

The County of Yuba

BOARD OF SUPERVISORS

November 16, 2010 - MINUTES



The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:34 a.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors John Nicoletti, Mary Jane Griego, and Hal Stocker. Supervisors Andy Vasquez and Roger Abe were absent. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chair Griego presided.

- I. PLEDGE OF ALLEGIANCE - Led by Supervisor Stocker
- II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker – Supervisors Vasquez and Abe absent

At the request of Counsel, one item was added to County Departments as the need to take action arose subsequent to the agenda being posted:

- County Administrator: Adopt resolution authorizing submittal of a application on behalf of the Yuba Community College District for a Qualified Energy Conservation Bond for their Central Plan Energy Efficiency Project.

- 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: Hal Stocker
AYES: John Nicoletti, Hal Stocker, Mary Jane Griego NOES: None ABSTAIN: None

A. Administrative Services

1. Approve participation in 2011 California State Fair Exhibit and appoint Airport Manager Mary Hansen as County Representative; authorize Chair to execute same; and authorize award of any premium monies to exhibit builder Marysville Future Farmers of America. (519-10) Approved
2. Approve agreement with California Regional Water Quality Control Board regarding River Highlands Community Services District and authorize the Chair to execute same. (520-10)

Following Board inquiries and discussion, County Administrator Robert Bendorf advised the county would continue to maintain the receivership for the districts wastewater treatment facility and the State would drop their lawsuit.

MOTION: Move to approve MOVED: John Nicoletti SECOND: Hal Stocker
AYES: John Nicoletti, Hal Stocker NOES: None ABSTAIN: None

B. Board of Supervisors

1. Authorize support of Sierra Nevada Forest and Community Initiative and sending correspondence stating support. (521-10) Approved

C. Clerk of the Board of Supervisors

1. Appoint Grady Windham to the Fish and Game Advisory Commission as an at large representative for a term to expire January 23, 2011. (522-10) Approved
2. Re-appoint James M. Dousman to the Fish and Game Advisory Commission as an at large representative for a term to expire November 16, 2014. (523-10) Approved

D. Clerk-Recorder/Elections

1. Adopt resolution appointing Justin Birney member in lieu of election to the Board of Directors for Loma Rica Browns Valley Community Services District. (524-10)
Adopted Resolution No. 2010-126, which is on file in Yuba County Resolution Book No. 41 entitled: "APPOINT MEMBER IN LIEU OF ELECTION TO THE BOARD OF DIRECTORS FOR LOMA RICA/BROWNS VALLEY COMMUNITY SERVICES DISTRICT."

E. County Administrator

1. Adopt resolution supporting internet broadband access for all Yuba County residents and businesses. (525-10)
Adopted Resolution No. 2010-127, which is on file in Yuba County Resolution Book No. 41 entitled: "RESOLUTION SUPPORTING INTERNET BROADBAND ACCESS FOR ALL YUBA COUNTY RESIDENTS AND BUSINESSES."

F. Health and Human Services

1. Approve agreement with Glenn County for training for Child Welfare Services staff and authorize Chair to execute same. (Human Services Committee recommends approval) (526-10) Approved

IV. SPECIAL PRESENTATION

- A. Present proclamation to Wildlife Services Specialist Mark Frederick. (Five minute estimate) (499-10)
Proclamation presented by Chair Griego.

Mr. Frederick expressed appreciation for the support he has received from the various county offices and their personnel.

Agricultural Commissioner Louis Mendoza commended the Board for their support.

- B. Receive State of the Schools report from Yuba County Office of Education pursuant to the Williams Uniform Complaint Act. (No background material) (Ten minute estimate) (527-10) Superintendent of Schools Ric Teagarden recapped the Williams Report, identified low performing schools, corrective measures, and a responded to Board inquiries.

V. PUBLIC COMMUNICATIONS:

Ms. Mary Battista, Merriam Road, commended Community Development and Services for assistance they provided on a lot line adjustment.

Mr. Nick Spaulding, Oregon House, concerned there are substantial areas of differences that are not being addressed by staff in regards to the Draft General Plan.

VI. COUNTY DEPARTMENTS

A. Administrative Services

1. Review project to implement solar energy systems and necessary infrastructure upgrades primarily at the Courthouse and Library and other energy efficiency projects at other county buildings. (30 minute estimate) (528-10) Administrative Services Director Doug McCoy provided background on the infrastructure upgrades needed at various County buildings, including financing and alternatives.

Mr. Ashu Jain, Senior Business Development Manager, and Ms. Heather Benner, Project Manager, Chevron, provided a power point presentation on Chevron Energy Solutions, which included the following:

- Scope of work:
 - Courthouse Chilled Water System Retrofit
 - Renovation of Library HVAC System
 - Replace North Annex, Juvenile Hall, and Juvenile Hall Administration HVAC packaged Units
 - Government Center and Packard Building Solar Photovoltaic System
 - Retrofit Interior and Exterior Lighting
 - Water Conservation Measures in the Jail and at Juvenile Hall
- Additional items:
 - Modernization of Storm Water Lift Stations
 - Erle at Chestnut Road Station
 - North Beale Road Station
 - Replace Juvenile Hall Emergency Generator

Following Board discussion and responding to specific questions, Mr. Jain advised they could do a feasibility study to include buildings used by Parks and Recreation and the 4H Camp in Dobbins.

In response to questions raised by Mr. Nick Spaulding, Oregon House, Supervisor Nicoletti advised there had been an ad hoc committee formed to review these specific issues.

B. County Administrator

1. Adopt resolution authorizing submittal of an application on behalf of the Yuba Community College District for a Qualified Energy Conservation Bond for their Central Plan Energy Efficiency Project. (536-10) County Administrator Robert Bendorf recapped benefits and savings to the college, and responded to Board inquiries.

