Call to order 9:00 a.m. with Supervisors Andy Vasquez, Mike Leahy, Doug Lofton, and Gary Bradford. Supervisor Randy Fletcher was absent. Also present was County Counsel Courtney Abril, County Administrator Robert Bendorf, and Clerk of the Board Rachel Ferris.

PLEDGE OF ALLEGIANCE – Led by Supervisor Bradford

ROLL CALL - Supervisors Vasquez, Leahy, Lofton, Bradford, Fletcher – Supervisor Fletcher absent

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
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford
NOES: None ABSTAIN: None ABSENT: Randy Fletcher

224/2018 Board of Supervisors: Adopt resolution continuing local emergency regarding proliferation of illegal cannabis cultivation. Adopted Resolution No. 2018-88

244/2018 Community Development and Services: Authorize the Auditor/Controller to disburse $680,453.43 in Measure D funds from Fund 807 to the County Road Fund, City of Marysville and City of Wheatland in the following amounts: $644,729.62 County Road Fund (Fund 102), $27,218.14 City of Marysville, and $8,505.67 City of Wheatland. Approved

253/2018 Community Development and Services: Adopt resolution summarily vacating a public road over a portion of Dunning Avenue, road number 380, and authorize Chair to execute a quitclaim deed to Three Rivers Levee Improvement Authority upon review and approval of County Counsel. Adopted Resolution No. 2018-89

247/2018 Board of Supervisors: Reappoint Gayle Diemond to Yuba County Commission on Aging as an At-Large representative with a term ending June 23, 2021. Approved

262/2018 Board of Supervisors: Approve Yuba County Children's Wellness and Child Abuse Prevention Council Organizational Bylaws. Approved
269/2018 Community Development and Services: Approve Contract Change Order No. 1, accept Contract No. Storm 17-002 Storm Damage Repair on Camp Far West Road, Long Ravine Road, Spenceville Road, and Waldo Road project as complete; authorize Public Works Director to execute Contract Change Order, and sign and record Notice of Completion. Approved

261/2018 Sheriff-Coroner: Approve agreement with Placer County for the provision of pathological services for two years commencing on July 1, 2018 and continuing through June 30, 2020, and authorize the Chair to sign. Approved


270/2018 Administrative Services: Approve Request for Proposal for the installation of high-definition security cameras in Juvenile Hall/Camp Singer. (Public Facilities Committee recommends approval) Approved

272/2018 Emergency Services: Adopt resolution proclaiming an ongoing local emergency due to Tree Mortality. Adopted Resolution No. 2018-91

273/2018 Emergency Services: Adopt resolution to approve ongoing local emergency proclamation due to Flood Waters. Adopted Resolution No. 2018-92

274/2018 Emergency Services: Adopt resolution proclaiming existence of an ongoing emergency in the County of Yuba due to Historic Rainfall. Adopted Resolution No. 2018-93

275/2018 Emergency Services: Adopt a resolution proclaiming existence of an ongoing local emergency due to the Oroville Dam Event. Adopted Resolution No. 2018-94

276/2018 Emergency Services: Adopt resolution proclaiming existence of an ongoing local emergency due to wildland fires in the County of Yuba. Adopted Resolution No. 2018-95

243/2018 Administrative Services: Authorize agreement with TREMCO for weather proofing at Government Center and authorize Chair to execute. Approved

279/2018 Community Development and Services: Approve Contract Change Order No. 1, accept Contract No. 2015-2231, and 2016-2237 Hammonton Smartsville Road projects as complete; authorize Public Works Director to execute Contract Change Order, and sign and record Notice of Completion. Approved

285/2018 Sutter-Yuba Behavioral Health: Adopt resolution authorizing the application for and receipt of No Place Like Home Program Technical Assistance Grant Funds and authorize the Interim Local Mental Health Director to execute grant application, and any and all amendments thereto, upon review and approval of County Counsel. Adopted Resolution No. 2018-96

286/2018 County Administrator: Adopt resolution authorizing County Administrator to enter into a Letter of Agreement with FM3 Research for a public opinion survey. Adopted Resolution No. 2018-97

06/12/2018
263/2018 Community Development and Services: Approve Public Interest Finding for FEMA Culvert Replacement Project, Contract No. 178/2018, for areas affected by the 2017 winter storms located on Oregon Hill Road, Barton Hill Road, Celestial Valley Road and Dairy Road. Approved

298/2018 Clerk of the Board of Supervisors: Approve meeting minutes of May 22, 2018. Approved as written

SPECIAL PRESENTATIONS

271/2018 Special Presentation: June 2018 Elder and Dependent Adult Abuse Awareness Month. (Ten minute estimate) Chair Vasquez read and presented proclamation to Program Manager Julie Mahon.

