MAY 5, 2015

6:00 P.M. YUBA COUNTY BOARD OF SUPERVISORS - Welcome to the Yuba County Board of Supervisors meeting. As a courtesy to others, please turn off cell phones, pagers, or other electronic devices, which might disrupt the meeting. All items on the agenda other than Correspondence and Board and Staff Members Reports are considered items for which the Board may take action. The public will be given opportunity to comment on action items on the agenda when the item is heard.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez

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

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

A. Clerk of the Board of Supervisors

1. (186-15) Approve meeting minutes of April 21, 2015.


B. County Administrator

1. (188-15) Approve letter supporting four legislative bills related to State Responsibility Areas and authorize Chair to execute.

C. Emergency Services

1. (189-15) Adopt resolution proclaiming the existence of ongoing local drought emergency in County of Yuba.

D. Sheriff-Coroner

1. (190-15) Approve agreement with U.S. Department of Justice, Drug Enforcement Administration for law enforcement services relating to eradication and suppression of illicit marijuana and authorize Chair to execute.

IV. SPECIAL PRESENTATION

A. (191-15) Present proclamation celebrating National Nurses Week May 6-12, 2015. (Five minute estimate)

B. (192-15) Present proclamation proclaiming May 2015 as Foster Care Month in Yuba County. (Five minute estimate)

V. PUBLIC COMMUNICATIONS: Any person may speak about any subject of concern provided it is within the jurisdiction of the Board of Supervisors and is not already on today's agenda. The total amount of time allotted for receiving such public communication shall be limited to a total of 15 minutes and each individual or group will be limited to no more than 5 minutes. Prior to this time speakers are requested to fill out a "Request to Speak" card and submit it to the Clerk of the Board of Supervisors. Please note: No Board action can be taken on comments made under this heading.

VI. COUNTY DEPARTMENTS

A. Community Development and Services
1. (193-15) Receive Transportation funding update and provide staff direction as appropriate. (No background material) (Thirty minute estimate)

VII. **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. (181-15) Ordinance - Hold public hearing, waive reading and adopt ordinance replacing in entirety Section 2.81.070 of the Yuba County Ordinance Code relating to payments and withdrawals from the Liability Intergovernmental Service Fund. (Continued from April 28, 2015. Second Reading) (Roll Call Vote) (Ten minute estimate)

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

A. (194-15) Letter from State Department of Veterans Affairs regarding local benefit payments.


D. (197-15) Three notices from California Fish and Game Commission regarding findings and proposed regulatory actions.

IX. **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.

X. **ADJOURN**

In compliance with the Americans with Disabilities Act, the meeting room is wheelchair accessible and disabled parking is available. If you have a disability and need disability-related modifications or accommodations to participate in this meeting, please contact the Clerk of the Board's office at (530) 749-7510 or (530) 749-7353 (fax). Requests must be made two full business days before the start of the meeting. To place an item on the agenda, contact the office of the Clerk of the Board of Supervisors at (530) 749-7510.
The County of Yuba

BOARD OF SUPERVISORS

April 21, 2015

The Honorable Board of Supervisors of the County of Yuba met on the above date, commencing at 9:30 a.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors Andy Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, and Randy Fletcher. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chair Griego presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Abe

II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Fletcher - All present.

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

MOVED: John Nicoletti
SECOND: Andy Vasquez

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

A. Administrative Services

1. (166-15) Approve agreement with Wallace Kuhl and Associates for special testing at New Sheriff's Facility and authorize Chair to execute. Approved.

B. Clerk of the Board of Supervisors


2. 168-15 Approve minutes of April 7, 2015 meeting. Approved.

C. Community Development and Services

1. (169-15) Approve contract change order and accept Powerline Road Bike/Pedestrian Improvement Project as complete, authorize Public Works Director to execute contract change order, and sign and record Notice of Completion. Approved.

2. (174-15) Adopt resolution accepting water system grant from United States Department of Agriculture for Gold Village water distribution system and authorizing Public Works Director to execute agreements associated with grant. Adopted Resolution No. 2015-40, which is on file in Yuba County Resolution Book No. 46.
D. County Administrator

1. (170-15) Approve amendment to Yuba Sutter Transit Authority Joint Powers Agreement dated December 17, 2001, which replaces service area population calculation process to same as used by Sacramento Area Council of Governments, Sacramento County, and authorize the Chair to execute same. Approved.

IV. PUBLIC COMMUNICATIONS: None.

V. ORDINANCES AND PUBLIC HEARINGS

A. (171-15) Ordinance - Hold public hearing, waive reading, and introduce an ordinance repealing and re-enacting Chapters 13.00.040, 13.00.200, 13.00.300, 13.00.400 and 13.00.600 of the Yuba County Consolidated Fee Ordinance relating to certain County Departments. (Finance and Administration Committee recommends approval) (Ten minute estimate) Management Analyst Grace Mull briefly recapped change in fees for Clerk of the Board.

Following Board discussion, Community Development and Services Director Kevin Mallen advised staff would be meeting with the Economic Development Advisory Committee prior to the second reading, recapped basis of 2006 fee study and subsequent reviews and revisions of fees for fiscal year 2015-16 which are mostly reductions and addition of green house fee.

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

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

B. (172-15) Ordinance - Hold public hearing, waive reading, and introduce ordinance amending section 9.15.076 of Chapter 9.15 of Title IX of the Yuba County Ordinance Code regarding vehicle traffic speed limits on Fruitland Road. (First Reading (Land Use and Public Works Committee recommends approval) (Five minute estimate) Public Works Director Mike Lee recapped speed surveys, recommendation to increase, and responded to inquiries.

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

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

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


VII. BOARD AND STAFF MEMBERS’ REPORTS

Supervisor Fletcher: Prescription drive through drop off Saturday, April 25, 2015 at River Valley High School
Supervisor Abe: RCRC meeting April 15, 2015

Supervisor Griego:
  o SACOG April 16, 2015 meeting
  o Yuba Sutter Transit Authority April 16, 2015
  o Native American Ad Hoc meeting April 16, 2015
  o South County Economic meeting April 23, 2015
  o South County Community Cleanup April 25, 2015

VIII. CLOSED SESSION: The Board retired into closed session at 10:05 a.m. and returned at 10:31 a.m. with all present as indicated above.

A. Pending litigation pursuant to Government Code §54956.9(d)(2) - One Case By unanimous vote, the Board authorized settlement.

IX. ADJOURN: 10:32 a.m.

______________________________
Chair

ATTEST: DONNA STOTLLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

______________________________
Approved:

04/21/2015
MINUTE BOOK NO. 72 PAGE 62
To: Board of Supervisors

From: Donna Stottlemeyer, Clerk of the Board

Subject: Plumas Lake Specific Plan Design Review Committee – Resident Representative

Date: May 5, 2015

Recommendation

Reappoint Donald Rae as a Resident Representative to the Plumas Lake Specific Plan Design Review Committee term ending May 5, 2016.

Background and Discussion

The Local Appointment List of all Boards/Commissions/Committees is continually posted and updated regularly indicating vacancies, appointees, terms of office, qualifications and meeting information. This is a scheduled vacancy due to the expiration of Mr. Villanueva's term. Mr. Rae has served on the committee since January 2008 and wishes to continue serving.

In light of the expressed interest, it would be appropriate to appoint at this time.

Fiscal Impact

None

Committee Action

None

attachments
The County of Yuba

Application for Board/Commission/Committee
Appointed by the Board of Supervisors

RETURN APPLICATION WITH ORIGINAL SIGNATURE TO:

CLERK OF THE BOARD OF SUPERVISORS
YUBA COUNTY GOVERNMENT CENTER
915 EIGHTH STREET, SUITE 109
MARYSVILLE, CA 95901
(530) 749-7510

BOARD/COMMISSION/COMMITTEE
ON WHICH YOU WOULD LIKE TO SERVE:

APPLICANT NAME:

MAILING ADDRESS -
(Street/P.O. Box, City, Zip):

PHYSICAL ADDRESS
(Street, City, Zip):

TELEPHONE: HOME: WORK:

EMAIL ADDRESS:

OCCUPATION/PROFESSION:
SUPERVISOR/ DISTRICT NUMBER:

REASONS YOU WISH TO
SERVE ON THIS BODY:

QUALIFICATIONS:

LIST PAST AND CURRENT
PUBLIC POSITIONS HELD:

1. I live in Plumas Lake and have served on this Committee for several years.
2. 30+ yrs working for Calif. public agencies
3. Hearing Board Panelist

DO YOU HAVE ANY CRIMINAL CONVICTION THAT MAY BE CONSIDERED A CONFLICT OF INTEREST WITH THE COMMITTEE YOU WISH TO SERVE UPON? □ YES □ NO

I UNDERSTAND THAT IF APPOINTED TO A BOARD/COMMISSION/COMMITTEE AND WHAT MAY BE CONSIDERED A CONFLICT OF INTEREST ARISES, I HAVE A DUTY TO GIVE WRITTEN NOTICE OF SUCH TO THE COUNTY.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

SIGNATURE

DATE

THESE SECTION FOR OFFICE USE ONLY

□ NO VACANCY CURRENTLY EXISTS ON ABOVE-MENTIONED BODY. APPLICANT NOTIFIED.

□ APPLICANT APPOINTED: ________________________________

□ OTHER: ___________________________________________________________________
DATE: May 5, 2015

TO: Board of Supervisors

FROM: Russ Brown, Legislative Affairs Coordinator

SUBJECT: Position letters 2015 legislation addressing current SRA fees

**Recommended Action:** Authorize chair to sign letter supporting four legislative bills related to SRA fees

**Background & Discussion:** Since 2007, Yuba County has been leading the effort against fees that would have local jurisdictions pay a portion of fire prevention work in State Responsibility Areas. After a number of failed attempts to establish a fee, state lawmakers eventually approved Assembly Bill X1-29 in 2011, directing those who own land in regions of the county identified as State Responsibility Areas to pay a fee of $150 per structure.

Even as the California Board of Forestry and Fire Protection worked to implement the legislation, Yuba County became active in supporting legislation that would dismantle the law. A handful of bills introduced over the past three years failed to gain passage and residents living in SRAs have faced the cumbersome requirements imposed by the legislation. Tight payment schedules and confusing dispute resolution processes have only served to add to the frustrations of our foothills community.

The Legislature does not currently appear to have the political will to overturn the SRA fee, although attempts continue via some rural legislative representatives. Supporters of the fee say it is necessary to offset increasing costs stemming from people moving into foothill communities with SRAs. However, growth in Yuba County SRAs has been stagnant in recent years, leaving residents there to pay both local fire district fees and the SRA fees.

Two current bills – SB 198 (Morrell) and SB 520 (Berryhill) – seek to repeal the SRA fees. Two other bills – AB 203 (Obernolte) and AB 1202 (Mayes) – seek to ease the burden on SRA residents through a reduction of the fee and an extension of the monthly fee due date, respectively. The attached letter is consistent with the Board’s long-standing position on SRA-related legislation. The letter’s support of AB 203 and AB 1202 contains the caveat that the Board is not seeking to make permanent amendments to the current SRA legislation but instead would like to see some relief to those paying the fee until the regulations that created the SRA fee can be eliminated.

