The County of Yuba
BOARD OF SUPERVISORS

AUGUST 25, 2015

The Honorable Board of Supervisors of the County of Yuba met on the above date, commencing at 9:39 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. Chair Griego presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez

II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Fletcher – 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: John Nicoletti SECOND: Andrew Vasquez
AYES: John Nicoletti, Andrew Vasquez, Roger Abe, Mary Jane Griego, Randy Fletcher
NOES: None ABSENT: None ABSTAIN: None

A. Administrative Services

1. (374-0815) Adopt resolution authorizing submittal of application, allocation of funds, and grant with the Department of Transportation for Airport Improvement Program and authorizing County Administrator to execute. Adopted Resolution No. 2015-84, which is on file in Yuba County Resolution Book No. 46.

B. Clerk of the Board of Supervisors

1. (375-0815) Reappoint Pete Hammontre and Kuldip Atwal to Assessment Appeals Board No. II as Representative and Alternate respectively for terms to end September 3, 2018. Approved.


C. County Administrator

1. (377-0815) Adopt resolution approving application to State Homeland Security Grant Program Fiscal Year 2015 and authorizing Director of Emergency Services to submit and execute all pertinent documents related to program including acceptance of funds. Adopted Resolution No. 2015-85, which is on file in Yuba County Resolution Book No. 46.
D. Health and Human Services

1. (378-0815) Adopt resolution authorizing Director to execute Memorandum of Understanding with the Department of Social Services and Department of Health Care Services for global data sharing. Adopted Resolution No. 2015-86, which is on file in Yuba County Resolution Book No. 46.

2. (379-0815) Approve agreement with California Statewide Automated System Consortium for intake enhancement of customer service center and authorize Chair to execute. Approved.

3. (380-0815) Approve Memorandum of Understanding with Sutter-Yuba Mental Health for California Work Opportunity and Responsibility to Kids and authorize Chair to execute. Approved.

4. (381-0815) Approve grant agreement with California Department of Public Health for Immunization Local Assistance and authorize Chair to execute documents required. Approved.

IV. SPECIAL PRESENTATION

A. (382-0815) Present proclamation honoring Hmong History Month September 2015. (Five minute estimate) Supervisor Vasquez read and presented the proclamation to Col. John Thao.

V. PUBLIC COMMUNICATIONS: Col. John Thao invited all to attend Hmong History Month celebration at the State Capital on September 2, 2015 at 10:00 a.m.

VI. COUNTY DEPARTMENTS

A. Administrative Services

1. (384-0815) Adopt resolution approving energy service contract with Op Terra Energy Services for implementation of certain energy improvements to benefit county facilities and authorizing the Chair, County Administrator, and Treasure-Tax Collector to execute contract, changes, insertions, and omissions; and approve implementation of Clean Renewable Energy Bonds. (Fifteen minute estimate) Director Doug McCoy briefly recapped and introduced OpTerra Energy Services Senior Manager Ashu Jain. Mr Jain recapped the following and responded to Board inquiries:
   - **Scope of Work**
     - Project size
     - Project maintenance and panel cleaning
   - Preliminary Financial Analysis
   - Project Benefits

Mr. Jeff Small, Capitol PFG, provided an overview of the funding plan:
- Clean Renewable Energy Bonds (CREBs)
- Interest and savings for 15-year and 20-year term loan
- Project costs and savings

County Administrator Robert Bendorf responded to specific inquiries regarding preferred funding terms and requested a certain amount of annual savings set aside as a reserve account for panel replacement and repair.
MOTION: Move to adopt resolution, approve 20-year loan term as preferred, and establish a reserve account for repair and replacement  MOVED: John Nicoletti SECOND: Andrew Vasquez
AYES: John Nicoletti, Andrew Vasquez, Roger Abe, Mary Jane Griego, Randy Fletcher
NOES: None  ABSENT: None  ABSTAIN: None

By roll call vote, the Board adopted Resolution No. 2015-87, which is on file in Yuba County Resolution Book No. 46.