237/2018 Special Presentation: Receive presentation from the Keep 70 Safe Committee regarding proposed expansion of State Route 70 north of Marysville. (Fifteen minute estimate) Ms. Pamela Warmack recapped Highway 70 widening project and presented a PowerPoint presentation outlining the following:
• Increased traffic
• Gridlock in the City of Marysville
• Pollution and decrease in air quality
• Increase in major disease due to poor air quality
• Requested air monitoring station near Marysville High School
• Emergency evacuation gridlock

Mr. Finley Williams recapped drainage concerns.

The following individuals spoke:
• Mr. Alfred Bulf
• Ms. Rachelle McCauley
• Mr. Ross Patterson
• Ms. Pam Shaver

PUBLIC COMMUNICATIONS - none

COUNTY DEPARTMENTS

250/2018 Community Development and Services: Award contract to apparent low bidder Escheman Construction, for FEMA Culvert Replacement Project Contract No. 178/2018; and authorize Chair to execute upon review and approval of County Counsel. Principal Engineer Dan Peterson provided a brief recap.

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

241/2018 Community Development and Services: Adopt resolution authorizing Community Development Director to accept donations to the Yuba County Library. (Five minute estimate)
Director Kevin Mallen briefly recapped and responded to Board inquiries.
MOTION: Move to adopt  
MOVED: Doug Lofton SECOND: Gary Bradford  
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford  
NOES: None ABSTAIN: None ABSENT: Randy Fletcher  

Adopted Resolution No. 2018-98

234/2018 Administrative Services: Approve amendment No. 2 with Vanir Construction Management Inc. for Professional Services and authorize Chair to execute. Director Tim McCoy recapped project and responded to Board inquiries.

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

264/2018 Administrative Services: Authorize Request for Proposal to replace both S-18 and E-19 exhaust fans at the Courthouse. (Public Facilities Committee recommends approval) (Five minute estimate) Director Tim McCoy recapped project advising fans are original equipment to the building and in poor condition.

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

265/2018 Administrative Services: Authorize Request for Proposal for full replacement of the Integrated Electronic Security System (IESS) at Yuba County Jail. (Public Facilities Committee recommends approval) (Five minute estimate) Director Tim McCoy recapped necessity for replacement.

County Administrator Robert Bendorf advised staff will work with Administrative Services and the Sheriff’s Department to determine funding options.

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

266/2018 Auditor-Controller: Appoint two Board members to sit on the Countywide Oversight Board in accordance with Health & Safety Code 34179(j). (Five minute estimate) Auditor Rich Eberle provided a brief recap.

Supervisor Doug Lofton volunteered as the County representative.

Following Board discussion it was decided to bring the matter of the public appointee back to the Board at the June 26th meeting.
MOTION: Move to appoint Doug Lofton as County Representative  
MOVED: Gary Bradford SECOND: Mike Leahy  
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford  
NOES: None ABSTAIN: None ABSENT: Randy Fletcher

277/2018 Community Development and Services: Approve agreement with 1st Choice DVBE to provide design and construction management services for the Marysville Road Storm Damage Repair project and authorize Chair to execute. Director Mike Lee recapped project, funding sources, and award of project to 1st Choice DVBE.

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

289/2018 Sutter County Health and Human Services: Approve appointment of Mr. Rick Bingham Interim Local Mental Health Director and Alcohol and Drug Program Administrator effective June 13, 2018. (Ten minute estimate) Sutter County Health and Human Services Director Nancy O’Hara provided a brief recap and introduced Mr. Rick Bingham.

Mr. Bingham responded to inquiries relating to his experience.