**Committee Action:** Due to time constraints, this matter was not presented at the committee level.

**Fiscal Impact:** None
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May 5, 2015

The Honorable James Gallagher
California State Assembly
State Capitol, Room 5128
Sacramento, CA 95814

The Honorable Jim Nielsen
California State Senate
State Capitol, Room 2068
Sacramento, CA 95814

RE:   SB 198 (Morrell) – Resources Code, relating to fire prevention – Support
      SB 520 (Berryhill) – Resources Code, relating to fire prevention – Support
      AB 203 (Obernolte) – Resources Code, relating to forestry and fire prevention – Support
      AB 1202 (Mayes) – Resources Code, relating to fire prevention – Support

Dear Assemblyman Gallagher and Senator Nielsen:

On behalf of the Yuba County Board of Supervisors, I am writing to express our support for four pieces of legislation related to fire prevention fees in State Responsibility Areas. Even before SRA fee legislation was passed in 2011, our Board actively opposed efforts to establish such a fee because it placed an undue burden on our residents, who were already paying for fire prevention and protection through local fire districts.

Our strongest support goes to two bills – SB 198 (Morrell) and SB 520 (Berryhill) – either of which would achieve our ultimate goal of repealing current SRA fee regulations. Supporters of the SRA fee say it is necessary to offset increasing costs stemming from people moving into foothill communities within SRAs. However, growth in Yuba County SRAs has been stagnant in recent years, yet this inaccurate justification has forced many of our foothill residents to pay both local fire district fees and the SRA fees. Also, our Fire Safe Council efforts to clear undergrowth and roadside brush accomplish the duplicative goals of the SRA fees.
Until such a time as the SRA fee law is repealed, we are also supporting two pieces of legislation that would provide interim relief to our foothill residents. AB 203 (Obernolte) would extend the time when the fire prevention fee is due and payable from 30 to 60 days and also authorize the "petition for redetermination" to be filed within 60 days after service of the notice of determination. AB 1202 (Mayes) would allow those residing in SRAs to reduce their fees by the amount each pays to local fire districts for fire prevention measures.

I want to make it clear that the Yuba County Board of Supervisors is not seeking to make permanent amendments to the current SRA legislation but instead would welcome some relief to those paying the fees until such a time SRA fees can be eliminated. We would appreciate your continued efforts to get those regulations repealed and remove the burden they place on our residents.

For these reasons, the Yuba County Board of Supervisors supports SB 198, SB 520, AB 203, and AB 1202. If you have any question, please contact our Legislative Affairs Coordinator Russ Brown at (530) 749-7575.

Sincerely,

Mary Jane Griego, Chair
Yuba County Board of Supervisors

cc: Senator Mike Morrell
    Senator Tom Berryhill
    Assemblyman Jay Obernolte
    Assemblyman Chad Mayes
    Senator Members, Senate, Natural Resources and Water Committee
    Members, Assembly Committee on Appropriations
    Rural County Representatives of California
    California State Association of Counties
Board Memo

To: Board of Supervisors

Fr: Scott Bryan, Emergency Operations Manager
    Holly Powers, Emergency Operations Planner

Re: Proclaim the existence of a local emergency in the County of Yuba

Date: May 5, 2015

Recommendation:
The Board of Supervisors adopt a resolution proclaiming the continuation of a local emergency due to the ongoing drought conditions.

Background:
On January 17, 2014 Governor Edmund G. Brown Jr. declared a Statewide Drought Emergency due to the impacts on the State of California as a result of four continuous years of drought. On February 18, 2014 the Director of Emergency Services proclaimed a local emergency due to the effects the drought has had within the County of Yuba. Your Board ratified said proclamation on February 25, 2014 and extended on April 7, 2015.

Discussion:
With an on-going water shortage affecting the County of Yuba, the final duration of the emergency has not yet been determined. The recent rainstorms are seasonally expected and are consistent with the average rainfall during this time of year. At this point, the storms have had no impact on lessening drought conditions. Therefore it is recommended that your Board extend the current proclamation of a local emergency until the end of the incident period per (Govt. Code Section 8630 (c)). This proclamation of emergency will be reviewed and renewed no less than once every thirty days. Per (Govt. Code Section 8630(d)) this proclamation of emergency shall be terminated as soon as reasonably possible.

Committee Action:
No committee action was taken due to time constraints.

Fiscal Impact:
There is an unknown impact to the general fund as of this date.
BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA

RESOLUTION:

THE BOARD OF SUPERVISORS
ADOPT A RESOLUTION
PROCLAIMING THE EXISTENCE OF
AN ONGOING LOCAL DROUGHT
EMERGENCY IN THE COUNTY OF
YUBA.

RESOLUTION NO. _____________

WHEREAS, the Yuba County Director of Emergency Services did hereby proclaim a
local emergency in the County of Yuba on February 18, 2014 per Ordinance Code section 4.20;
and

WHEREAS, conditions of peril to public health and safety remain in the County of Yuba
due to the statewide drought; and

WHEREAS, the County of Yuba Board of Supervisors does hereby find that the
aforesaid conditions of peril do warrant and necessitate a proclamation of the existence of a local
emergency due to a statewide drought; and
NOW, THEREFORE, IT IS HEREBY PROCLAIMED, that a local emergency continues to exist in the County of Yuba and the Board of Supervisors Proclamations through this resolution of the continuance of a Local Emergency in the County of Yuba.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the ________ day of __________________________ 2015.

AYES:

NOES:

ABSENT:

ABSTAIN:

______________________________
Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

______________________________
APPROVE AS TO FORM:
COUNTY COUNSEL
MAY 5, 2015

TO:        YUBA COUNTY BOARD OF SUPERVISORS
FR:        STEVEN L. DURFOR, SHERIFF-CORONER
RE:        DRUG ENFORCEMENT AGREEMENT WITH U.S. DEPARTMENT OF JUSTICE

RECOMMENDATION:
Approve the Agreement between the Sheriff’s Department and U.S. Department of Justice, Drug Enforcement Administration to provide law enforcement services relating to the eradication and suppression of illicit marijuana.

BACKGROUND:
This is an annual agreement, which has been in effect for many years and requires Board of Supervisors approval to provide law enforcement services for the eradication of illicit cannabis plants and in the investigation and prosecution of these cases. The agreement covers the period of January 1, 2015 to December 31, 2015, and provides funding in the amount of $50,000.

DISCUSSION:
This is the continuation of an agreement that is a benefit to both the Sheriff’s Department and the Drug Enforcement Administration. The agreement will provide a total of $50,000 in additional law enforcement revenue. The Sheriff will provide law enforcement personnel in accordance with the attached agreement.

FISCAL IMPACT:
No additional cost to the Sheriff’s Department or General Fund. Revenues from the Department of Justice will cover the necessary costs relating to the eradication and suppression of illicit marijuana.

COMMITTEE ACTION:
Due to the routine nature of this request, the item was placed directly on the Board of Supervisors agenda.
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Agreement Number 2015-60

This Letter of Agreement (LOA) is entered into between the YUBA COUNTY SHERIFF’S DEPARTMENT, hereinafter referred to as (THE AGENCY), and the DRUG ENFORCEMENT ADMINISTRATION (DEA) OF THE UNITED STATES DEPARTMENT OF JUSTICE (DOJ), hereinafter referred to as DEA, in reference to the following:

There is evidence that trafficking in marijuana (cannabis) has a substantial and detrimental effect on the health and general welfare of the people of the State of California. The parties hereto agree that it is to their mutual benefit to cooperate in locating and eradicating cannabis plants and to investigate and prosecute those cases before the courts of the United States (U.S.) and the courts of the State of California. DEA, pursuant to the authority of 21 U.S.C. § 873, proposes to provide certain necessary funds and THE AGENCY is desirous of securing funds.

NOW, therefore, in consideration of the mutual covenants hereinafter contained, the parties hereto have agreed as follows:

1. THE AGENCY will, with its own law enforcement personnel and employees, as hereinafter specified, perform the activities and duties described below:

   a. Gather and report intelligence data relating to the cultivation, possession, and distribution of cannabis.
   b. Investigate and report instances involving the trafficking in controlled substances.
   c. Provide law enforcement personnel for the eradication of cannabis located within the State of California.
   d. Make arrests and refer to the appropriate prosecutorial authority cases for prosecution under controlled substances laws and other criminal laws.
   e. Send required samples of eradicated cannabis to the National Institute on Drug Abuse (NIDA) Potency Monitoring Project.
   f. MANDATORY requirement for THE AGENCY to utilize the Web-based DEA internet Capability Endeavor(DICE) or if applicable the Firebird based DEA Analysis/Response Tracking System (DARTS) to report all statistics and seizures per incident, to include the submission of significant items for de-confliction and information sharing purposes.
   g. Submit to DEA quarterly expenditure reports.

2. It is understood and agreed by the parties to this Agreement that the activities described in Subparagraphs a, b, c, d, e, f, and g of paragraph one shall be accomplished with existing personnel, and that the scope of THE AGENCY’s program with respect to those activities by such personnel shall be solely at THE AGENCY’s discretion, subject to appropriate limitations contained in the budget adopted by THE AGENCY, except that THE AGENCY understands and agrees that DEA funds and the result of expended funds (e.g. equipment, supplies and other resources) must be directly related
to and must only be used for marijuana eradication program activities in a manner consistent with the Controlled Substances Act (CSA), 21 U.S.C. § 801 et seq.

3. DEA will pay to THE AGENCY Federal funds in the amount of FIFTY THOUSAND DOLLARS ($50,000.00) for the period of JANUARY 1, 2015, to DECEMBER 31, 2015, to defray costs relating to the eradication and suppression of cannabis. These Federal funds shall only be used for the eradication of cannabis as provided in this agreement. THE AGENCY understands and agrees that Federal funds provided to THE AGENCY under this Agreement will not be used to defray costs relating to herbicidal eradication of cannabis without the advance written consent of DEA. THE AGENCY understands and agrees that Federal funds will not be used to perform any of the following functions: (i) issuing licenses, permits, or other forms of authorization permitting the holder to manufacture, distribute, sell, or use marijuana in contravention of the CSA; (ii) conducting ancillary activities related to the issuance of such licenses and permits, such as background checks on applicants; (iii) collecting state or local tax or licensing revenue related to the manufacture, distribution, or sale of marijuana in contravention of the CSA; (iv) preparing or issuing regulations governing the manufacture, distribution, sale, or possession of marijuana in contravention of the CSA; or (v) monitoring compliance with state or local laws or regulations that permit the manufacture, distribution, sale, or use marijuana in contravention of the CSA. The result of expended funds (e.g. equipment, supplies and other resources) must be directly related to and must only be used for marijuana eradication activities. While using the Federal funds provided to THE AGENCY under this Agreement for activities on Federal land, THE AGENCY agrees to notify the appropriate local office of the U.S. Department of Agriculture, (Forest Service) and the U.S. Department of the Interior (Bureau of Land Management, National Park Service, Fish and Wildlife Service, Bureau of Indian Affairs, and/or Bureau of Reclamation) of THE AGENCY’s presence on Federal land.

