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 Randy Fletcher. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chair Griego presided.

I. **PLEDGE OF ALLEGIANCE** - Led by Supervisor Griego

II. **ROLL CALL** - Supervisors Vasquez, Nicoletti, Griego, Abe, Fletcher - Supervisor Fletcher absent.

MOTION: At the request of Counsel, move to add to Item X. Ordinances and Public Hearings, Item C. as the need to take action arose subsequent to the agenda being posted

MOVED: John Nicoletti          SECOND: Andrew Vasquez
AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe
NOES: None  ABSENT: Randy Fletcher  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 Consent Agenda  MOVED: Andrew Vasquez  SECOND: John Nicoletti
AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe
NOES: None  ABSENT: Randy Fletcher  ABSTAIN: None

A. Clerk of the Board of Supervisors

1. (458-1015) Approve meeting minutes of October 6, 2015. Approved.

B. Emergency Services

1. (459-1015) Adopt resolution proclaiming the existence of ongoing local drought emergency in the County of Yuba. Adopted Resolution No. 2015-107, which is on file in Yuba County Resolution Book No. 46.

C. Human Resources

1. (460-1015) Adopt resolution adopting Departmental Position Allocation in its entirety relating to Fiscal Year 2015-2016 Budget. Adopted Resolution No. 2015-108, which is on file in Yuba County Resolution Book No. 46.
D. Sheriff/Coroner

1. (461-1015) Approve agreement with D-Tac K-9 LLC for professional canine training and authorize Chair to execute. Approved.

IV. SPECIAL PRESENTATION

A. (462-1015) Present 2015 Employee Recognition Awards. Board members presented awards to the following:
   - Marisol Jimenez - Outstanding Leadership
   - Jeff Olsen - Public Service Excellence
   - John Whidden - Public Service Excellence
   - Ken Jores - Workforce Excellence
   - Alicia DeWoody - Workforce Excellence "Sustained-effort"
   - YubaWORKS Unit consisting of Sheila Baker, Ann Chellis, Theresa Gallier, Deanne Manning, Kirsten Mitchell, Matthew Ramirez, Sara Stewart, Robin Timoszyk, Ruth Vargas - Exceptional Teamwork

B. (463-1015) Present proclamation proclaiming October Children's Disabilities Awareness Month. Chair Griego presented the proclamation to Erin Newton and Kimberly Butcher of Family Soup who recapped programs and upcoming events.

V. PUBLIC COMMUNICATIONS: None.

VI. COUNTY DEPARTMENTS

A. Administrative Services

1. (464-1015) Approve agreement with Elite Security for one year and authorize Chair to execute. (Ten minutes estimate) Director Doug McCoy recapped inclusions within the agreement and responded to Board inquiries.

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

2. (465-1015) Adopt resolution authorizing the execution of certain lease financing documents regarding sale of certificates of participation in an amount not to exceed $5,600,000 to finance clean renewable energy project and authorizing and directing certain actions with respect thereto. (Fifteen minute estimate) Financial Advisor Jeff Small recapped the process, rates, terms of repayment for financing, and responded to Board inquiries.

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

   Adopted: Resolution No. 2015-109, which is on file Yuba County Resolution Book No. 46.

RECESS AS BOARD OF SUPERVISORS AND CONVENCED AS YUBA COUNTY PUBLIC FACILITIES CORPORATION

10/20/2015
1. Adopt resolution approving form and authorizing execution of certain lease financing documents regarding sale of certificates of participation in an amount not to exceed $5,600,000 to finance clean renewable energy project and authorizing and directing certain actions with respect thereto. (Five minute estimate)

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

By roll call vote, adopted Resolution No. 2015-2, which is on file with the Clerk of the Board of Supervisors.

ADJOURNED AND RECONVENED AS BOARD OF SUPERVISORS

B. Board of Supervisors

1. (467-1015) Consider authorizing membership to North Valley Hispanic Chamber of Commerce and take action as appropriate. (Ten minute estimate) Supervisors Nicoletti and Griego recapped membership and services and responded to inquiries.

Continued to November 3, 2015 Board meeting to allow for Chamber to be present and make presentation.

C. Child Support Services/Human Resources

1. (468-1015) Adopt resolution authorizing the hiring of a retired annuitant for Attorney III position with the exception to the 180 day wait period Government Code 7522.56 and 21224 and authorize Chair to execute. (Five minute estimate) Director Tina Taylor recapped immediate need for counsel services and responded to inquiries. Human Resources Director Jill Abel recapped process for hiring.

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

Adopted Resolution No. 2015-110, which is on file in Yuba County Resolution Book No. 46.

D. Community Development and Services

1. (466-1015) Adopt resolution accepting donation of $95,000 from CSA 2 residents and authorizing borrowing of $65,000 from CSA 66 to CSA 2 for additional paving of CSA 2 roads to be repaid with interest at the county pool rate. (4/5 vote required. Roll Call Vote) (Ten minute estimate) Public Works Director Mike Lee recapped donation and roads to be paved.