Adopted Resolution No. 2010-128, which is on file in Yuba County Resolution Book No. 41 entitled: "RESOLUTION DECLARING INTENT TO PARTICIPATE IN THE FINANCING OF A QUALIFIED ENERGY CONSERVATION PROJECT AND AUTHORIZING OFFICIAL ACTION IN CONNECTION THEREWITH."

MOTION: Move to adopt MOVED: John Nicoletti SECOND: Hal Stocker
AYES: John Nicoletti, Hal Stocker NOES: None ABSTAIN: None

VII. ORDINANCES AND PUBLIC HEARINGS: The Deputy Clerk read the disclaimer.

- A. Public Hearing - Hold public hearing and adopt findings of fact, conclusions of law and orders authorizing the assessment of administrative and abatement costs and penalties in the amount of \$5,082.75 and the recording of a lien located at 1136 Grand Avenue, Olivehurst (West Linda) (Margarito and Claudia Figueroa). (Ten minute estimate) (530-10) Code Enforcement Manager Jeremy Strang recapped the abatement action, advised the applicant was not present, provided a Power Point presentation and responded to Board inquiries. Chair Griego opened the public hearing. No one came forward.

MOTION: Move to close the public hearing and adopt findings of fact
MOVED: John Nicoletti SECOND: Hal Stocker
AYES: John Nicoletti, Hal Stocker, Mary Jane Griego NOES: None ABSTAIN: None

- B. Public Hearing - Hold public hearing to review proposed expenditures for California Option for Public Safety Program (COPS) funds for Fiscal Year 2010-2011. (Five minute estimate) (531-10) County Administrator Robert Bendorf recapped recommended expenses and responded to Board inquiries. Chair Griego opened the public hearing. No one came forward.

MOTION: Move to approve MOVED: Hal Stocker SECOND: John Nicoletti
AYES: Hal Stocker, John Nicoletti, Mary Jane Griego NOES: None ABSTAIN: None

- C. Public Hearing - Hold public hearing and adopt resolution and order changing name of portions of Smartville Road and Hammonton-Smartville Road to Smartsville Road, Hammonton-Smartsville Road, and Chuck Yeager Road. (Five minute estimate) (532-10) Public Works Director Mike Lee provided a brief recap and responded to Board inquiries. Chair Griego opened the public hearing. No one came forward.

Adopted Resolution No. 2010-129, which is on file in Yuba County Resolution Book No. 41 entitled: "RESOLUTION AND ORDER CHANGING NAME OF PORTIONS OF SMARTVILLE ROAD AND HAMMONTON-SMARTVILLE ROAD TO SMARTSVILLE ROAD, HAMMONTON-SMARTSVILLE ROAD, AND CHUCK YEAGER ROAD."

MOTION: Move to adopt MOVED: John Nicoletti SECOND: Hal Stocker
AYES: John Nicoletti, Hal Stocker, Mary Jane Griego NOES: None ABSTAIN: None

VIII. CORRESPONDENCE - (533-10)

- A. Notice from California Fish and Game Commission regarding proposed regulatory actions relative to Alameda Creek.
- B. Letter from California Department of Alcoholic Beverage Control advising consolidation of the Yuba City office with Sacramento office and expected completion December 2011.
- C. Notice from Wildlife Conservation Board regarding potential land acquisition known as the Yuba Narrows Ranch and enclosing agenda for the meeting of November 18, 2010.
- D. One Local Agency Biennial Notice advising no amendment is required to the conflict of interest code for Dobbins-Oregon House Fire Protection District.

MOTION: Move to accept and file MOVED: John Nicoletti SECOND: Hal Stocker
AYES: John Nicoletti, Hal Stocker, Mary Jane Griego NOES: None ABSTAIN: None

IX. BOARD AND STAFF MEMBERS' REPORTS: Reports were received on the following:

Supervisor Nicoletti:

- Feather River Air Quality Management District meeting November 15, 2010
- Memorial Adjournment – Ms. Betty Cenedella
- Memorial Adjournment – Ms. Zelma Harris

Supervisor Stocker:

- Memorial Adjournment – Ms. Cheri Walters
- Tour with Camptonville Historical Association
- Yuba County Water Agency Hydro Tour at Colgate
- General Plan 2030 discussion at Alcouffe Community Center November 10, 2010
- Dinner at Loma Rica Lions Club November 13, 2010

Supervisor Griego:

- Next Board of Supervisors meeting December 7, 2010
- Olivehurst Public Utilities District Fire workshop
- Yuba County Water Agency strategic planning
- Feather River Air Quality Management District meeting November 15, 2010
- Sacramento Area Council of Governments meeting Thursday, November 18, 2010
- First Five Yuba Commission meeting Thursday, November 18, 2010

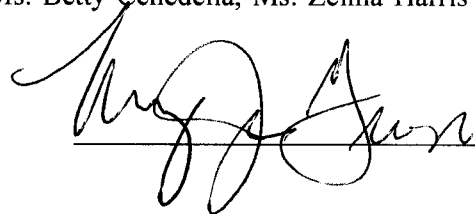
X. CLOSED SESSION: The board retired into closed session at 11:30 a.m.

- A. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Property: Sheriff's Facilities Negotiating Parties: County of Yuba Negotiation: Terms and Conditions

The Board returned from Closed Session at 12:12 p.m. with all members present as indicated above.

Counsel Angil Morris-Jones advised the County representative was authorized to make an offer in regards to a new Sheriff's facility.

XI. ADJOURN: 12:12 p.m. by Chair Griego in memory of Ms. Betty Cenedella, Ms. Zelma Harris and Ms. Cheri Walters.



Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: 
By Rachel Ferris, Deputy Clerk

Approved: December 7, 2010