4. The Federal funds provided to THE AGENCY are primarily intended for payment of deputies’/officers’ overtime while those deputies and officers are directly engaged in the cannabis eradication process. (per DOJ policy, the annual maximum overtime reimbursement rate is based on the current year General Pay Scale / rest of the United States and cannot exceed 25% of a GS-12, Step 1; the funds shall only be used to pay the normal overtime rate, i.e. time and a half. The overtime reimbursement rate “shall not include any cost for benefits, such as retirement, FICA, or other expenses”, which is specifically prohibited by DOJ) and for per diem and other direct costs related to the actual conduct of cannabis eradication. Examples of such costs includes rental of aircraft, fuel for aircraft, and minor repairs and maintenance necessitated by use to support cannabis eradication. These Federal funds are not intended as a primary source of funding for the purchase of equipment, supplies, or other resources. When Domestic Cannabis Eradication Suppression Program (DCE/SP) funds are used to purchase supplies, equipment, or other resources, those items must be directly related to and must only be used for marijuana eradication activities and may not be used to perform any of the following functions: (i) issuing licenses, permits, or other forms of authorization permitting the holder to manufacture, distribute, sell, or use marijuana in contravention of the CSA; (ii) conducting ancillary activities related to the issuance of such licenses and permits, such as background checks on applicants; (iii) collecting state or local tax or licensing revenue related to the manufacture, distribution, or sale of marijuana in contravention of the CSA; (iv) preparing or issuing regulations governing the manufacture, distribution, sale, or possession of marijuana in contravention of the CSA; or (v) monitoring compliance with state or local laws or regulations that permit the manufacture, distribution, sale, or
use marijuana in contravention of the CSA. Under Section 524 (c) (1) (I) of title 28, United States Code, states that the Assets Forfeiture Fund may be used for payment of overtime salaries, travel, fuel, training, equipment, and other similar costs of State or local law enforcement officers that are incurred in a joint law enforcement operation with a Federal law enforcement agency participating in the Fund;”

[Agency Initial]

All purchases of equipment, supplies and other resources must have approval from DEA. Procurement of these items is subject to the following approval authority: State/Local expenditures up to $2,500 will be approved at DEA Division level. When expenditures exceed $2,500, prior to the purchase being made, the State/Local must request authorization in writing, through the respective DEA Division, to the Investigative Support Section (OMS). Requests must include manufacturer specifications and pricing of the item (including tax, if applicable) to be purchased. OMS will notify the state/local agency whether or not the purchase has been approved. Unless specifically approved in advance, expenditures for equipment should not exceed 10% of the total Federal funds awarded. Although equipment, supplies, and other resources may be specifically itemized in the Operation Plan, they are not automatically approved for purchase. All requests for purchases must be received in HQ/OMS by October 15th. Exemptions to any of these requirements must have prior HQ/OMS approval.

Per the DOJ, none of the funds allocated to you may be used to purchase promotional items, gifts, mementos, tokens of appreciation, or other similar items. Prohibited purchases include items justified as training aids if they are embossed, engraved or printed with THE AGENCY or program logos. Additionally, the use of DCE/SP funds for Demand Reduction expenses is no longer authorized.

5. In compliance with Section 623 of Public Law 102-141, THE AGENCY agrees that no amount of these funds shall be used to finance the acquisition of goods or services unless THE AGENCY:

(a) Specifies in any announcement of the awarding of the contract for the procurement of the goods and services involved the amount of Federal funds that will be used to finance the acquisition; and

(b) Expresses the amount announced pursuant to paragraph (a) as a percentage of the total cost of the planned acquisition.

The above requirements only apply to procurements for goods or services that have an aggregate value of $500,000 or more. Any goods or services acquired under this provision of the agreement must be directly related to and must only be used for marijuana eradication activities and may not be used to perform any of the following functions: (i) issuing licenses, permits, or other forms of authorization permitting the holder to manufacture, distribute, sell, or use marijuana in contravention of the CSA; (ii) conducting ancillary activities related to the issuance of such licenses and permits, such as background checks on applicants; (iii) collecting state or local tax or licensing revenue related to the manufacture, distribution, or sale of marijuana in contravention of the CSA; (iv) preparing or issuing regulations governing the manufacture, distribution, sale, or possession of marijuana in contravention of the CSA; or (v) monitoring compliance with state or local laws or regulations that permit the manufacture, distribution, sale, or use marijuana in contravention of the CSA.
6. If DEA approves the purchase of supplies (all tangible personal property other than “equipment” as defined by 28 C.F.R. § 66.32/66.33), and there is a residual inventory of unused supplies exceeding $5,000 in total aggregate fair market value upon termination or completion of this Agreement, and if the supplies are not needed for any other federally sponsored programs or projects, THE AGENCY shall compensate DEA for DEA’s share and in any case the supplies will not be used directly or indirectly to support any state, county or local entity that authorizes cultivating marijuana or has direct oversight or regulatory responsibilities for a state authorized marijuana program. THE AGENCY agrees that any unused supplies not exceeding $5,000 in total aggregate fair market value upon termination or completion of this Agreement will either be used for the marijuana eradication activities, returned to DEA, or destroyed, but in any case will not be used to perform any of the following functions: (i) issuing licenses, permits, or other forms of authorization permitting the holder to manufacture, distribute, sell, or use marijuana in contravention of the CSA; (ii) conducting ancillary activities related to the issuance of such licenses and permits, such as background checks on applicants; (iii) collecting state or local tax or licensing revenue related to the manufacture, distribution, or sale of marijuana in contravention of the CSA; (iv) preparing or issuing regulations governing the manufacture, distribution, sale, or possession of marijuana in contravention of the CSA; or (v) monitoring compliance with state or local laws or regulations that permit the manufacture, distribution, sale, or use marijuana in contravention of the CSA.

7. If DEA approves the purchase of equipment (tangible, non-expendable personal property having a useful life of more than one year and an acquisition cost of $5,000 or more per unit) for the use of THE AGENCY’s personnel engaged in cannabis eradication under this Agreement, THE AGENCY will use, manage, and dispose of the equipment in accordance with 28 C.F.R. § 66.32/66.33, except that in no case, regardless of useful life and acquisition cost, will the equipment be used directly or indirectly to perform any of the following functions: (i) issuing licenses, permits, or other forms of authorization permitting the holder to manufacture, distribute, sell, or use marijuana in contravention of the CSA; (ii) conducting ancillary activities related to the issuance of such licenses and permits, such as background checks on applicants; (iii) collecting state or local tax or licensing revenue related to the manufacture, distribution, or sale of marijuana in contravention of the CSA; (iv) preparing or issuing regulations governing the manufacture, distribution, sale, or possession of marijuana in contravention of the CSA; or (v) monitoring compliance with state or local laws or regulations that permit the manufacture, distribution, sale, or use marijuana in contravention of the CSA.

8. Payment by DEA to THE AGENCY will be in accordance with a schedule determined by DEA and said payment will be made pursuant to the execution by THE AGENCY of a Request for Advance or Reimbursement (SF-270) and receipt of same by DEA. However, no funds will be paid by DEA to THE AGENCY under this Agreement until DEA has received to its satisfaction an accounting of the expenditures of all funds paid to THE AGENCY during the previous year Agreement. The final/closeout expenditure report will be documented on a Financial Status Report (SF-425) and an October thru December (FINAL) Accounting Form.

9. It is understood and agreed by THE AGENCY that, in return for DEA’s payment to THE AGENCY for Federal funds, THE AGENCY will comply with all applicable Federal statutes, regulations, guidance, and orders, including previous OMB guidance under OMB Circular A-102 (Grants and Cooperative Agreements With State and Local Governments), OMB Circular A-87
(Cost Principles for State, Local and Indian Tribal Governments), and OMB Circular A-133 (Audits of States, Local Governments and Non-Profit Organizations), which have been superseded at 78 Federal Register 78590-01 (Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards) and located in Title 2 of the Code of Federal Regulations. The OMB Circulars streamlined under the new guidance are still available on OMB's Web site at http://www.whitehouse.gov/omb/circulars_default/. In addition, 2 C.F.R. Part 2867 (Non-Procurement Debarment and Suspension), 28 C.F.R. Part 83 (Drug-Free Workplace Act common rule), 28 C.F.R. Part 69 (Byrd Anti-Lobbying Amendment common rule) specifically apply. (Note: The LOA is reimbursable agreement, not a grant; therefore for purposes of the DCE/SP, DEA requires an audit completed regardless of the threshold amount listed in Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards. DOJ Joint Law Enforcement Operations (JLEO) funds have been assigned a Catalog of Federal of Domestic Assistance (CFDA) number 16.111. Please note that this number must be used in all future A-133 audit submissions to report JLEO expenditures. Upon completion of the A-133 audit, the auditor must enter the audit information in the Federal Audit Clearinghouse database. In conjunction with the beginning date of the award, the audit report period of THE AGENCY under the single audit requirement is 01/01/2015 through 12/31/2015.

10. THE AGENCY acknowledges that arrangements have been made for any required financial and compliance audits and audits will be made within the prescribed audit reporting cycle. THE AGENCY understands that failure to furnish an acceptable audit as determined by the cognizant Federal agency may be a basis for denial of future Federal funds and/or refunding of Federal funds and may be a basis for limiting THE AGENCY to payment by reimbursement on a cash basis. THE AGENCY further understands that its use of DEA funds or the result of expended DEA funds (e.g. equipment, supplies and other resources) for any use other than the marijuana eradication program activities, including but not limited to its use directly or indirectly to perform any of the following functions: (i) issuing licenses, permits, or other forms of authorization permitting the holder to manufacture, distribute, sell, or use marijuana in contravention of the CSA; (ii) conducting ancillary activities related to the issuance of such licenses and permits, such as background checks on applicants; (iii) collecting state or local tax or licensing revenue related to the manufacture, distribution, or sale of marijuana in contravention of the CSA; (iv) preparing or issuing regulations governing the manufacture, distribution, sale, or possession of marijuana in contravention of the CSA; or (v) monitoring compliance with state or local laws or regulations that permit the manufacture, distribution, sale, or use marijuana in contravention of the CSA, will be a basis for denial of future Federal funds and/or refunding of Federal funds and may be a basis for limiting THE AGENCY to payment by reimbursement on a cash basis.

11. THE AGENCY shall maintain complete and accurate reports, records, and accounts of all obligations and expenditures of DEA funds under this Agreement in accordance with generally accepted government accounting principles and in accordance with state laws and procedures for expending and accounting for its own funds. THE AGENCY shall further maintain its records of all obligations and expenditures of DEA funds under this Agreement in accordance with all instructions provided by DEA to facilitate on-site inspection and auditing of such records and accounts.

12. THE AGENCY shall permit and have available for examination and auditing by DEA, the U.S. Department of Justice Office of Inspector General, the Government Accountability Office, and any of their duly authorized agents and representatives, any and all investigative reports, records,
documents, accounts, invoices, receipts, and expenditures relating to this Agreement. In addition, THE AGENCY will maintain all such foregoing reports and records for three years after termination of this Agreement or until after all audits and examinations are completed and resolved, whichever is longer.

13. THE AGENCY agrees that an authorized officer or employee will execute and return to the DEA Regional Contractor, the LOA: Request for Advance or Reimbursement (SF-270); Electronic Funds Transfer Memorandum; Certifications Regarding Lobbying; Debarment, Suspension, & Other Responsibility Matters; Drug Free Workplace Requirements (OJP Form 406 1/6); and the Assurances (OJP Form 4000/3). THE AGENCY acknowledges that this Agreement will not take effect and that no Federal funds will be awarded by DEA until DEA receives the completed LOA package.

14. Employees of THE AGENCY shall at no time be considered employees of the U.S. Government or DEA for any purpose, nor will this Agreement establish an agency relationship between THE AGENCY and DEA.

15. THE AGENCY shall be responsible for the acts or omissions of THE AGENCY's personnel. THE AGENCY and THE AGENCY's employees shall not be considered as the agent of any other participating entity. Nothing herein is intended to waive or limit sovereign immunity under other federal or state statutory or constitutional authority. This Agreement creates no liability on the part of the DEA, its agents or employees, or the U.S. Government for any claims, demands, suits, liabilities, or causes of action of whatever kind and designation, and wherever located in the State of California resulting from the DCE/SP funded by DEA.

16. THE AGENCY shall comply with Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, as amended, and all requirements imposed by or pursuant to the regulations of the U.S. Department of Justice implementing those laws, 28 C.F.R. Part 42, Subparts C, F, G, H, and I.

