The County of Yuba

BOARD OF SUPERVISORS

April 19, 2016

The Honorable Board of Supervisors of the County of Yuba met on the above date, commencing at 9:32 a.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors Andy Vasquez, Mary Jane Griego, Roger Abe, and Randy Fletcher. Supervisor John Nicoletti was absent. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemyer. Chairman Abe presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Abe

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

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

A. Clerk of the Board of Supervisors
   
   1. (156-0416) Approve meeting minutes from March 29 and April 5, 2016. Approved.

B. Community Development and Services
   
   1. (157-0416) Adopt resolution approving engineers report and declare intention to levy and collect assessments within Gledhill Landscaping and Lighting District for Fiscal Year 2016-2017. Adopted Resolution No. 2016-26, which is on file in Yuba County Resolution Book No. 47.

C. Library
   
   1. (158-0416) Authorize budget transfer in the amount of $7,312.00 from Professional Services to Salaries and Benefits to cover extra help costs for the current fiscal year. Approved.

D. Sheriff-Coroner
   
   1. (159-0416) Approve service agreement and letter of understanding with BGE Yuba for supplementary law enforcement services at Toyota Amphitheater and authorize Chair to execute. Approved.

IV. PUBLIC COMMUNICATIONS:

04/19/2016	MINUTE BOOK NO. 73 PAGE 50
V. COUNTY DEPARTMENTS

A. County Administrator

1. (160-0416) Adopt resolution authorizing Law Enforcement Fund 186 to borrow from Criminal Justice Impact Fee Fund 183 in an amount not to exceed $2.5 million towards construction costs of new Sheriff’s Facility. (Ten minute estimate) County Administrator Robert Bendorf and Deputy County Administrator Grace Mull recapped the funding needed for project, repayment of loan, and responded to Board inquiries.

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

   Adopted Resolution No. 2016-27, which is on file in Yuba County Resolution Book No. 47.

VI. ORDINANCES AND PUBLIC HEARINGS: If you challenge in court the action or decision of the Yuba County Board of Supervisors regarding a zoning, planning, land use or environmental protection matter made at any public hearing described in this notice, you may be limited to raising only those issues you or someone else raised at such public hearing, or in written correspondence delivered to the Yuba County Board of Supervisors at, or prior to, such public hearing and such public comments will be limited to three minutes per individual or group.

A. (161-0416) Ordinance - Hold public hearing, waive reading and introduce ordinance repealing and re-enacting certain Chapters of Title 13 of the Yuba County Consolidated Fee Ordinance regarding departmental fees. (First Reading) (Finance and Administration Committee recommends approval) (Ten minute estimate) (Roll Call Vote) Deputy County Administrator Grace Mull recapped departmental fee changes and responded to inquiries.

   The Chair opened the public hearing. There were no comments.

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

B. (162-0416) Public Hearing - Hold public hearing and adopt resolution rejecting all bids and declaring performance in house more economically efficient regarding Juvenile Hall Gym Encapsulation Project. (4/5 vote required) (Ten minute estimate) Administrative Services Director Doug McCoy recapped the project, bid process, estimated project costs, and economic advantages of work performed in-house. Mr. McCoy responded to inquiries.

   The Chair opened the public hearing. No public comments.

   MOTION: Move to close hearing, find it is an economic advantage to do as in-house project and reject all bids
   MOVED: Mary Jane Griego SECOND: Andrew Vasquez

04/19/2016
AYES: Andrew Vasquez, Mary Jane Griego, Roger Abe, Randy Fletcher
NOES: None    ABSENT: John Nicoletti    ABSTAIN: None

VII. ITEM OF PUBLIC INTEREST: Supervisor Fletcher declared a conflict and left the meeting at 9:55 a.m.

A. (163-0416) Consider application and making a finding of public convenience or necessity to allow a Type-20 off-sale beer and wine alcoholic beverage license to Lally Investments 2, LLC, located at the northeast intersection of Feather River Boulevard and River Oaks Drive. (Ten minute estimate) Planning Associate Planner Kevin Perkins recapped the location of gas station, request for license, and responded to inquiries.

MOTION: Move to make finding of public convenience to allow Type 20 off-sale beer and wine alcoholic beverage license and approved application to Lally Investments 2, LLC
MOVED: Mary Jane Griego SECOND: Andrew Vasquez
AYES: Andrew Vasquez, Mary Jane Griego, Roger Abe, Randy Fletcher
NOES: None    ABSENT: John Nicoletti    ABSTAIN: None

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

Supervisor Fletcher returned at 9:58 a.m.

A. (164-0416) Four notices from California Fish and Game Commission regarding fishing activity and logbooks; mammal regulations for the 2016-2017; meeting procedures; and California Spiny Lobster Fishery Management Plan. Received.

B. (165-0416) Letter from Western Riverside Council of Governments regarding California HERO Program and update on Consumer Protections. (Referral to Community Development Services Agency). Received.

C. (166-0416) Notice from California State Water Resources Control Board petition for temporary change involving transfer/exchange of water resources permit 16479 and specified license and permits of the U.S. Bureau of Reclamation. Received.

D. (167-0416) Agenda for Central Valley Regional Water Quality Control Board meeting Thursday, April 21, 2016 item No. 17. b relative to Yuba. Received.

E. (168-0416) Notice from Sutter-Yuba Mental Health Services regarding Three Year Program and Expenditure Plan update. Received.

IX. CLOSED SESSION: The Board retired into closed session at 10:09 a.m. and returned at 10:39 a.m.

A. Pending litigation pursuant to Government Code 54956.9(d)(1) - Resolution Fund Management vs. County of Yuba
   Authorized defending the county by unanimous vote

B. Personnel pursuant to Government Code 54957.6(a) - Labor Negotiations DSA/MSA/YCPOA/County of Yuba Negotiating Parties: Abel No report

C. Personnel pursuant to Government Code 54957(b)(1) Public Employee Discipline/Dismissal/Release By unanimous vote adopt findings of Administrative Law Judge
X. ADJOURN: 10:41 a.m.

ATTEST: DONNA STOTTELMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: May 10, 2016