B. Board of Supervisors

1. (385-0815) Receive presentation from Sacramento Area Council of Government (SACOG) on the Sacramento Regional Agricultural Infrastructure Project and provide staff direction as appropriate. (Thirty minute estimate) SACOG Program Manager David Shabazian recapped the following and responded to Board inquiries:
   • Rural Urban Connections Strategy (RUCS)
   • Regional Planning: Urban and Rural
   • Land Use Models
   • Food system analysis
   • Local Food Systems Gaps

SACOG Planner Garrett Ballard-Rosa recapped the following:
   • Food Hub Prototype facility
   • Sacramento Valley Food Hub - fresh produce facility
   • Operations Phasing
   • Processing line
   • Application of RUCS Tool in Yuba County
   • Existing Agricultural Assets
   • Soil, Water, Experience, Value
   • Future Opportunities
   • Local Markets - rising demands of local grown foods
   • Scenario Analysis
   • Agriculture Cluster Economic Multiplier Study
   • Urban Development and Agricultural
   • Economic and fiscal benefits of Yuba County’s Agricultural Conservation

President and Chief Executive Officer Lon Hatamiya, The Hatamiya Group, responded to inquiries from Supervisor Vasquez.

The following individual spoke: President John Munger, Yuba Sutter Farm Bureau

Following Board discussion direction provided to staff to review barriers to project and work towards eliminating them.

C. County Administrator

1. (386-0815) Approve Board of Supervisors response to the 2014-2015 Grand Jury Final Report and authorize Chair to execute. (Fifteen minute estimate) County Administrator Robert Bendorf recapped findings, response, and recommendations.
Owner-Operator Blue Sky, Dave Jewell responded to inquiries regarding ultra lights at the Yuba County Airport.

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


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

Adopted Resolution No. 2015-88, which is on file in Yuba County Resolution Book No. 46.

3. (388-0815) Approve employment agreement by and between County, Yuba County Superior Court, and Chief Probation Officer Jim Arnold; and authorize Chair to execute. (Ten minute estimate)

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

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

A. (345-0815) Ordinance - Hold public hearing, waive reading, and adopt ordinance repealing and re-enacting Section 4.45.050 of Title IV Board and Commissions as it relates to First Five Yuba Commission membership. (Roll call vote) (Second reading. Continued from August 11, 2015) (Ten minute estimate) Chair Griego opened the public hearing. No one came forward.

MOTION: Move to close public hearing, waive reading, and adopt ordinance
MOVED: Andrew Vasquez SECOND: Randy Fletcher
AYES: John Nicoletti, Andrew Vasquez, Roger Abe, Mary Jane Griego, Randy Fletcher
NOES: None ABSENT: None ABSTAIN: None

By roll call vote, adopted Ordinance No. 1546, which is on file in Yuba County Ordinance Book No. 24.

B. (346-0815) Ordinance - Hold public hearing, waive reading, and adopt ordinance establishing Chapter 4.70 of the Yuba County Ordinance Code establishing Historic Resources Commission. (Roll call vote) (Second reading. Continued from August 11, 2015) (Ten minute estimate) Chair Griego opened the public hearing. No one came forward.

MOTION: Move to close public hearing, waive reading, and adopt ordinance
MOVED: John Nicoletti SECOND: Andrew Vasquez
AYES: John Nicoletti, Andrew Vasquez, Roger Abe, Mary Jane Griego, Randy Fletcher
NOES: None ABSENT: None ABSTAIN: None

By roll call vote, adopted Ordinance No. 1547, which is on file in Yuba County Ordinance Book No. 24.
C. (347-0815) Ordinance - Hold public hearing, waive reading, and adopt ordinance creating Chapter 10.10 Expedite and Streamline Permit Process for Residential Rooftop Solar Energy System to the Yuba County Ordinance Code and make determination the ordinance is exempt from California Environmental Quality Act (CEQA). (Second reading, continued from August 11, 2015) (Roll Call Vote) (Ten minute estimate) Chair Griego opened the public hearing. No one came forward.

