Call to order 9:00 a.m. with Supervisors Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, and Randy Fletcher. Also present were County Counsel Michael Ciccozzi, 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 – 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: Randy Fletcher  SECOND: Andy Vasquez
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, Randy Fletcher
NOES/ABSENT/ABSTAIN: None

443/2019 Health and Human Services:  Adopt resolution authorizing Yuba County Health and Human Services Director to apply and accept Maternal, Child and Adolescent Health (MCAH) Grant funds, and execute the Grant Agreement and other pertinent documents. Adopted Resolution No. 2019-91

444/2019 Community Development and Services: Receive Notice of Final Tract Map Number TM 2018-0002, The Orchard Phase Two-2, Unit 2, under review, pending approval. Approved

440/2019 Community Development and Services:  Adopt resolution authorizing the Public Works Director to complete the real property exchange with Gill Property Development, LLC, exchanging a portion of APN 020-133-012 for a portion of APN 020-133-011, and authorizing him to execute all documents needed to complete the exchange/escrow; subject to County Counsel review. Adopted Resolution No 2019-92

441/2019 Health and Human Services:  Approve first amendment to agreement with The Salvation Army for the provision of residential treatment or temporary sheltering services for California Work Opportunity and Responsibility to Kids (CalWORKs) clients and authorize Chair to execute. Approved

449/2019 Administrative Services:  Declare surplus items as fully depreciated and authorize disposal pursuant to Ordinance Code Title 2 Section 2.50.060. Approved
446/2019 Emergency Services: Authorize request for proposals (RFP) on distribution of solicitation for Emergency Operations Center exercise, slow rise Standard Operating Procedures testing, and direct Department of Administrative Services to distribute. Authorized

447/2019 Sheriff-Coroner: Receive Inmate Welfare Expenditure Summary for Fiscal Year 2018-19 pursuant to Penal Code §4025 (e). Received

454/2019 Community Development and Services: Accept Heartland at Plumas Lake (formerly known as Rio Del Oro Village 16) as complete and release Performance Bond. Approved

459/2019 County Counsel: Approve a Legal Services agreement with Prentice, Long & Epperson in an amount not to exceed $100,000 and authorize Chair to execute. Approved

462/2019 Board of Supervisors: Reappoint Ms. Nancy Jackson to In-Home Supportive Services Advisory Committee as a Representative with a term ending May 23, 2021. Appointed

450/2019 Clerk of the Board of Supervisors: Approve regular and Budget Workshop minutes of August 13, 2019. Approved as written

396/2019 Board of Supervisors: Adopt resolution continuing local emergency regarding proliferation of illegal cannabis cultivation. Adopted Resolution No. 2019-93

437/2019 Board of Supervisors: Reappoint Mr. Bruce Bishop as an At-Large Representative to Assessment Appeals Board No. 2 with a term ending September 5, 2022. Appointed

438/2019 Board of Supervisors: Reappoint Mr. James Purcell as a Residential Representative to Plumas Lake Specific Plan Design Review Committee with a term ending September 13, 2021. Appointed

SPECIAL PRESENTATIONS

456/2019 Present proclamation recognizing the week of September 15, through September 21, 2019 as National Child Passenger Safety Week. (Five minute estimate) Chair Leahy read and presented proclamation to Program Aid Tarrah Tomlinson.

413/2019 Present proclamation recognizing September 2019 as Hmong History Month. (Five minute estimate) Pulled at the request of Supervisor Vasquez.

457/2019 Present proclamation to Yuba County One-Stop Career Center. (Five minute estimate) Chair Leahy read and presented proclamation to Yuba County One Stop Career Center Director Caron Job, Deputy Director Employment Development Carianne Huss, and North Central Counties Consortium Cindy Newton.

Ms. Job commended the partners they work closely with, and the Board of Supervisors for their support.

PUBLIC COMMUNICATIONS

• Mr. Clayton Rapoza, benefits of In Home Supportive Services, home health care and costs savings
• Ms. Claudia Counts, In Home Supportive Services medical needs, and preventative care

09/10/2019
• Ms. Bianca Oliver, supports In Home Supportive Services
• Ms. Linda Kay, an In Home Supportive Services care giver since 2008, diabetic and stroke patient care

COUNTY DEPARTMENTS

448/2019 Community Development and Services: Authorize Public Works Director to direct Contractor to pave Forty Mile Road for the Overlay Phase I (Valley) Project, Contract No. 9200-2019. (Five minute estimate). Deputy Director Perminder Bains recapped change order request and associated costs, and responded to Board inquiries.

County Administrator Robert Bendorf recapped the use of impact fees.

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

453/2019 Human Resources: Approve modified Health Officer class specification which incorporates duties for a Yuba and Sutter County Health Officer, authorize bi-county Health Officer recruitment using increased salary range and authorize staff to work with Sutter County to develop an MOU for shared health officer services (Ten minute estimate). Director Jill Abel recapped recruitment process for the position, which included the use of an outside recruiter, salary increase request; and advised costs and salary would be shared between Yuba and Sutter County.

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

463/2019 Board of Supervisors: Appoint two representatives to the Oroville Dam Citizens Advisory Commission. (Five minute estimate) Supervisors Bradford and Lofton volunteered to serve as representative, and Supervisor Vasquez volunteered to serve as Alternate.