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

By roll call vote, adopted Resolution No. 2015-111, which is on file in Yuba County Resolution Book No. 46.
E. County Administrator

1. (469-1015) Provide direction for improvements needed at Juvenile Hall and Camp Singer. (Ten minute estimate) County Administrator recapped need for security camera and insulation repair and requested direction to move forward with estimates and to bring back costs and recommendations. Mr. Bendorf and Chief Probation Officer Jim Arnold responded to inquiries.

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

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

   A. (472-1015) Letter from United States Army Corps of Engineers regarding a series of public scoping meetings on the Yuba River Ecosystem Restoration Feasibility Study. Received.

VIII. BOARD AND STAFF MEMBERS’ REPORTS

   Supervisor Nicoletti:
   o Habitat for Humanity solar project and tree planting project
   o Marysville Cemetery Tales of Crypts October 10, 2015
   o Naturalization Ceremony October 16, 2015
   o Veterans Annual event October 15, 2015

   Supervisor Abe: Ribbon Cutting Ceremony for Highway 70/Feather River Interchange

   Supervisor Griego
   o SACOG Transportation Committee October 15, 2015
   o SACOG Regional Conference November 20, 2015
   o FRAQMD meeting October 19, 2015
   o OPUD Board meeting October 15, 2015
   o Naturalization Ceremony October 16, 2015

   County Counsel Angil Morris-Jones: Received consensus for Naturalization Ceremony June 2016 hosted by Yuba County

   County Administrator Robert Bendorf:
   o Tri County Juvenile Oversight Committee October 30, 2015
   o Discussion with various entities on community issues

IX. CLOSED SESSION: The Board retired into closed session at 10:29 a.m. and returned at 11:20 a.m. with all present as indicated above.

   A. Personnel pursuant to Government Code §54957 – Department Head Evaluation/Agriculture Commissioner

   B. Pending litigation pursuant to Government Code §54956.9(c) – Two Cases By unanimous votes, gave direction on one case and authorization to settle one case.
The Board recessed at 11:21 p.m. and reconvened at 1:30 p.m. with all present as indicated above, except Supervisor Nicoletti.

X. ORDINANCES AND PUBLIC HEARINGS: The clerk read the disclaimer and administered the oath of testimony to parties planning to make statements.

Supervisor Nicoletti joined the meeting at 1:34 p.m.

A. 1:30 P.M. (470-1015) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of $62,220.69 and the recording of a lien regarding 4589 Olivehurst Avenue, Olivehurst, Estate of Frank and Lanita C. Van Wagoner. (Roll Call Vote) (Thirty minute estimate) Code Enforcement Manager Jeremy Strang provided a PowerPoint presentation recapping the following:
- Determining factors
- Timeline of events
- Inspection of grow/Re-inspections performed
- Cost Accounting
- Pictures depicting cultivation

Ms. Charne: James, Counsel on behalf of property owners, recapped circumstances of personal grow and requested daily fines be reduced by four days. Ms. James responded to inquiries.

Chair Griego opened the public hearing. The following individual spoke: Ms. Karen Liggett

Chair Griego closed the public hearing

Supervisor Vasquez moved to reduce fines from 12 days to 10 days. Motion failed for lack of a second.

MOTION: Move to adopt findings, conclusion, orders, cost and penalties in the amount of $62,220.69 and recording of lien
MOVED: John Nicoletti    SECOND: Roger Abe
AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe
NOES: None    ABSENT: Randy Fletcher   ABSTAIN: None

B. 1:30 P.M. (471-1015) Public Hearing - Hold public hearing and adopt findings of facts, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of $66,854.42 and the recording of a lien regarding 6152 Brophy Road, Marysville, Nathan J. and Hannah M. Lang. (Roll Call Vote) (Forty-five minute estimate) Deputy Counsel John Vacek recapped the procedure for hearing. Chair Griego opened the public hearing.

Code Enforcement Officer Jeremy Strang provided a PowerPoint presentation including the following:
Determining Factors
Relevant facts and dates
Pictures depicting cultivation site

Mr. Nathan and Mrs. Hannah Lang, owners of property, recapped circumstances of tenant grow and requested 100 percent of penalties be removed.
Mr. Vacek and the Langs responded to inquiries regarding particular property, circumstances of grow, and other property previously owned within the County.

Supervisor Abe left the meeting at 2:17 p.m.

Following Mr. Vacek questions, Mrs. Lang further advised the property is vacant, would like to sell the property and requested the penalty be removed.

Mr. Strang and Ms. Lang responded to inquiries.

The following individual spoke: Ms. Karen Liggett

Chair Griego closed the public hearing.

MOTION: Move to adopt findings, conclusions, orders, cost and penalties in the amount of $66,854.42 and recording of lien
MOVED: Andy Vasquez SECOND: John Nicoletti
AYES: Andrew Vasquez, John Nicoletti, Mary Jane Griego
NOES: None ABSENT: Randy Fletcher, Roger Abe ABSTAIN: None

C. (473-1015) Consider extending time to set two administrative appeal hearings beyond code requirement for purposes of settlement negotiations. (No background material) Code Enforcement Manager Jeremy Strang requested additional time to continue negotiations through November 6 with hopes to resolve outstanding issues.

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

XI. ADJOURN 2:52 p.m.

ATTEST: DONNA STOTTMEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: November 3, 2015

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