17. Within thirty (30) days after termination of the Agreement, THE AGENCY will prepare an October thru December (FINAL) Accounting Form and a Financial Status Report SF-425, itemizing the breakdown of final expenditures. The October thru December (FINAL) Accounting Form and the SF-425, along with a refund check, payable to DEA funds not obligated or expended funds which were advanced by DEA pursuant to this Agreement, will be returned to the DEA Regional Contractor by January 31st.

18. Upon submission of the October – December (FINAL) Accounting Form and Financial Status Report SF-425 to your regional contractor for the preceding year, a copy of the general ledger and the underlying supporting documentation reflecting the expenditures for equipment in excess of $2,500, that was previously approved by OMS, and the expenses associated with the rental or leasing of vehicles or aircraft must be attached.

19. The duration of this Agreement shall be as specified in Paragraph 3, except that this Agreement may be terminated by either party after 30 day written notice to the other party. All obligations that are outstanding on the above prescribed termination date or on the date of any thirty (30) day notice of termination shall be liquidated by THE AGENCY within sixty (60) days thereof, in which event
DEA will only be liable for obligations incurred by THE AGENCY during the terms of this Agreement. In no event shall THE AGENCY incur any new obligations during the period of notice of termination. THE AGENCY shall return to DEA all unexpended funds forthwith after the sixty (60) day liquidation period. In the event that the agreement is terminated, any DEA funds that have been obligated or expended and the result of expended funds (e.g. equipment, supplies and other resources) will be used and disposed of in accordance with the provisions of this agreement.

20. THE AGENCY must be registered in the System for Award Management (SAM) to receive payment of Federal funds. There are two steps to registering in SAM. First, THE AGENCY must have a Data Universal Numbering System (DUNS) number. [A "+4 extension" to a DUNS number (DUNS+4) is required when there is a need for more than one bank/electronic funds transfer account for a location.] A DUNS number may be obtained via the internet (http://fedgov.dbn.com/webform) or by phone (U.S. and U.S. Virgin Islands: 1-866-705-5711; Alaska and Puerto Rico: 1-800-234-3867). Second, THE AGENCY must then register with SAM via the internet SAM www.sam.gov. Questions regarding the internet registration process may be directed to 1-866-606-8220 (follow the prompts for SAM). Both the DUNS number and registration in SAM are free of charge.

Note: It is THE AGENCY's responsibility to update their SAM registration annually or whenever a change occurs.

THE AGENCY's current DUNS No. is ___________.

THE AGENCY’s opportunity to enter into this Agreement with DEA and to receive the Federal funds expires sixty days from date of issuance. Agreement issued on ___________.

THE YUBA COUNTY SHERIFF'S DEPARTMENT

Printed Name & Signature: Steven L. Durfor (Blue Ink Only)

Title: Sheriff-Coronel

Date: 3/26/15

Agency, please submit original signed LOA & associated paperwork to your DEA Regional Contractor.

DRUG ENFORCEMENT ADMINISTRATION

Printed Name & Signature: ____________________________ (Blue Ink Only)

Special Agent in Charge
San Francisco Field Division

Date: ___________

SAC, please submit original signed LOA & associated paperwork to your Fiscal Office.

DEA DIVISIONAL FISCAL CLERK MUST INPUT INTO UFMS & COMPLETE THE BOTTOM OF THIS SECTION

ACCOUNTING CLASSIFICATION/OBLIGATION NUMBER:

County of Yuba

Chair

Date
Letter of Agreement No. 2015-60

2015/S1R/OM/8210000/DOM-G2/01IB/DCE/OPS:

UFMS Input Date:_________________ DNC No._________________

DNO No.________________________ DDP No._________________

Printed Name:___________________ Signature:_________________

Fiscal, please submit original signed LOA & associated paperwork to your DEA Regional Contractor.
REQUEST FOR ADVANCE OR REIMBURSEMENT

(See instructions on back)

3. FEDERAL SPONSORING AGENCY AND ORGANIZATIONAL ELEMENT TO WHICH THIS REPORT IS SUBMITTED

DRUG ENFORCEMENT ADMINISTRATION

4. FEDERAL GRANT OR OTHER IDENTIFYING NUMBER ASSIGNED BY FEDERAL AGENCY

2015-60

5. PARTIAL PAYMENT REQUEST NUMBER FOR THIS REQUEST

8. PERIOD COVERED BY THIS REQUEST

FROM (MM-DD-YYYY) 01/01/2015 TO (MM-DD-YYYY) 12/31/2015

9. RECIPIENT ORGANIZATION

Name: Yuba County Sheriff's Dept

Number and Street: 215 5th Street, Suite 150

City, State and ZIP Code: Marysville, CA 95901

11. COMPUTATION OF AMOUNT OF REIMBURSEMENTS/ADVANCES REQUESTED

<table>
<thead>
<tr>
<th>PROGRAMS/FUNCTIONS/ACTIVITIES</th>
<th>(a)</th>
<th>(b)</th>
<th>(c)</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>a. Total program outlays to date</td>
<td>(As of date)</td>
<td>$50,000.00</td>
<td>0.00</td>
<td>$50,000.00</td>
</tr>
<tr>
<td>b. Less: Cumulative program income</td>
<td></td>
<td></td>
<td></td>
<td>0.00</td>
</tr>
<tr>
<td>c. Net program outlays</td>
<td>(Line a minus line b)</td>
<td>$50,000.00</td>
<td>0.00</td>
<td>$50,000.00</td>
</tr>
<tr>
<td>d. Estimated net cash outlays for advance period</td>
<td></td>
<td></td>
<td></td>
<td>0.00</td>
</tr>
<tr>
<td>e. Total (Sum of lines c &amp; d)</td>
<td></td>
<td>$50,000.00</td>
<td>0.00</td>
<td>$50,000.00</td>
</tr>
<tr>
<td>f. Non-Federal share of amount on line e</td>
<td></td>
<td></td>
<td></td>
<td>0.00</td>
</tr>
<tr>
<td>g. Federal share of amount on line e</td>
<td></td>
<td>$50,000.00</td>
<td></td>
<td>$50,000.00</td>
</tr>
<tr>
<td>h. Federal payments previously requested</td>
<td></td>
<td></td>
<td></td>
<td>0.00</td>
</tr>
<tr>
<td>i. Federal share now requested</td>
<td>(Line g minus line h)</td>
<td>$50,000.00</td>
<td></td>
<td>$50,000.00</td>
</tr>
<tr>
<td>j. Advances requested by month, when requested by Federal grantor agency for use in making pre-scheduled advances</td>
<td>1st month</td>
<td>2nd month</td>
<td>3rd month</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>12. ALTERNATE COMPUTATION FOR ADVANCES ONLY</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>a. Estimated Federal cash outlays that will be made during period covered by the advance</td>
<td></td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>b. Less: Estimated balance of Federal cash on hand as of beginning of advance period</td>
<td></td>
<td></td>
<td></td>
<td>$0.00</td>
</tr>
<tr>
<td>c. Amount requested</td>
<td>(Line a minus line b)</td>
<td></td>
<td></td>
<td>$</td>
</tr>
</tbody>
</table>

AUTHORIZED FOR LOCAL REPRODUCTION (Continued on Reverse)

STANDARD FORM 270 (Rev. 7-97)
Prescribed by OMB Circulars A-102 and A-110
13. **CERTIFICATION**

I certify that to the best of my knowledge and belief the data on the reverse are correct and that all outlays were made in accordance with the grant conditions or other agreement and that payment is due and has not been previously requested.

**SIGNATURE OR AUTHORIZED CERTIFYING OFFICIAL**

(Blue ink only)

3/26/15

**DATE REQUEST SUBMITTED**

**TYPE OR PRINTED NAME AND TITLE**

Steven L. Durfor
Sheriff-Coroner

**TELEPHONE (AREA CODE, NUMBER AND EXTENSION)**

(530) 749-7779

This space for agency use

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Public reporting burden for this collection of information is estimated to average 60 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to the Office of Management and Budget, Paperwork Reduction Project (0348-0004), Washington, DC 20503.

**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

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**INSTRUCTIONS**

Please type or print legibly. Items 1, 3, 5, 9, 10, 11e, 11f, 11g, 11i, 12, and 13 are self-explanatory; specific instructions for other items are as follows:

<table>
<thead>
<tr>
<th>Item</th>
<th>Entry</th>
</tr>
</thead>
<tbody>
<tr>
<td>2</td>
<td>Indicates whether request is prepared on cash or accrued expenditure basis. All requests for advances shall be prepared on a cash basis.</td>
</tr>
<tr>
<td>4</td>
<td>Enter the Federal grant number, or other identifying number assigned by the Federal sponsoring agency. If the advance or reimbursement is for more than one grant or other agreement, insert N/A; then, show the aggregate amounts. On a separate sheet, list each grant or agreement number and the Federal share of outlays made against the grant or agreement.</td>
</tr>
<tr>
<td>6</td>
<td>Enter the employer identification number assigned by the U.S. Internal Revenue Service, or the FICA (institution) code if requested by the Federal agency.</td>
</tr>
<tr>
<td>7</td>
<td>This space is reserved for an account number or other identifying number that may be assigned by the recipient.</td>
</tr>
<tr>
<td>8</td>
<td>Enter the month, day, and year for the beginning and ending of the period covered in this request. If the request is for an advance or for both an advance and reimbursement, show the period that the advance will cover. If the request is for reimbursement, show the period for which the reimbursement is requested.</td>
</tr>
</tbody>
</table>

Note: The Federal sponsoring agencies have the option of requiring recipients to complete items 11 or 12, but not both. Item 12 should be used when only a minimum amount of information is needed to make an advance and outlay information contained in item 11 can be obtained in a timely manner from other reports.

11 The purpose of the vertical columns (a), (b), and (c) is to provide space for separate cost breakdowns when a project has been planned and budgeted by program, function, or activity. If additional columns are needed, use as many additional forms as needed and indicate page number in space provided in upper right; however, the summary totals of all programs, functions, or activities should be shown in the "total" column on the first page.

11a Enter in "as of date," the month, day, and year of the ending of the accounting period to which this amount applies. Enter program outlays to date (net of refunds, rebates, and discounts), in the appropriate columns. For requests prepared on a cash basis, outlays are the sum of actual cash disbursements for goods and services, the amount of indirect expenses charged, the value of in-kind contributions applied, and the amount of cash advances and payments made to subcontracts and subrecipients. For requests prepared on an accured expenditure basis, outlays are the sum of the actual cash disbursements, the amount of indirect expenses incurred, and the net increase (or decrease) in the amounts owed by the recipient for goods and other property received and for services performed by employees, contracts, subgrantees and other payees.

11b Enter the cumulative cash income received to date, if requests are prepared on a cash basis. For requests prepared on an accrued expenditure basis, enter the cumulative income earned to date. Under either basis, enter only the amount applicable to program income that was required to be used for the project or program by the terms of the grant or other agreement.

11d Only when making requests for advance payments, enter the total estimated amount of cash outlays that will be made during the period covered by the advance.

13 Complete the certification before submitting this request.
Memorandum

Subject: Electronic Funds Transfer (DFN: 601-13)  

Date: March 25, 2015

To: All Domestic Cannabis Eradication/Suppression Program (DCE/SP) Participating Agencies

From: Don A. Hibbert  
Chief, Investigative Support Section  
DEA Headquarters

Funding for the Domestic Cannabis Eradication/Suppression Program (DCE/SP) is only available by electronic transfer. Funds will be transferred directly into the Letter of Agreement (LOA) agency's bank account. In order to process electronic transfers, the following information must be provided below:

Agency Name on Bank Account: Yuba County Treasurer

Account Number: 153401958761

Name of Bank/Financial Institution: U.S. Bank

Address of Bank/Financial Institution: Government Bank Department  
621 Capitol Mall, Suite 900 Sacramento, CA 95814

Telephone Number of Bank/Financial Institution: (530) 893-6152

Contact Person of Bank/Financial Institution: Troy Kidd

Bank/Financial Institution ABA Number: 121122676

State-Local Agency Name / LOA Number: 2015-60

Lorraine Daggett Chief Deputy Treasurer & Tax Collector  
Authorized Agency Representative (Name & Title)

Signature of Authorized Agency Representative (BLUE INK ONLY)  
3-27-15  
Date
CERTIFICATIONS REGARDING LOBBYING; DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS; AND DRUG-FREE WORKPLACE REQUIREMENTS

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature of this form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying" and 28 CFR Part 67, "Government-wide Debarment and Suspension (Nonpro-curement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Justice determines to award the covered transaction, grant, or cooperative agreement.

