The County of Yuba
BOARD OF SUPERVISORS

FEBRUARY 12, 2019

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

PLEDGE OF ALLEGIANCE – led by Supervisor Bradford

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

Supervisor Vasquez left the dais at 9:01 a.m. and returned at 9:02 a.m.

ADD TO AGENDA: Deputy County Counsel Brunella Wood added to agenda Closed Session Item 391-2017 Existing Litigation: Hedrick vs. Grant Case No. 2:76-CV-00162, as the need to take action arose subsequent to the agenda being posted.

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

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

MOTION: Approve Consent Agenda
MOVED: Randy Fletcher SECOND: Andy Vasquez
AYES: Andy Vasquez, Doug Lofton, Gary Bradford, Randy Fletcher
NOES: None ABSENT: Mike Leahy ABSTAIN: None

33/2019 Board of Supervisors: Appoint Ernest Karl Sakamoto to Yuba County Commission on Aging as a District Two Representative with a term ending December 31, 2020. Approved

34/2019 Board of Supervisors: Appoint Kimberly Knight to Sutter-Yuba Behavioral Health Advisory Board as a Family Representative with a term ending June 30, 2020. Approved

35/2019 Board of Supervisors: Reappoint Jared Hastey to Law Library Board of Trustees as an At-Large Representative with a term ending January 27, 2020. Approved

38/2019 Clerk of the Board of Supervisors: Approve meeting minutes of January 8th and 10th, 2019. Approved as written

02/12/2019
39/2019 Emergency Services: Adopt resolution authorizing Director of Emergency Services or Emergency Services Manager to apply for and execute the American Kennel Club Reunite Trailer Grant. Adopted Resolution No. 2019-14

5/2019 Clerk Recorder-Elections: Adopt resolution authorizing the Yuba County Clerk-Recorder/Registrar of Voter to enter into an agreement with California Secretary of State for cyber security and infrastructure improvements related to VoteCal. Adopted Resolution No. 2019-15

51/2019 Board of Supervisors: Approve 2019 Board of Supervisors Standing Committee appointments as recommended by Chair. Approved

52/2019 Board of Supervisors: Reappoint Albert DelBono to Brownsville Cemetery District as a Director with a term ending February 10, 2023. Approved

50/2019 Community Development and Services: Approve Contract Change Order No. 1, accept Gold Village Drought Resiliency Project as complete, and authorize Public Works Director to sign and record Notice of Completion. Approved

44/2019 Elections: Adopt resolution authorizing the Yuba County Clerk-Recorder/Registrar of Voters to enter into an agreement with the California Secretary of State for "Voting System Replacement Contract 2018." Adopted Resolution No. 2019-16

45/2019 Human Resources: Approve agreement between County of Yuba and Non-Represented Miscellaneous employees to pay an additional portion of employer's share of CalPERS pension costs and authorize Chair to execute. Approved


SPECIAL PRESENTATIONS

37/2019 Present Proclamation to Casa De Esperanza for Teen Dating Violence Awareness and Prevention Month, February 2019. (Five minute estimate) Vice Chair Lofton read and presented proclamation to Deborah Lineker, Prevention Education Coordinator, Casa De Esperanza.

Ms. Lineker commended the Board for their support.

48/2019 California State Association of Counties presentation of Innovation Award for 14Forward project. (No background material) (Ten minute estimate) CSAC representative Mr. Manuel Rivas recapped Challenge awards and presented the 2018 California Counties Challenge Innovation award, with special recognition of: Robert Bendorf, Jennifer Vasquez, Tracy Bryan, Chaya Galicia, Kevin Mallen and Jeremy Strang.

County Administrator Robert Bendorf also recognized the following for their input and assistance: Habitation for Humanity, Salvation Army, Youth Build, and Hands of Hope.

22/2019 Receive presentation from Beale Air Force Base in regards to Economic Impact Statement for Fiscal Year 2017. (No background material) (Ten minute estimate) Installation Support Deputy Director Bob Lala provided a PowerPoint presentation on economic impacts, including the following:

- Personnel
  - 11,541 assigned personnel military and civilian
  - Civilian pay average $68 million per year
  - Military pay average $282 million per year

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- Contracts
  - Local Contract Expenditure $183 million annually
- Job creation
  - Jobs created 1,927
  - Average annual salary of $48,471
- Economic Impact
- Overall impacts of payroll, contract expenditures and job creation $627,160,796

Mr. Lala responded to Board inquiries.

PUBLIC COMMUNICATIONS

Emergency Operations Manager Scott Bryan: Update on winter storm

COUNTY DEPARTMENTS

42/2019 Community Development and Services: Adopt resolution authorizing Public Works Director to complete the purchase of the eastern 5.0 acres of APN 019-292-005 for Goldfields Parkway project, including any and all necessary documents upon review of County Counsel. (Five minute estimate) Director Mike Lee recapped necessity of property acquisition.

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

Adopted Resolution No. 2019-17

53/2019 Community Development and Services: Initiate Proposition 218 process and set date for public hearing to consider assessment increase for County Service Area 14. (Five minute estimate) Director Mike Lee recapped process and responded to Board inquiries.