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

254/2018 10:00 A.M. Sheriff-Coroner: Receive final report and presentation of the comprehensive services delivery and staffing review of the Yuba County Sheriff’s Department from Citygate Associates LLC. (45 minute estimate) Law Enforcement Practice Leader Sam Spiegel provided a PowerPoint presentation introducing the project which included:

- Overall Assessment of Crime and Staffing Levels  
- Understaffing impacts  
- Workload Assessments  
- Training, Recruitment, and Retention  
- Recommendations  
  - Staffing levels  
  - Software  
  - Post Certificate Training Mandates

Mr. Spiegel responded to Board inquiries.

268/2018 Auditor-Controller: Approve Budget Adjustment to cover unanticipated costs related to professional services and project management costs for 2017-18. Auditor Rich Eberle recapped staffing and program costs increases and responded to Board inquiries.
MOTION: Move to approve
MOVED: Mike Leahy SECOND: Doug Lofton
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford
NOES: None ABSTAIN: None ABSENT: Randy Fletcher

Approved via Roll Call Vote

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

291/2018 County Administrator: Authorize County participation in coalition letter by California State Association of Counties (CSAC) regarding proposals to revise or reduce wildfire liabilities for responsible parties, with approval of providing use of County seal. (Five minute estimate)
Pulled by department

293/2018 County Administrator: Approve letter of opposition for AB 1912 relating to the liabilities of public employees’ retirement systems with joint powers agreements, and authorize Chair to execute. (Five minute estimate) Management Analyst Jamme Yang recapped letter of opposition and responded to Board inquires.

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

Auditor Richard Eberle advised the California State Association of County Auditors had sent a letter of opposition to AB 1912.

ORDINANCES AND PUBLIC HEARINGS


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

Economic Development Corporation President Brenda Stranix and Cynthia Roderick provided a brief recap of the 2018 Comprehensive Economic Development Strategy.
MOTION: Move to close the public hearing and adopt
MOVED: Mike Leahy SECOND: Doug Lofton
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford
NOES: None ABSTAIN: None ABSENT: Randy Fletcher

Adopted Resolution No. 2018-99 via Roll Call Vote

281/2018 Community Development and Services: Public Hearing - Hold public hearing to consider formation of CSA 72 for road and drainage maintenance of Candlewood Way and Providence Way; accept Engineers report and tabulate ballots for formation and imposition of assessments. (Fifteen minute estimate) Director Mike Lee recapped process and timeline for the formation of CSA 72.

Chair Vasquez opened the public hearing. No one came forward. Chair Vasquez closed the public hearing.

The ballots were opened and counted; with 11 Approve ballots, 2 Disapprove, and 1 blank ballot. Mr. Lee advised in the absence of a majority protest the results would be submitted to LAFCO for further processing.

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

259/2018 Notice from Beale Air Force Base regarding closure of Schneider Gate on North Beale Road. Received

256/2018 Three notices from California State Water Resources Control Board regarding transfer of up to 10,975 acre feet of water from City of Sacramento, Carmichael Water District, and San Juan Water District. 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 Leahy: Economic development

Supervisor Vasquez: Structure fire on Pinewood Way

County Administrator Robert Bendorf:
- SACOG open house at New Earth Market in the Harvest Room
- Recology Negotiations

CLOSED SESSION - The Board retired into closed session at 11:39 a.m. and returned at 12:30 p.m. with all members present as indicated above.

23/2017 Conference with Legal Counsel - Existing litigation pursuant to Government Code §54956.9(d)(1) - Hedrick vs. Grant Case No. 2:76-CV-00162-GBW-EB - No reportable action

288/2018 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION. Significant exposure to litigation pursuant to Government Code Section §54956.9. (2)(d) Number of potential cases: Two - one case authority provided to staff by unanimous vote; and one case no reportable action
290/2018 Conference with Legal Counsel - Anticipated Litigation - initiation of litigation pursuant to §54956.9(d)(4)
- One Case – Direction to initiate an action has been given by the Board by unanimous vote, action of the particulars shall once formally commenced be disclosed to any person upon inquiry, unless to do so would jeopardize agencies ability to effectuate service of process on one or more unserved parties.

ADJOURN: 12:31 p.m.

ATTEST: RACHEL FERRIS
CLERK OF THE BOARD OF SUPERVISORS

Chair

Approved: July 10, 2018