1. LOBBYING
   As required by Section 1352, Title 31 of the U.S. Code, and implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over $100,000, as defined at 28 CFR Part 69, the applicant certifies that:
   (a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;
   (b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;
   (c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all subrecipients shall certify and disclose accordingly.

2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS (DIRECT RECIPIENT)
   As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510--
   A. The applicant certifies that it and its principals:
      (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;
      (b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connec-

   public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
   (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
   (d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and
   B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. DRUG-FREE WORKPLACE (GRANTEES OTHER THAN INDIVIDUALS)
   As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67 Sections 67.615 and 67.620--
   A. The applicant certifies that it will or will continue to provide a drug-free workplace by:
      (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
      (b) Establishing an on-going drug-free awareness program to inform employees about:
         (1) The dangers of drug abuse in the workplace;
         (2) The grantee's policy of maintaining a drug-free workplace;
         (3) Any available drug counseling, rehabilitation, and employee assistance programs; and
         (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
      (c) Making it a requirement that each employee be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
      (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant,
(1) Abide by the terms of the statement; and

(2) Notify the employer, in writing, of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

(e) Notifying the agency, in writing, within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to: Department of Justice, Office of Justice Programs, ATTN: Control Desk, 810 7th St. N.W., Washington, D.C. 20531. Notice shall include the identification numbers of each affected grant;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted—

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

B. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

Check ___ if there are workplaces on file that are not identified here.

Section 67, 630 of the regulations provides that a grantee that is a State may elect to make one certification in each Federal fiscal year. A copy of which should be included with each application for Department of Justice funding. States and State agencies may elect to use OJP Form 4061/7.

Check ___ if the State has elected to complete OJP Form 4061/7.

**DRUG-FREE WORKPLACE (GRANTEES WHO ARE INDIVIDUALS)**

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67, Subpart F, for grantees, as defined at 28 CFR Part 67; Sections 67.615 and 67.620—

A. As a condition of the grant, I certify that I will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant; and

B. If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, I will report the conviction, in writing, within 10 calendar days of the conviction, to: Department of Justice, Office of Justice

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As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above certifications.

1. Grantee Name and Address: Yuba County Sheriff's Department 215 5th Street, Suite 150 Marysville, CA 95901

2. Application Number and/or Project Name: Agreement No. 2015-60 Drug Enforcement Administration LOA Number: 2015-60

3. Grantee IRS/Vendor Number: Federal ID #: EIN: 94-6000549

4. Typed Name and Title of Authorized Representative: Steven L. Durfor, Sheriff-Coroner

5. Signature: 03/24/15 (BLUE INK ONLY)
ASSURANCES

The Applicant hereby assures and certifies compliance with all Federal statutes, regulations, policies, guidelines and requirements, including OMB Circulars No. A-21, A-87, A-110, A-122, A-133; E.O. 12372 and Uniform Administrative Requirements for Grants and Cooperative Agreements - 28 CFR, Part 66, Common rule, that govern the application, acceptance and use of Federal funds for this federally-assisted project. Also the Applicant assures and certifies that:

1. It possesses legal authority to apply for the grant; that a resolution, motion or 10. similar action has been duly adopted or passed as an official act of the applicant's governing body, authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information may be required.

2. It will comply with requirements of the provisions of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (P.L. 91-646) which provides for fair and equitable treatment of persons displaced as a result of Federal and federally-assisted programs.

3. It will comply with provisions of Federal law which limit certain political activities of employees of a State or local unit of government whose principal employment is in connection with an activity financed in whole or in part by Federal grants. (5 USC 1501, et seq.)

4. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act if applicable.

5. It will establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.

6. It will give the sponsoring agency or the Comptroller General, through any authorized representative, access to all the right to examine all records, books, papers, or documents related to the grant.

7. It will comply with all requirements imposed by the Federal sponsoring agency concerning special requirements of law, program requirements, and other 13 administrative requirements.

8. It will ascertain that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities and that it will notify the Federal grantor agency of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA.

9. It will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, Public Law 93-234, 87 Stat. 975. 14. approved December 31, 1976, Section 102(a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where such insurance is available as a condition for the receipt of any Federal financial assistance for construction or acquisition purposes for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards. The phrase "Federal financial assistance" 15 includes any form of loan, grant, guaranty, insurance, payment, rebate, subsidy, disaster assistance loan or grant, or any other form of direct or indirect Federal assistance.

10. It will assist the Federal grantor agency in its compliance with Section 106 of the National Historic Preservation Act of 1966 as amended (16 USC 470), Executive Order 11593, and the Archeological and Historic Preservation Act of 1966 (16 USC 659 et seq.) by (a) extending with the State Historic Preservation Officer on the conduct of investigations, as necessary, to identify properties listed in or eligible for inclusion in the National Register of Historic Places that are subject to adverse effects (see 36 CFR Part 800.8) by the activity, and notifying the Federal grantor agency of the existence of any such properties, and by (b) complying with all requirements established by the Federal grantor agency to avoid or mitigate adverse effects upon such properties.

11. It will comply, and assure the compliance of all its subgrantees and contractors, with the applicable provisions of Title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, the Juvenile Justice and Delinquency Prevention Act, or the Victims of Crime Act, as appropriate, the provisions of the current edition of the Office of Justice Programs Financial and Administrative Guide for Grants, MJ1001; and all other applicable Federal laws, orders, circulars, or regulations.

12. It will comply with the provisions of 28 CFR applicable to grants and cooperative agreements including Part 18, Administrative Review Procedure; Part 20, Criminal Justice Information Systems; Part 22, Confidentiality of Identifiable Research and Statistical Information; Part 23, Criminal Intelligence Systems Operating Policies; Part 30, Intrigovernmental Review of Department of Justice Programs and Activities; Part 42, Nondiscrimination/Equal Employment Opportunity Policies and Procedures; Part 61, Procedures for Implementing the National Environmental Policy Act; Part 83, Floodplain Management and Wetland Protection Procedures; and Federal laws or regulations applicable to Federal Assistance Programs.

13. It will comply, and all its contractors will comply, with the nondiscrimination requirements of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, 42 USC 3789(d), or Victims of Crime Act (as appropriate), Title VI of the Civil Rights Act of 1964, as amended; Section 504 of the Rehabilitation Act of 1973, as amended; Subtitle A, Title II of the Americans with Disabilities Act (ADA) (1990); Title IX of the Education Amendments of 1972; the Age Discrimination Act of 1975; Department of Justice Non-Discrimination Regulations; 28 CFR Part 42, Subparts C, D, E, and G; and Department of Justice regulations on disability discrimination, 28 CFR Parts 35 and Part 39.

14. In the event that a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin, sex, or disability against a recipient of funds, the recipient will forward a copy of the finding to the Office for Civil Rights, Office of Justice Programs.

15. It will provide an Equal Employment Opportunity Program if required to maintain one, where the application is for $500,000 or more.

16. It will comply with the provisions of the Coastal Barrier Resources Act (P.L. 97-348) dated October 19, 1982 (16 USC 3701 et seq.) which prohibits the expenditure of most new Federal funds within the units of the Coastal Barrier Resources System.

Signature (BLUE INK ONLY) 03/27/15

Date

LOA NUMBER - 2015-60
SPECIAL PRESENTATIONS
April 2, 2015

Mary Jane Griego, Chairman
Yuba County Board of Supervisors
1160 Civic Center Blvd.
Yuba City, CA 95993

Dear Chairman Mary Jane Griego:

National Nurses Week is May 6-12, 2015 and Rideout Health (RH) will be honoring our nurses with a week-long series of appreciation events for the more than 500 Registered Nurses and 400 nursing support staff who work at RH facilities.

We are hoping that as the Yuba County Board Chairman, you will honor our nurses with a proclamation from the Yuba County at a Board of Supervisors meeting in May. Can you help us with this request? A draft proclamation is included for your perusal.

I have included Melissa Burns, Chief Nursing Officer, RH and her assistant Vanessa Piatt in this email. She will arrange a nurse (or nurses) to attend the meeting and accept the proclamation should this be approved. Melissa’s phone number is 749-4542. Her email address is mburns@frhg.org. Please consider her your contact at RH in this matter.

Please keep me in the loop by including me in your email response, lpummer@frhg.org>

Thank you,

Linda Plummer
Marketing Manager
Rideout Health
THE COUNTY OF YUBA

BOARD OF SUPERVISORS

—PROCLAMATION—

CELEBRATING NATIONAL NURSES WEEK
MAY 6-12, 2015

WHEREAS, the nearly 3.1 million nurses in the United States comprise our nation’s largest health care profession; and

WHEREAS, the depth and breadth of the nursing profession meets the different and emerging health care needs of the American population in a wide range of settings; and

WHEREAS, professional nursing has been demonstrated to be an indispensable component in the safety and quality of care of hospitalized and home health patients; and

WHEREAS, greater numbers of qualified nurses will be needed in the future to meet the increasingly complex needs of health care consumers in our community; and

WHEREAS, the cost-effective, safe and quality health care services provided by nurses will be an ever more important component of the U.S. health care delivery system in the future; and

WHEREAS, the American Nurses Association has declared the week of May 6-12, 2015 as National Nurses' Week; and

WHEREAS, Rideout Health is celebrating National Nurses Week, Ethical Practice/Quality Care, will hold a week-long series of appreciation events for the more than 500 Registered Nurses and 400 nursing support staff, working at Rideout Memorial Hospital and Rideout Cancer Center in Yuba County.

NOW THEREFORE, the Yuba County Board of Supervisors ask that all residents join me in honoring the many nurses who care for all of us, and celebrate nursing’s accomplishments and efforts to improve our health care system and show our appreciation for the nation's and our community’s nurses not just during this week, but at every opportunity throughout the year.

CHAIRMAN

CLERK OF THE BOARD OF SUPERVISORS
PROCLAMATION
PROCLAIMING MAY 2015 AS FOSTER CARE MONTH
IN YUBA COUNTY

WHEREAS, family, serving as the primary source of love, identity, self-esteem and support, is the very foundation of our communities and our state; and

WHEREAS, in Yuba County there are over 200 children and youth in foster care being provided with a safe, secure and stable home along with the compassion and nurture of a foster family; and

WHEREAS, all young people in foster care need a meaningful connection to a caring adult who becomes a supportive and lasting presence in their lives; and

WHEREAS, foster, kinship, and adoptive families, who open their homes and hearts and support children whose families are in crisis, play a vital role in helping children and families heal and reconnect, thereby launching young people into successful adulthood; and

WHEREAS, dedicated foster families frequently adopt foster children, demonstrating there is a great need for more foster families; and

WHEREAS, numerous individuals and organizations who work to increase awareness of the needs of foster care as well as the enduring and valuable contribution of foster parents, together strengthen the quality of foster care services provided.

