
- Ms. Deirdre Echaman, Challenge
- Mr. Buck Weckman, Brownsville
- Mr. Gary Stubbs
- Mr. Cris Caldwell, Oregon House
- Mr. Gordon Abbott
- Ms. Jean Wyatt
- Mr. Tyler Mitchell, Oregon House
- Ms. Colene Weckman
- Mr. Mike Lee, Dobbins
- Mr. Max Del Real, Sacramento
- Mr. Eric Salerno
- Mr. Sean Fitzgibbons, Dobbins
- Mr. Charlie Sexton, District Five
- Mr. Mark Tyndale, Sacramento
- Mr. Gorge Garcia, Linda
- Ms. Dyanna Bollinger, District Five
- Mr. James Jones, Oregon House
- Ms. Shirley Henrikson, Browns Valley

Chair Griego indicated the ad hoc committee would continue relative to collectives.

MOTION: Move to direct Draft 5 Shasta Model for ordinance preparation and set first reading of ordinance February 24, 2015 at 3:00 p.m.
MOVED: Andy Vasquez          SECOND: John Nicoletti
AYES: Andy Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Hal Stocker
NOES: None  ABSENT: None  ABSTAIN: None
XI  ADJOURN: 4:35 pm in honor of Mr. Joseph Langdell, Mr. Ron Wooten, and Mr. Jimmie Weeks Jr.

ATTEST: DONNA STOTTERMeyer
CLERK OF THE BOARD OF SUPERVISORS

By: Rachel Ferris, Deputy Clerk

Chair

Approved: February 24, 2015