The County of Yuba

BOARD OF SUPERVISORS

OCTOBER 10, 2017

Call to order 9:37 a.m. with Supervisors Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, and Randy Fletcher present. Also present was Deputy County Counsel Andrew Naylor, and County Administrator Robert Bendorf.

PLEDGE OF ALLEGIANCE - Led by Supervisor Leahy

ROLL CALL - Supervisors Vasquez, Leahy, Lofton, Bradford, Fletcher – All present

CONSENT AGENDA - All matters listed under Consent Agenda are considered to be routine and can be enacted in one motion.

MOTION: Move to approve Consent Agenda
MOVED: Gary Bradford  SECOND: Doug Lofton
YES: Andy Vasquez, Mike Leahy, Doug Lofton, Randy Fletcher
NOES: None  ABSENT: None  ABSTAIN: None

422/2017 Health and Human Services: Approve agreement with Yuba Community College for Independent Living Program in the amount of $65,652.00 per fiscal year, for term of July 1, 2017, through June 30, 2020; and authorize Chair to execute. Approved

477/2017 Board of Supervisors: Appoint Gary Miller, Gerald Norene, and Victor D. Graf to South Yuba Water District in lieu of election pursuant to Elections Code §10515(a)(3). Approved

484/2017 County Administrator: Adopt resolution for a zero tax exchange between County of Yuba and Browns Valley Irrigation District LAFCO 2017-0001 for annexation of 34 parcels into Browns Valley Irrigation District. Adopted Resolution No. 2017-136

488/2017 Sheriff-Coroner: Adopt resolution authorizing Sheriff to execute State Department of Boating and Waterway Grant agreement and any related documents for the purchase of a side scan sonar; and procurement of same upon approval of grant agreement. (Law and Justice Committee recommended approval) Adopted Resolution No. 2017-137

490/2017 Board of Supervisors: Appoint Sarbdeep Atwal, Joe Danna and David Read to Reclamation District 784 to a four year term in lieu of election pursuant to Water Code sections §50740, 50741 and 50742. Approved

SPECIAL PRESENTATION

458/2017 Receive presentation on Oroville Spillway construction update from California Department of Water Resources (DWR). (Randy Fessler, P.E. - DWR Emergency Response Program Manager) (15 minute estimate) (No background material) Postponed
PUBLIC COMMUNICATIONS – None

COUNTY DEPARTMENTS

487/2017 Community Development and Services: Adopt resolution to cease special taxes to be levied on property within Improvement Area B of Community Facilities District No. 2005-1. (Five minute estimate) Community Development and Services Director Kevin Mallen provided a brief recap and responded to Board inquiries.

MOTION: Move to approve
MOVED: Andy Vasquez  SECOND: Doug Lofton
YES: Andy Vasquez, Mike Leahy, Doug Lofton, Randy Fletcher
NOES: None  ABSENT: None  ABSTAIN: None

Adopted Resolution No. 2017-138

515/2017 Office of Emergency Services: Approve resolution proclaiming the existence of an ongoing local emergency due to wildland fires in the County of Yuba. County Administrator Robert Bendorff recapped wildland fire location and size, and execution of Emergency Proclamation. Mr. Bendorff responded to Board inquiries.

MOTION: Move to adopt
MOVED: Andy Vasquez  SECOND: Mike Leahy
YES: Andy Vasquez, Mike Leahy, Doug Lofton, Randy Fletcher
NOES: None  ABSENT: None  ABSTAIN: None

Adopted resolution No. 2017-139 via roll call vote

CORRESPONDENCE

451/2017 Receive Independent Audit Report and Financial Statements for Foothill Fire Protection District for Fiscal Year ending June 30, 2014 and 2015. Received

485/2017 Receive Yuba County Law library annual report 2016-2017. Received

481/2017 Notice from Rideout Health regarding facility closure and the relocation of MRI services. Received

500/2017 Receive Juvenile Justice Crime Prevention Act/Youthful Offender Block Grant annual report. Received

506/2017 Notice from California Fish and Game Commission regarding proposed regulatory actions relating to recreational abalone. Received

507/2017 Notice from California Governor’s Office of Emergency Services regarding small business administration physical disaster declaration relating to Ponderosa Fire. Received

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 Lofton: Commended County staff, Fire Departments, and Highway Patrol and other first responders

Supervisor Bradford: Commended staff for dedication
County Administrator Robert Bendorf:
- Update actions taken and status of the Cascade Fire
- Local Assistance center to be opened to assist those impacted by the Cascade fire
- Cancelled Employee Appreciation Picnic

CLOSED SESSION - The Board retired into closed session at 12:00 p.m. and returned at 12:53 p.m. with all members present as indicated above.


475/2017 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – significant exposure to litigation pursuant to 54956.9(d)(2) (1 case) – No report

501/2017 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION pursuant to Government Code 54956.9(d)(1) - Heidi Lepp, et al v. Yuba County, et al., Case number 2:17-CV-01317-GBE-EFB – By unanimous vote authority was given

513/2017 Labor Negotiations pursuant to Government Code §54957.6(a) – Confidential / Unrepresented / Management / Elected Officials (non-supervisory): Negotiator Robert Bendorf – By unanimous vote direction and authority was given

1:30 P.M. ADMINISTRATIVE HEARINGS – All matters continued to November 14, 2017

502/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 13998 Willow Glen Road, Oregon House, CA 95962; APN: 056-260-013; Property Owner: Kristina Watson. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017

504/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 14263 Neptune Lane, Oregon House, CA 95962; APN: 056-270-023; Property Owner: Morgan Ryan. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017

503/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 14246 Neptune Lane, Oregon House, CA 95962; APN: 056-270-003; Property Owner: Clifford Fritz. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017

505/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 14174 Opal Lane, Oregon House, CA 95962; APN: 056-270-005; Property Owner: James Roger Lee. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017

493/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 790 Boyer Road, Marysville, CA 95901; APN: 005-030-026; Property Owners: Gerri A. & Fred Jr. Patty. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017

494/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 1923 Chapman Avenue, Olivehurst, CA 95961; APN: 013-140-069; Property Owners: Ivan & Alison Pack. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017
495/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 1927 Chapman Avenue, Olivehurst, CA 95961; APN: 013-140-071; Property Owners: Mark A. & Nancy L. Otero. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017

496/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 5579 S. Gledhill Avenue, West Linda, CA 95901; APN: 021-332-003; Property Owner: Jose Chacon. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017

498/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 9192 Lynn Way, Brownsville, CA 95919; APN: 050-230-024; Property Owner: James Miller. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017

499/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 9186 Lynn Way, Brownsville, CA 95919; APN: 050-230-025; Property Owners: Lauren Miller & Matthew Ownes. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017

473/2017 Administrative Appeal Hearing - Hold appeal hearing to determine public nuisance for property located at 10504 Hwy 70, Marysville, CA 95901; APN: 005-010-038; Property Owner: Mohammed Reza Kashikar. (Community Development and Services) (20 minute estimate) (Roll Call Vote) Continued to November 14, 2017

ADJOURN: 12:53 p.m.

Chair

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

By: Rachel Ferris, Deputy Clerk

Approved: October 24, 2017