NOW, THEREFORE, the Yuba County Board of Supervisors proclaims May 2015 as Foster Care Month in Yuba County and encourages our citizens to make a meaningful connection to positively influence children and youth in foster care.
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May 5, 2015

MEMORANDUM

To: Yuba County Board of Supervisors
From: John R. Vacek, Chief Deputy County Counsel

Re: Proposed amendment to Yuba County Ordinance Code, Section 2.81.070

At the Board of Supervisors meeting on April 28, 2015 an amendment to Yuba County Ordinance Code section 2.81.070 was presented for first reading. At that time the Board approved the ordinance, but with one amendment that was made at the meeting. The amendment was to the effect that, for claims from $10,000 to $25,000, unanimous approval of the claims committee members in attendance at a claim meeting would be required, rather than majority approval. County Counsel’s office thus submits an amended version of the ordinance, incorporating the amendment made by the Board of Supervisors
THE BOARD OF SUPERVISORS OF THE COUNTY OF YUBA, STATE OF CALIFORNIA DOES ORDAIN AS FOLLOWS:

SECTION 1. This ordinance shall take effect Thirty (30) days after its passage, and before the expiration of Fifteen (15) days after its passage a summary shall be published, with the names of the members voting for and against the same, once in a local newspaper of general circulation in the County of Yuba, State of California.

SECTION 2. Section 2.81.070 of the Yuba County Ordinance Code which deals with the authority to settle claims made against the County of Yuba, is repealed and re-enacted to read in its entirety as follows:

2.81.070 Payments and withdrawals.

No payments or withdrawals from the funds shall be made except by specific authorization of the County Risk Manager, in the manner prescribed by the Auditor-Controller’s office, for the purpose set forth in Section 2.81.020 or for the purpose of maintaining a balance within the limitations of Sections 2.81.040 and 2.81.050. Said authorization is further modified as follows with regard to the payment and settlement of claims. Claims against the County may be authorized for payment as follows:

(1) The Risk Manager, with the concurrence of either the County Administrator or County Counsel, is empowered to make claims payments or settlements in amounts up to and including $10,000.00

(2) For amounts over $10,000.00 up to and including $25,000.00, a committee consisting of the Risk Manager, the County Administrator, and County Counsel, by
unanimous vote the committee members in attendance, is empowered to make claim payments or settlements.

(3) Claim payments or settlements in excess of $25,000.00 shall be made at the direction of the Board of Supervisors but shall not be unreasonably withheld in conjunction with the excess insurance carrier.

(4) The Risk Manager shall regularly report to the Board of Supervisors claim payments or settlements made by the Risk Manager or the committee designated in Section 2.81.070(2).

**SECTION 3.** If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional and invalid, such decision shall not affect the validity of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it would have passed this ordinance and every section, subsection, sentence, clause or phrase thereof, irrespective of the fact any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.
MEMORANDUM

To: Yuba County Board of Supervisors
From: John R. Vacek, Chief Deputy County Counsel

Re: Proposed amendment to Yuba County Ordinance Code, Section 2.81.070

As the Board of Supervisors is aware, the County receives numerous claims against the County from a variety of sources. Those claims range from very small claims (for example, a claim of tire damage due to potholes on a County road) to major claims for personal injury. All claims are investigated by the County’s Risk Manager and County Counsel. Legitimate claims are paid out of a fund called the Liability Inter-Governmental Service Fund. Under YCOC 2.81.070, as it presently reads, the Risk Manager is authorized to settle claims against the County for amounts up to and including $500.00. For amounts over $500.00 up to and including $5000.00, a committee consisting of the Risk Manager, the County Administrator, and County Counsel is authorized to settle claims. All claims over $5000.00 presently required Board of Supervisors approval for settlement.

YCOC 2.81.070 has existed in its present form for many years; the present dollar limits come from Ordinance No. 859, passed in 1982. The dollar limits in the ordinance are out of step with modern claims settlement practices, restrict the Risk Manager’s ability to quickly and efficiently settle claims, and potentially present a situation where the Board’s time is taken up with trivial claims. An amendment to Section 2.81.070 is therefore proposed. The amendment would authorize settlements of claims up to $10,000.00 by the Risk Manager, with the concurrence of either the County Administrator or County Counsel. For claims from $10,000.00 to $25,000.00, a committee consisting of the Risk Manager, the County Administrator, County Counsel, by majority vote, would be authorized to settle the matter. All cases over $25,000.00 would require Board approval for settlement. The proposed ordinance also requires that the Risk Manager regularly report to the Board on all cases settled.

APPROVED APR 28 2015
ORDINANCE NO. __________

ORDINANCE REPEALING AND REPLACING IN ITS ENTIRETY SECTION 2.81.070 OF THE YUBA COUNTY ORDINANCE CODE RELATING TO PAYMENTS AND WITHDRAWALS FROM THE LIABILITY INTERGOVERNMENTAL SERVICE FUND

The following ordinance consisting of three (3) sections, was duly and regularly passed and adopted by the Board of Supervisors of the County of Yuba, State of California, at a regular meeting of the Board of Supervisors held on the ______ day of ________________, 20___ by the following vote:

AYES:

NOES:

ABSENT:

____________________________________
CHAIRMAN

ATTEST: DONNA STOTTEMEYER
Clerk of the Board of Supervisors

By__________________________________

APPROVED AS TO FORM
ANGIL P. MORRIS-JONES,
COUNTY COUNSEL

By:_________________________________
THE BOARD OF SUPERVISORS OF THE COUNTY OF YUBA, STATE OF CALIFORNIA DOES ORDAIN AS FOLLOWS:

SECTION 1. This ordinance shall take effect Thirty (30) days after its passage, and before the expiration of Fifteen (15) days after its passage a summary shall be published, with the names of the members voting for and against the same, once in a local newspaper of general circulation in the County of Yuba, State of California.

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(2) For amounts over $10,000.00 up to and including $25,000.00, a committee consisting of the Risk Manager, the County Administrator, and County Counsel, by
majority vote is empowered to make claim payments or settlements.

(3) Claim payments or settlements in excess of $25,000.00 shall be made at the
direction of the Board of Supervisors but shall not be unreasonably withheld in
conjunction with the excess insurance carrier.

(4) The Risk Manager shall regularly report to the Board of Supervisors claim
payments or settlements made by the Risk Manager or the committee designated in
Section 2.81.070(2).

**SECTION 3.** If any section, subsection, sentence, clause or phrase of this ordinance is
for any reason held to be unconstitutional and invalid, such decision shall not affect the validity
of the remaining portion of this ordinance. The Board of Supervisors hereby declares that it
would have passed this ordinance and every section, subsection, sentence, clause or phrase
thereof, irrespective of the fact any one or more sections, subsections, sentences, clauses or
phrases be declared unconstitutional.
April 16, 2015

Mary Jane Griego, Chair
Yuba County Board of Supervisors
915 8th Street, Suite 109
Marysville, CA 95901

The Honorable Mary Jane Griego:

During the period of July 1, 2013 through June 30, 2014, your County Veterans Service Office (CVSO) obtained new and increased monthly cash benefits from the United States Department of Veterans Affairs (USDVA), in the amount of $335,419. On an annualized basis this amounts to more than $4,025,028 in new benefit payments. In addition, your CVSO obtained $6,612,513 in one-time benefits, which consists of single and retro-active payments received by veterans or their dependents. Studies have shown that monies spent in a community could turn over between 3 to 7 times, which is a fairly accurate measure of the spending impact on a community. Using the conservative multiplier of 3, this equates to a spending impact of at least $12,075,084 from the annualized monthly cash benefits and $19,837,539 from the one-time benefits received.

In addition to the fact that your veterans community received the above cash benefit awards, claim advocacy services provided by your county to obtain and maintain federal monetary benefits have resulted in savings based on your county’s active participation in the State Mandated Welfare Referral Program. This program requires your CVSO to verify and make benefits entitlement determinations on all public assistance referrals (i.e. GA/FR, Cal WORKS, Food Stamps, and Medi-Cal) received from your County Welfare Department. Included in the totals above are $67,644 in annualized monthly benefits and $1,182,624 in one-time benefits received by individuals who had applied for public assistance grants.

I hope that you will consider this valuable information when addressing the needs of a properly funded and fully supported CVSO. With a net county cost of less than $213,000, your CVSO once again remains one of the few revenue producing offices in the county. Your county veteran population deserves, and has earned the right to continued high quality representation in veterans’ affairs.

If CalVet can be of further assistance in maintaining your CVSO’s services, please feel free to contact Deputy Secretary, of the Veterans Services Division, Keith Boylan at: (916) 653-2573.

Sincerely,

Debbie Endsley
Secretary (A)

Cc: County Veteran Service Office
VSD File

HONORING CALIFORNIA’S VETERANS
Yuba County Board of Supervisors  
915 8th Street, Suite 109  
Marysville, CA 95901

Dear Ladies and Gentlemen:

Daugherty Hill Wildlife Area, Expansion 14  
Yuba County  
Project ID: 2013177

The California Department of Fish and Wildlife (CDFW), through the Wildlife Conservation Board (WCB), is involved in a land acquisition program that is focused on the long-range protection and enhancement of habitat for fish and wildlife. Possible sites for acquisition are identified by the CDFW in response to public interest, legislative mandate and departmental goals.

This letter is to advise you that the WCB will consider the acquisition of 732± acres of wildlife habitat located in Yuba County and identified as Assessor's Parcel Nos. 044-030-001 and 040-010-001. This proposal is scheduled for the May 21, 2015, Board meeting. A copy of the preliminary agenda is enclosed for your review. A full agenda will follow within two weeks. You may view all agendas and minutes, and/or subscribe to receive them via email, on our website at www.wcb.ca.gov.

If you have any questions about this proposal or need additional information, please feel free to contact me at (916) 445-0137.

Sincerely,

John P. Donnelly  
Executive Director

Enclosure

(cc's continued on next page)
Yuba County Board of Supervisors
Project ID: 2013177
Page 2

cc: The Honorable Jim Nielsen
    Member of the Senate
    State Capitol, Room 2068
    Sacramento, California 95814

    Tina Bartlett, Regional Manager
    CDFW, North Coast Region (2)

    The Honorable James Gallagher
    Member of the Assembly
    P.O. Box 942849, Room 5128
    Sacramento, California 94249-0003
The Honorable Mary Jane Griego  
Chairman, District 3 County Supervisor 
Yuba County Board of Supervisors 
915 8th Street, Suite 109  
Marysville, California 95901

Dear Chairman Griego:

Enclosed please find a copy of the California Emerging Technology Fund (CETF) 2014-2015 Annual Report which highlights the imperative to get all Californians online with the theme of Internet For All Now. California has re-emerged as a national leader on Digital Inclusion because elected officials such as you have stepped forward at pivotal moments to make a difference. This report is also available online at http://cETFfund.org/progress/annualreports. Please share this report with your colleagues on the Board of Supervisors, we will mail individual copies to each Supervisor, if you prefer. Please let us know.

This CETF Annual Report shows that it is possible to tackle a major challenge, set a quantified goal, and make substantial gains in a relatively short period of time with focus and collaboration from elected officials, policymakers, stakeholders, civic leaders, and community organizations—coupled with an intensity of effort and public accountability for results. Yet, fully one-quarter of California households are stuck on the wrong side of the Digital Divide and are being left behind at an accelerating pace. This reality is alarming and calls upon all elected officials and government regulators to act immediately to ensure that all communities have high-speed Internet access and that there is a widely-available affordable broadband rate for all low-income households. Nothing less than equity and opportunity for all residents as well as California’s global competitiveness hang in the balance.

We commend your commitment, leadership, and diligent efforts to help close the Digital Divide in California to promote Digital Inclusion in all policies and programs. We look forward to continuing to working with you to achieve success.