MOTION: Move to close public hearing, waive reading, and adopt ordinance
MOVED: John Nicoletti    SECOND: Andrew Vasquez
AYES: John Nicoletti, Andrew Vasquez, Mary Jane Griego, Roger Abe, Randy Fletcher
NOES: None     ABSENT: None     ABSTAIN: None

By roll call vote, adopted Ordinance No. 1548, which is on file in Yuba County Ordinance Book No. 24.

D. (389-0815) Public Hearing - Hold public hearing to receive independent consultant's report of review and evaluation of rate adjustment for Rate Year 2016 beginning October 1, 2015; adopt resolution adopting amendment to Recology Yuba Sutter Collection Service agreement and approving a two percent rate increase for rate year 2016. (Fifteen minute estimate) County Administrator Robert Bendorf recapped the franchise agreement related to rate increases, reviewed rate increase adjustments, and responded to Board inquiries.

Ms. Jackie Sillman and General Manager Mike Leggins, Recology, responded to Board inquiries.

Regional Waste Management Authority Director Steve Martin recapped refuse rate increase.

Chair Griego opened the public hearing. No one came forward.

MOTION: Move to close the public hearing and adopt
MOVED: Roger Abe    SECOND: John Nicoletti
AYES: John Nicoletti, Andrew Vasquez, Roger Abe, Mary Jane Griego, Randy Fletcher
NOES: None     ABSENT: None     ABSTAIN: None

Adopted Resolution No. 2015-89, which is on file in Yuba County Resolution Book No. 46.

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

A. (390-0815) Notice from Sutter-Yuba Mental Health enclosing Behavioral Health Advisory Committee year end report for Fiscal Year 2014-2015 Received.

B. (391-0815) Two notices from State Fish and Wildlife regarding flat tailed horned lizard as an endangered species and regulations regarding destruction of bird nests or eggs. Received.

IX. BOARD AND STAFF MEMBERS’ REPORTS:

Supervisor Nicoletti:
• Memorial Adjournment - Ms. Sara Easton
• Hogs and Hula Event at Sycamore Ranch Park, August 22, 2015
• Hmong History Month
Supervisor Abe: Challenged local Boards/Councils to contribute to Kiwanis to help with loss at Hogs and Hula Event

Supervisor Fletcher: Various Water Board meetings

Supervisor Griego:
- Memorial Adjournments - Mrs. Ella Mae Gothrow and Mr. Bill Bellflower
- SACOG meeting August 2, 2015
- CalAFCO Annual Conference and nominations for leadership, project of the year
- Marysville Joint Unified School District fundraiser to restore ROTC Program at Lindhurst High School and a letter of support

RECESS to 3:00 P.M. The Board recessed at 12:25 p.m. and reconvened at 3:05 p.m. with all present as indicted above.

A. (392-0815) Receive information on Agricultural Buffer and provide staff direction as appropriate. (Sixty minute estimate) Community Development Kevin Mallen and Planning Director Wendy Hartman recapped history of Magnolia Ranch's approval in the 2030 General Plan, completion of project, and adoption of the Development Code; and is not in compliance with the Development Code.

Following Board discussion on agricultural buffers relating specifically to Magnolia Ranch, County Counsel advised the item would have to be re-agendized for a future meeting.

Following additional discussion the Board recessed at 3:36 p.m. and returned at 3:54 p.m. with all member present as indicated above.

The Chair advised this item has been scheduled for September 1, 2015 at 4:30 p.m.

X.  ADJOURN 3:55 p.m. in honor of Ms. Sara Easton, Mrs. Ella Mae Gothrow, and Mr. William "Bill" Bellflower.

ATTEST: DONNA STOTTLMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: September 15, 2015