MOTION: Move to appoint Supervisors Bradford and Lofton as Representatives, and Supervisor Vasquez as Alternate
MOVED: Randy Fletcher SECOND: Andy Vasquez
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, Randy Fletcher
NOES/ABSENT/ABSTAIN: None

452/2019 Human Resources: Approve Memorandum of Understanding with Yuba County Probation Peace Officers Association (YCPPOA) for a term beginning September 1, 2019 through June 30, 2022. (Five minute estimate). Director Jill Abel provided a brief recap.

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

09/10/2019
CORRESPONDENCE – the Board received the following correspondence

442/2019 Three notices from California Fish and Game Commission regarding notices of proposed regulatory actions and notice of findings.

439/2019 Receive letter from Mr. Herman Von Borstel regarding climate change and global warming.

451/2019 Postcards relating to Campaign for Immigrant Detention Reform.

BOARD AND STAFF MEMBERS’ REPORTS

Supervisor Vasquez:
• Linda County Water public hearing
• Request consideration of an Ad Hoc Committee to address Homeless on the water side of the levees and associated issues

Chair Leahy established an Ad Hoc Committee to address Homeless Camps on the water side of the levees and associated issues included identifying illegal trash dumps; and appointed himself and Supervisor Vasquez to serve.

Supervisor Bradford:
• East Nicolaus Labor Day Parade
• Commended Public Information Officer and Office of Emergency Services on the Facebook live stream interview

Supervisor Fletcher:
• Met with California Fair Plan Property Insurance Director Anneliese Jivan
• Various meetings with Forest Management Task Force Committee, Fire Safe Council, and Sierra Nevada Conservancy regarding Fire hardening
• AT&T considering a cell tower in Brownsville

Supervisor Leahy: Out of state September 11 – 13, Regional White House conference in Washington D.C.

CLOSED SESSION: the Board retired into closed session at 9:49 and returned at 1:00 p.m. with all members present and indicated above. County Counsel Mike Ciccozzi announced there was no reportable action.

458/2019 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION pursuant to Government Code section 54956.9(d)(1) - Howard Jarvis Taxpayers Association et al. v County of Yuba et al., Yuba County Superior Court Case No. CVPT18-0002127

RECESS TO 1:00 P.M.

ORDINANCES AND PUBLIC HEARINGS

445/2019 Board of Supervisors: Hold a public hearing, receive recommended adjustments and approve the Fiscal Year 2019-2020 Final Budget.

Chair Leahy opened the public hearing.
County Administrator Robert Bendorf provided a PowerPoint Presentation outlining the 2019/2020 Fiscal Year Budget including the following:

Increase in Discretionary Revenue $162,000.

One time Revenues:
- Ostrom Landfill Host Fees: $3,020,000
- Fund Balance: $2,682,170

Recommended Appropriations increase: $9,640,575
- General Fund Reserves: $3,700,000
- General Fund Contingencies: $1,310,000
- Economic Uncertainty: $1,480,575
- Capital Improvement Fund: $1,500,000
- PERS 115 Trust: $450,000
- Code Enforcement: $600,000
- Cash Flow: $600,000

Additional Recommended Adjustments: $783,679
- Yuba Watershed – Fire Safe Council: $250,000
- Clerk Recorder Trust: $251,016
- Information Technology: $100,000
- Miscellaneous Department Adjustments: $182,663

Total Fiscal Year 2019/20 Budget: $227,242,004

Chair Leahy closed the public hearing.

MOTION: Move to approve Operating funds in the amount of: $200,244,264
MOVED: Gary Bradford SECOND: Andy Vasquez
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, Randy Fletcher
NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

MOTION: Move to approve Contingencies in the amount of: $1,310,000
MOVED: Randy Fletcher SECOND: Doug Lofton
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, Randy Fletcher
NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

MOTION: Move to approve Airport Enterprise Funds in the amount of $1,621,411
MOVED: Andy Vasquez SECOND: Doug Lofton
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, Randy Fletcher
NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

09/10/2019
MOTION: Move to approve General Fund Reserves in the amount of: $3,700,000
MOVED: Randy Fletcher SECOND: Gary Bradford
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, Randy Fletcher
NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

MOTION: Move to approve Fund for Economic Uncertainties in the amount of $1,480,575
MOVED: Doug Lofton SECOND: Gary Bradford
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, Randy Fletcher
NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

MOTION: Move to approve Internal Services Funds in the amount of $24,066,329
MOVED: Randy Fletcher SECOND: Gary Bradford
AYES: Andy Vasquez, Mike Leahy, Doug Lofton, Gary Bradford, Randy Fletcher
NOES/ABSENT/ABSTAIN: None

Approved via unanimous Roll Call Vote

County Counsel Mike Ciccozzi requested the Board recall Closed Session item 458-2019 as additional information had been received. The Board recessed into closed session at 1:32 p.m. and returned at 1:41 p.m. will all members present as indicated above. County Counsel Mike Ciccozzi reported the Board voted to appeal the recent decision of the trial court in this matter by a 4/1 vote with Supervisor Leahy voting no.

458/2019 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION pursuant to Government Code section 54956.9(d)(1) - Howard Jarvis Taxpayers Association et al. v County of Yuba et al., Yuba County Superior Court Case No. CVPT18-0002127

ADJOURN: 1:42 p.m.

ATTEST: RACHEL FERRIS
CLERK OF THE BOARD OF SUPERVISORS

Approved: October 8, 2019