Sincerely,

Sunne Wright McPeek  
President and CEO
April 21, 2015

TO ALL AFFECTED AND INTERESTED PARTIES:

This is to provide you with a Notice of Findings regarding the Livermore tarplant (*Deinandra bacicalupii*) which will be published in the California Regulatory Notice Register on April 24, 2015.

Sincerely,

[Signature]

Sheri Tiemann
Associate Governmental Program Analyst

Attachment
CALIFORNIA FISH AND GAME COMMISSION  
NOTICE OF FINDINGS

Livermore Tarplant  
(Deinandra bacicalupii)

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Section 2074.2 of the Fish and Game Code, the California Fish and Game Commission, at its April 9, 2015, meeting in Santa Rosa, California, accepted for consideration the petition submitted to list the Livermore tarplant as an endangered species. Pursuant to subdivision (a)(2) of Section 2074.2 of the Fish and Game Code, the aforementioned species is hereby declared a candidate species as defined by Section 2068 of the Fish and Game Code.

Within one year of the date of publication of this notice of findings, the Department of Fish and Wildlife shall submit a written report, pursuant to Section 2074.6 of the Fish and Game Code, indicating whether the petitioned action is warranted. Copies of the petition, as well as minutes of the April 9, 2015, Commission meeting, are on file and available for public review from Sonke Mastrup, Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Written comments or data related to the petitioned action should be directed to the Commission at the aforementioned address.

Fish and Game Commission

April 14, 2015

Sonke Mastrup  
Executive Director
April 24, 2015

This is to provide you with a copy of the notice of proposed regulatory action relative to Amending Section 502 Title 14, California Code of Regulations, relating to Waterfowl Regulations for the 2015-2016 season, which are published in the California Regulatory Notice Register on April 24, 2015.

Please note the dates of the public hearings related to this matter and associated deadlines for receipt of written comments.

Additional information and all associated documents may be found on the Fish and Game Commission website at www.fgc.ca.gov.

Ms. Melanie Weaver, Wildlife Branch, phone (916) 445-3717, has been designated to respond to questions on the substance of the proposed regulations.

Sincerely,

Jon D. Snellstrom
Associate Governmental Program Analyst

Attachment
TITLE 14. Fish and Game Commission
Notice of Proposed Changes in Regulations

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by Sections 200 and 355 of the Fish and Game Code and to implement, interpret or make specific Sections 200, 355, and 356 of said Code, proposes to amend Section 502, Title 14, California Code of Regulations, relating to Waterfowl regulations.

Informative Digest/Policy Statement Overview

Current regulations in Section 502, Title 14, California Code of Regulations (CCR), provide definitions, hunting zone descriptions, season opening and closing dates, and establish daily bag and possession limits for waterfowl. Item 1 provides notice that other framework regulations regarding duck season lengths and bag limits may change in 2015 when current biological information becomes available. Item 2 requires Flyway Council and Service approval to establish the season length for brant, pursuant to the process described below.

The Service will consider recommendations from the Flyway Council at their meeting in late July 2015. At this time, the California Waterfowl Breeding Population Survey has not been conducted and the Service has not established federal regulation "frameworks" which will occur in August after the analysis of current waterfowl population survey, other data, input from the Flyway Councils and the public.

The Department’s proposals are as follows:

1. Provide a range of waterfowl hunting season lengths (which may be split into two segments) between 38 and 107 days (including 2 youth waterfowl hunt days) for all hunting methods. A range of daily bag limits is also given for ducks in all zones. In addition, an increase in the bag limit for geese in the Colorado River Zone is proposed to match waterfowl regulations in neighboring Arizona. Federal regulations require that California’s hunting regulations conform to those of Arizona in the Colorado River Zone and with Oregon in the North Coast Special Management Area. See the table below for season and bag limit ranges.

2. Provide a range of brant season lengths in the Northern Brant and Balance of State Brant special management areas to allow for a possible increase in season length.

Minor editorial changes are also proposed to clarify and simplify the regulations and to comply with existing federal frameworks.

Benefits of the regulations

The benefits of the proposed regulations are concurrence with federal law and the sustainable management of the State’s waterfowl resources. Positive impacts to jobs
and/or businesses that provide services to waterfowl hunters will be realized with the continued adoption of waterfowl hunting seasons in 2015-16.

Non-monetary benefits to the public

The Commission does not anticipate non-monetary benefits to the protection of public health and safety, worker safety, the prevention of discrimination, the promotion of fairness or social equity and the increase in openness and transparency in business and government.

Evaluation of incompatibility with existing regulations

The Commission has reviewed its regulations in Title 14, CCR, and conducted a search of other regulations on this topic and has concluded that the proposed amendments to Section 502 are neither inconsistent nor incompatible with existing State regulations. No other State agency has the authority to promulgate waterfowl hunting regulations.

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<tr>
<th>AREA</th>
<th>SPECIES</th>
<th>SEASONS</th>
<th>DAILY BAG &amp; POSSESSION LIMITS</th>
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<tbody>
<tr>
<td>Statewide</td>
<td>Coots &amp; Moorhans</td>
<td>Concurrent w/duck season</td>
<td>25/day. 75 in possession</td>
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<tr>
<td>Northeastern Zone</td>
<td>Ducks</td>
<td>Between 38 &amp; 105 days</td>
<td>4/7/day, which may include: 3-7 mallards, no more than 1-2 females, 0-3 pintail, 0-3 canvasback, 0-3 redheads, 0-7 scaup. Possession limit triple the daily bag.</td>
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<td>Pintail</td>
<td>Between 38 &amp; 105 days</td>
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<td>Canvasback</td>
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<td></td>
<td>Scaup</td>
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<td></td>
<td>Geese</td>
<td>105 days</td>
<td>25/day, which may include: 15 white geese, 10 dark geese no more than 2 Large Canada geese. Possession limit triple the daily bag.</td>
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<tr>
<td>Southern San Joaquin Valley Zone</td>
<td>Ducks</td>
<td>Between 38 &amp; 105 days</td>
<td>4/7/day, which may include: 3-7 mallards no more than 1-2 females, 0-3 pintail, 0-3 canvasback, 0-3 redheads, 0-7 scaup. Possession limit triple the daily bag.</td>
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<td>Southern California Zone</td>
<td>Ducks</td>
<td>Between 38 &amp; 100 days</td>
<td>4/7/day, which may include: 3-7 mallards no more than 1-2 hen mallards, 0-3 pintail, 0-3 canvasback, 0-3 redheads, 0-7 scaup. Possession limit triple the daily bag.</td>
</tr>
<tr>
<td></td>
<td>Pintail</td>
<td>Between 0 &amp; 100 days</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Canvasback</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Scaup</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Geese</td>
<td>100 days</td>
<td>18/day, which may include: 15 white geese, 3 dark geese. Possession limit triple the daily bag.</td>
</tr>
<tr>
<td>Colorado River Zone</td>
<td>Ducks</td>
<td>Between 38 &amp; 101 days</td>
<td>4/7/day, which may include: 3-7 mallards no more than 1-2 females or Mexican-like ducks, 0-3 pintail, 0-3 canvasback, 0-3 redheads, 0-7 scaup. Possession limit triple the daily bag.</td>
</tr>
<tr>
<td></td>
<td>Pintail</td>
<td>Between 0 &amp; 101 days</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Canvasback</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Scaup</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Geese</td>
<td>101 days</td>
<td>14/day, up to 10 white geese, up to 4 dark geese. Possession limit triple the daily bag.</td>
</tr>
<tr>
<td>Balance of State Zone</td>
<td>Ducks</td>
<td>Between 38 &amp; 100 days</td>
<td>4/7/day, which may include: 3-7 mallards no more than 1-2 females, 0-3 pintail, 0-3 canvasback, 0-3 redheads, 0-7 scaup. Possession limit triple the daily bag.</td>
</tr>
<tr>
<td></td>
<td>Pintail</td>
<td>Between 0 &amp; 100 days</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Canvasback</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Scaup</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
# Summary of Proposed Waterfowl Hunting Regulations

<table>
<thead>
<tr>
<th>AREA</th>
<th>SPECIES</th>
<th>SEASONS</th>
<th>DAILY BAG &amp; POSSESSION LIMITS</th>
</tr>
</thead>
<tbody>
<tr>
<td>and Dark and White Geese</td>
<td>Geese</td>
<td>Early Season: 5 days (CAGO only)Regular Season: 100 days Late Season: 5 days (Whitefronts and white geese)</td>
<td>25/day, which may include: 15 white geese, 10 dark geese. Possession limit triple the daily bag.</td>
</tr>
<tr>
<td>North Coast Season may be split</td>
<td>All Canada Geese</td>
<td>105 days except for Large Canada geese which cannot exceed 100 days or extend beyond the last Sunday in January.</td>
<td>10/day, only 1 may be a Large Canada goose. Possession limit triple the daily bag. Large Canada geese are closed during the Late Season.</td>
</tr>
<tr>
<td>Humboldt Bay South Spit (West Side)</td>
<td>All species</td>
<td>Closed during brant season</td>
<td></td>
</tr>
<tr>
<td>Sacramento Valley</td>
<td>White-fronted geese</td>
<td>Open concurrently with general goose season through Dec 21</td>
<td>3/day. Possession limit triple the daily bag.</td>
</tr>
<tr>
<td>Morro Bay</td>
<td>All species</td>
<td>Open in designated areas only only</td>
<td>Waterfowl season opens concurrently with brant season.</td>
</tr>
<tr>
<td>Marias Creek Lake</td>
<td>All species</td>
<td>Closed until Nov 16</td>
<td></td>
</tr>
<tr>
<td>Northern Brant</td>
<td>Black Brant</td>
<td>Between 30 and 45 days</td>
<td>2/day. Possession limit triple the daily bag.</td>
</tr>
<tr>
<td>Balance of State Brant</td>
<td>Black Brant</td>
<td>Between 30 and 45 days</td>
<td>2/day. Possession limit triple the daily bag.</td>
</tr>
<tr>
<td>Imperial County Season may be split</td>
<td>White Geese</td>
<td>102 days</td>
<td>15/day. Possession limit triple the daily bag.</td>
</tr>
</tbody>
</table>

## YOUTH WATERFOWL HUNTING DAYS

<table>
<thead>
<tr>
<th>SPECIES</th>
<th>SEASON</th>
<th>DAILY BAG &amp; POSSESSION LIMITS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Northeastern Zone</td>
<td>The Saturday fourteen days before the opening of waterfowl season extending for 2 days.</td>
<td>Same as regular season</td>
</tr>
<tr>
<td>Southern San Joaquin Valley Zone</td>
<td>Same as regular season</td>
<td>Same as regular season</td>
</tr>
<tr>
<td>Southern California Zone</td>
<td>The Saturday following the closing of waterfowl season extending for 2 days.</td>
<td>Same as regular season</td>
</tr>
<tr>
<td>Colorado River Zone</td>
<td>The Saturday following the closing of waterfowl season extending for 2 days.</td>
<td>Same as regular season</td>
</tr>
<tr>
<td>Balance of State Zone</td>
<td>The Saturday following the closing of waterfowl season extending for 2 days.</td>
<td>Same as regular season</td>
</tr>
</tbody>
</table>

## FALCONRY OF DUCKS

<table>
<thead>
<tr>
<th>SPECIES</th>
<th>SEASON</th>
<th>DAILY BAG &amp; POSSESSION LIMITS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Northeastern Zone</td>
<td>Between 38 and 105 days</td>
<td></td>
</tr>
<tr>
<td>Balance of State Zone</td>
<td>Between 38 and 107 days</td>
<td>3/day, possession limit 9</td>
</tr>
<tr>
<td>Southern San Joaquin Valley Zone</td>
<td>Same as regular season</td>
<td></td>
</tr>
<tr>
<td>Southern California Zone</td>
<td>Between 38 and 107 days</td>
<td></td>
</tr>
<tr>
<td>Colorado River Zone</td>
<td>Between 38 and 107 days</td>
<td></td>
</tr>
</tbody>
</table>
Benefits of the Proposed Regulations

Adoption of sustainable waterfowl hunting seasons, bag and possession limits provides for the maintenance of sufficient populations of upland game to ensure their continued existence.