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

56/2019 Community Development and Services: Approve Contract Change Order No. 2 for the Intersection Improvements at Olivehurst Ave and Powerline Road, and authorize Public Works Director to execute the Change Order. (Five minute estimate) Deputy Director Perminder Bains recapped project, necessity of change orders, and costs totaling $155,875.54.

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

59/2019 Community Development and Services: Approve Contract Change Order No. 3, accept Contract No. 2018-2236 Feather River Boulevard Curve Correction as complete; authorize Public Works Director to execute Contract Change
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Order, and sign and record Notice of Completion. (Five minute estimate) Deputy Director Perminder Bains provided a brief recap.

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

60/2019 Community Development and Services: Adopt resolution ending Yuba County's participation in the Planning Agreement for the Yuba-Sutter Regional Conservation Plan. (Ten minute estimate) Planning Manager Kevin Perkins recapped project.

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

Adopted Resolution No. 2019-18

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

26/2019 Six notices from California Fish and Game Commission regarding proposed regulatory actions. Received

27/2019 Notice from Cal OES Governor's Office of Emergency Services regarding response to State of Emergency, California Disaster Assistance Act Funding, and Presidential Disaster Declaration Requests. Received

36/2019 Letter from California Region American Lung Association regarding the 17th annual American Lung Association State of Tobacco Control Report released on January 30, 2019. Received

43/2019 Letter from Yuba County Seniors regarding a building to operate and serve the local seniors. Received

46/2019 Notice from California State Water Resources Control Board regarding Fiscal Year 2017-18 Local Primacy Agency Annual Evaluation. Received

49/2019 Letter from Louise C. Ahart regarding various county matters. Received

BOARD AND STAFF MEMBERS' REPORTS

Supervisor Vasquez: Possible Senior Center solution

Supervisor Fletcher: Cascade Fire assistance and collaboration with California Conservation Corp and Water Agency - County Administrator's staff will assist

Supervisor Bradford:
- Attended Sacramento Region Policy Makers Dinner
- Cannabis Ad hoc committee business tours
- Climate Change panel discussion at UC Davis

02/12/2019
County Administrator Robert Bendorf:

• Midyear budget presentation February 26
• Unfunded Liability strategies and formalizing policies
• Base Year Value ordinance March 12
• Habitat for Humanity dedication event February 9

ADDED TO AGENDA: Deputy County Counsel Brunella Wood added to agenda closed session item 884-2018 PUBLIC EMPLOYMENT – interview and consideration of candidate to position of Public Health Officer, as the need to take action arose subsequent to the agenda being posted.

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

CLOSED SESSION The Board retired into closed session at 10:11 a.m. and returned at 11:12 a.m. with all member present as indicated above.

391-2017 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION pursuant to Government Code Section 54956.9(d)(1), name of case: Derril Hedrick et al. v. James Grant, Yuba County, et al. – U.S. District Court, Eastern District of California, Case No. 2:27-CV000162. Added to the closed session agenda – No reportable action

884/2018 PUBLIC EMPLOYMENT – interview and consideration of candidate to position of Public Health Officer pursuant to Gov. Code § 54957(b)(1) – Nothing to report

942/2018 PUBLIC EMPLOYMENT – pursuant to Government Code § 54957(b)(1), Title: County Counsel – Direction was provided

64/2019 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION pursuant to Government Code Section 54956.9(d)(1) - John Wyatt, William Turnbull, et al. v. Yuba County, Yuba County Sheriff’s Office, Case No. CVCV17-000073 – Authority provided

65/2019 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION pursuant to Government Code Section 54956.9(d)(1) - County of Yuba v. PG&E Corporation, et al., Case No. CVCV17-000045 – No reportable action

1:30 P.M. BOARD WORKSHOP

24/2019 Agricultural Commissioner: Presentation on the current status of Industrial Hemp Regulation in California. (60 minute estimate) Agricultural Commissioner Steven Sheer provided a PowerPoint presentation including the following:

• Federal status of Industrial Hemp
• California Industrial Hem Law
• Senate Bill 1409 changes effective January 1, 2019
  • Annual Registration
  • Allows Agricultural Department to charge fees to cover costs
  • Allows pruning, tending, and culling of plants
  • Requires sampling and provides time line
  • Requires testing by Department approved laboratory
  • Specifies crop destruction to begin within 48 hours and completed within 7 days
  • Authorize Department to establish an agricultural pilot program

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Current Status of CA Regulations Registration fees expected to be final in April with remaining regulations to be adopted in September

Mr. Sheer outlined the following concerns:
- Potential work load impacts
- Responsibility for conducting and overseeing testing and protocols
- Responsibility for enforcing crop destruction Industrial Hemp production
- Inspection for pest and disease

The following individual spoke: Ms. Lew Neal

Mr. Sheer responded to specific inquiries related determining status of grow, amount of THC in plants, zoning, and interest from Farm Bureau.

ADJOURN: 1:59 p.m.

Chair

ATTEST: RACHEL FERRIS
CLERK OF THE BOARD OF SUPERVISORS

Approved: March 12, 2019