The Commission anticipates benefits to the health and welfare of California residents. Hunting provides opportunities for multi-generational family activities and promotes respect for California’s environment by the future stewards of the State’s resources. The Commission anticipates benefits to the State’s environment by the sustainable management of California’s waterfowl resources. The Commission does not anticipate any impacts to worker safety because the proposed amendments will not affect working conditions.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the Mountainside Conference Center, in Mammoth Lakes, California, on Thursday, June 11, 2015, at 8:00 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the River Lodge Conference Center, in Fortuna California, on Thursday, August 5, at 8:00 a.m., or as soon thereafter as the matter may be heard. It is requested, but not required, that written comments be submitted on or before July 23, 2015, at the address given below, or by e-mail to FGC@fgc.ca.gov. Written comments mailed or e-mailed to the Commission office, must be received before 12:00 noon on July 31, 2015. All comments must be received no later than August 5, 2015, at the hearing in Fortuna, California. If you would like copies of any modifications to this proposal, please include your name and mailing address.

The regulations as proposed in strikeout-underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, Sonke Mastrup, Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct requests for the above mentioned documents and inquiries concerning the regulatory process to Sonke Mastrup or Jon Snellstrom at the preceding address or phone number. Melanie Weaver, Department of Fish and Wildlife, phone 916-445-3717, has been designated to respond to questions on the substance of the proposed regulations. Copies of the Initial Statement of Reasons, including the regulatory language, may be obtained from the address above. Notice of the proposed action shall be posted on the Fish and Game Commission website at http://www.fgc.ca.gov.

Availability of Modified Text
If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Circumstances beyond the control of the Commission (e.g., timing of Federal regulation adoption, timing of resource data collection, timelines do not allow, etc.) or changes made to be responsive to public recommendation and comments during the regulatory process may preclude full compliance with the 15-day comment period and the Commission will exercise its powers under Section 202 of the Fish and Game Code. Regulations adopted pursuant to this section are not subject to the time periods for adoption, amendment or repeal of regulations prescribed in Sections 11343.4, 11346.4 and 11346.8 of the Government Code. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

If the regulatory proposal is adopted, the final statement of reasons may be obtained from the address above when it has been received from the agency program staff.

**Impact of Regulatory Action/Results of the Economic Impact Analysis**

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

(a) **Significant Statewide Adverse Economic Impact Directly Affecting Businesses, Including the Ability of California Businesses to Compete with Businesses in Other States:**

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The proposed regulations are intended to provide additional recreational opportunity to the public. The response is expected to be minor in nature.

(b) **Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State's Environment:**

The Commission does not anticipate any impacts on the creation or elimination of jobs, the creation of new business, the elimination of existing businesses or the expansion of businesses in California. The proposed waterfowl regulations will set the 2015-16 waterfowl hunting season dates and bag limits within the federal frameworks. Positive impacts to jobs and/or businesses that provide services to waterfowl hunters will be realized with the proposed regulations for the waterfowl hunting season in 2015-16. This is based on a 2011 US Fish and
Wildlife national survey of fishing, hunting, and wildlife associated recreation for California. The report estimated that migratory bird hunters contributed about $169,115,000 to businesses in California during the 2011 migratory bird hunting season. The impacted businesses are generally small businesses employing few individuals and, like all small businesses, are subject to failure for a variety of causes. Additionally, the long-term intent of the proposed regulations is to sustainably manage waterfowl populations, and consequently, the long-term viability of these same small businesses.

The Commission anticipates benefits to the health and welfare of California residents. Hunting provides opportunities for multi-generational family activities and promotes respect for California’s environment by the future stewards of the State’s resources. The Commission anticipates benefits to the State’s environment by the sustainable management of California’s waterfowl resources. The Commission does not anticipate any impacts to worker safety because the proposed amendments will not affect working conditions.

(c) Cost Impacts on a Representative Private Person or Business:

The Commission is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

(d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:

None.

(e) Nondiscretionary Costs/Savings to Local Agencies:

None.

(f) Programs Mandated on Local Agencies or School Districts:

None.

(g) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code:

None.

(h) Effect on Housing Costs:

None.
Effect on Small Business

It has been determined that the adoption of these regulations may affect small business. The Commission has drafted the regulations in Plain English pursuant to Government Code Sections 11342.580 and 11346.2(a)(1).

Consideration of Alternatives

The Commission must determine that no reasonable alternative considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

FISH AND GAME COMMISSION

Dated: Sonke Mastrup
        Executive Director
April 22, 2015

TO ALL INTERESTED AND AFFECTED PARTIES:

This is to provide you with a copy of the notice of proposed regulatory action relative to amending Sections 300 and 310.5, Title 14, California Code of Regulations, relating to the prohibition on the use of lead projectiles and ammunition using lead projectiles for the take of wildlife with firearms, which will be published in the California Regulatory Notice Register on April 24, 2015.

Please note the dates of the public hearings related to this matter and associated deadlines for receipt of written comments. Additional information and all associated documents may be found on the Fish and Game Commission website at www.fgc.ca.gov.

Scott Gardner, Department of Fish and Wildlife, phone 916-445-5545, has been designated to respond to questions on the substance of the proposed regulations.

Sincerely,

[Signature]

Caren Woodson
Associate Governmental Program Analyst

Attachment
TITLE 14. Fish and Game Commission
Notice of Proposed Changes in Regulations

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by Sections 200, 202, 203, and 355 of the Fish and Game Code and to implement, interpret or make specific Sections 200, 202, 203, 203.1, 2015, 220, 355, and 356 of said Code, proposes to amend Sections 300 and 310.5, Title 14, California Code of Regulations, relating to Upland Game Birds.

Informative Digest/Policy Statement Overview

Current regulations in Title 14, California Code of Regulations (CCR), provide general hunting seasons for taking resident and migratory upland game birds under Section 300. Current regulations in Title 14, CCR, under Section 310.5 establishes shooting times for all upland game birds. The Department of Fish and Wildlife (Department) is recommending two regulation changes under these sections as follows:

1. Adjust annual number of sage grouse hunting permits by zone.

   Current regulations under subsection 300(a)(1)(D)4. provide a number of permits for the general sage grouse season in each of four zones. At this time the Department has proposed a range of permits specific for all four hunt zones. The final permit numbers will be proposed in June after spring lek counts are completed and annual population data are analyzed. Permit ranges for sage grouse hunting in 2015 are recommended as follows:

   a. East Lassen: [0-50] (two-bird) permits
   b. Central Lassen: [0-50] (two-bird) permits
   c. North Mono: [0-100] (one-bird) permits
   d. South Mono: [0-100] (one-bird) permits

2. Increase shooting time provided for spring turkey hunters under Section 310.5 by one hour; shooting time would end at 5:00 pm instead of at 4:00 pm as provided under current regulation.

Benefits of the Proposed Regulations

Adoption of sustainable upland game seasons, bag and possession limits provides for the maintenance of sufficient populations of upland game to ensure their continued existence.

The Fish and Game Commission, pursuant to Fish and Game Code Sections 200, 202, and 203, has the sole authority to regulate upland game bird hunting in California. Commission staff has searched the California Code of Regulations and has found the proposed changes pertaining to hunting of resident game birds are consistent with Sections 550-553, 630, 703 and 4501 of Title 14. Therefore the Commission has
determined that the proposed amendments are neither inconsistent nor incompatible with existing State regulations. No other State agency has the authority to adopt upland game bird hunting regulations in California.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the Mountainside Conference Center, in Mammoth Lakes, California, on Thursday, June 11, 2015, at 8:00 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, relevant to this action at a hearing to be held in the River Lodge Conference Center, in Fortuna, California, on Thursday, August 5, at 8:00 a.m., or as soon thereafter as the matter may be heard. It is requested, but not required, that written comments be submitted on or before July 23, 2015, at the address given below, or by e-mail to FGC@fgc.ca.gov. Written comments mailed or e-mailed to the Commission office, must be received before 12:00 noon on July 31, 2015. All comments must be received no later than August 5, 2015, at the hearing in Fortuna, California. If you would like copies of any modifications to this proposal, please include your name and mailing address.

The regulations as proposed in strikeout-underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, Sonke Mastrup, Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct requests for the above mentioned documents and inquiries concerning the regulatory process to Sonke Mastrup or Caren Woodson at the preceding address or phone number. Scott Gardner, Department of Fish and Wildlife, phone 916-445-5545, has been designated to respond to questions on the substance of the proposed regulations. Copies of the Initial Statement of Reasons, including the regulatory language, may be obtained from the address above. Notice of the proposed action shall be posted on the Fish and Game Commission website at http://www.fgc.ca.gov.

Availability of Modified Text

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Circumstances beyond the control of the Commission (e.g., timing of Federal regulation adoption, timing of resource data collection, timelines do not allow, etc.) or changes made to be responsive to public recommendation and comments during the regulatory process may preclude full compliance with the 15-day comment period, and the Commission will exercise its powers under Section 202 of the Fish and Game Code. Regulations adopted pursuant to this section are not subject to the time periods for adoption, amendment or repeal of regulations prescribed in Sections
11343.4, 11346.4 and 11346.8 of the Government Code. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

If the regulatory proposal is adopted, the final statement of reasons may be obtained from the address above when it has been received from the agency program staff.

**Impact of Regulatory Action/Results of the Economic Impact Analysis**

The potential for significant statewide adverse economic impacts that might result from the proposed regulatory action has been assessed, and the following initial determinations relative to the required statutory categories have been made:

(a) **Significant Statewide Adverse Economic Impact Directly Affecting Business, Including the Ability of California Businesses to Compete with Businesses in Other States:**

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states, because the regulations propose only minor changes to bag limits and shooting hours.

(b) **Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State’s Environment:**

The Commission does not anticipate any impacts the proposed action would have on the creation or elimination of jobs or businesses in California or on the expansion of businesses in California because the regulations propose only minor changes to bag limits and shooting hours. The Commission does not anticipate benefits to worker safety because the regulations do not address working conditions.

The Commission anticipates benefits to the health and welfare of California residents. The proposed regulations are intended to provide continued recreational opportunity to the public. Hunting provides opportunities for multi-generational family activities and promotes respect for California’s environment by the future stewards of the State’s resources.

The Commission anticipates benefits to the environment by the sustainable management of California’s upland game resources. The fees that hunters pay for licenses and stamps are used for conservation.

(c) **Cost Impacts on a Representative Private Person or Business:**
The Commission is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

(d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None.

(e) Nondiscretionary Costs/Savings to Local Agencies: None.

(f) Programs Mandated on Local Agencies or School Districts: None.

(g) Costs Imposed on any Local Agency or School District that is Required to be Reimbursed Under Part 7 (commencing with Section 17500) of Division 4, Government Code: None.

(h) Effect on Housing Costs: None.

Effect on Small Business

It has been determined that the adoption of these regulations may affect small business. The Commission has drafted the regulations in Plain English pursuant to Government Code Sections 11342.580 and 11346.2(a)(1).

Consideration of Alternatives

The Commission must determine that no reasonable alternative considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

FISH AND GAME COMMISSION

Sonke Mastrup
Executive Director

Dated: