

# The County of Yuba

B O A R D O F S U P E R V I S O R S

JANUARY 10, 2012 – MINUTES



The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:35 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 Hal Stocker. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chair Stocker presided.

- I. PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez
- II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker – 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 Consent Agenda    MOVED: Mary Jane Griego    SECOND: Andy Vasquez  
AYES: Mary Jane Griego, Andy Vasquez, John Nicoletti, Roger Abe, Hal Stocker  
NOES: None    ABSENT: None    ABSTAIN: None

A. Clerk of the Board of Supervisors

1. Reappoint Philois Goode and appoint David Villanueva to Plumas Lake Specific Plan Design Review Committee for terms to end January 10, 2013. (005-12) Appointed.

B. Community Development and Services

1. Adopt resolution approving application for Healthy Forests Grant funds under Proposition 84 through Sierra Nevada Conservancy for fuel reduction along county roads. (006-12)  
Adopted Resolution No. 2012-01, which is on file in Yuba County Resolution Book No. 43 entitled: "A RESOLUTION APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE HEALTHY FORESTS GRANT PROGRAM UNDER PROP 84 AND AUTHORIZING THE PUBLIC WORKS DIRECTOR TO SIGN."
2. Adopt resolution authoring Agency Director to complete purchase of single family residences APN 014-682-011, 013-610-009, and 008-194-018 as part of the Neighborhood Stabilization Program and execute all documents necessary to complete purchase, rehabilitation and resale. (007-12)  
Adopted Resolution No. 2012-02, which is on file in Yuba County Resolution Book No. 43 entitled: "RESOLUTION AUTHORIZING YUBA COUNTY COMMUNITY DEVELOPMENT AND SERVICES AGENCY DIRECTOR OR HIS DESIGNEE TO COMPLETE THE PURCHASE OF

SINGLE FAMILY RESIDENCES APN 014-682-011, APN 013-610-009, AND APN 008-194-018 AS PART OF THE NEIGHBORHOOD STABILIZATION PROGRAM AND EXECUTE ALL DOCUMENTS NEEDED FOR COMPLETION OF PURCHASE, REHABILITATION, AND RESALE."

IV. SPECIAL PRESENTATION

- A. Receive Annual 2010-2011 First Five Yuba Program Evaluation Report from Francesca Wright. (No background information) (Ten minute estimate) (008-12) First Five Yuba Commission Consultant Francesca Wright recapped the 2010-2011 report including the following and responded to Board inquiries:
- o Provided services to 3,000 children and 1,900 parents in Yuba County
  - o Created outdoor play spaces, promoted physical activity in childcare and community settings
  - o Screened and assisted children with behavioral, dental and health needs
  - o Supported perinatal moms and at-risk infants
  - o Bridged families and schools in Linda, Olivehurst and Ella Elementary Schools

V. PUBLIC COMMUNICATIONS:

Health and Human Services Director Suzanne Nobles introduced a new departmental annual report titled "Partnership, Self-Sufficiency and Achievement Status Report for 2011" and presented the Board with the first copies.

VI. COUNTY DEPARTMENTS

A. County Administrator

1. Authorize the County Administrator to solicit proposals from independent firms to investigate allegations raised by the 2011-2012 Grand Jury and enter into agreement for services. (Ten minute estimate) (009-12) County Administrator Robert Bendorf recapped request and responded to Board inquiries.

MOTION: Move to approve solicitation of proposals and authorize the County Administrator to execute agreements

MOVED: Andy Vasquez                      SECOND: Roger Abe

AYES: Hal Stocker, Roger Abe, Mary Jane Griego, Andy Vasquez, John Nicoletti

NOES: None ABSENT: None ABSTAIN: None

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

- A. Ordinance - Hold public hearing, waive reading, and adopt ordinance amending Title VII of the Yuba County Ordinance Code by repealing in their entirety sections 7.05.220 and 7.05.230 and re-enacting section 7.05.220 regarding payment and collection of unpaid refuse service bills. (Land Use and Public Works Committee recommends approval) (Continued from December 13, 2011) (Second Reading) (Ten minute estimate) (553-11) Environmental Health Director Tej Maan provided a brief recap and responded to Board inquiries.

Chairman Stocker opened the public hearing. No one came forward.

MOTION: Move to close the public hearing, waive reading and adopt ordinance

MOVED: Mary Jane Griego                      SECOND: John Nicoletti

AYES: Mary Jane Griego, John Nicoletti, Andy Vasquez, Roger Abe, Hal Stocker

NOES: None ABSENT: None ABSTAIN: None

Adopted Ordinance No. 1512, which is on file in Yuba County Ordinance Book No. 23 entitled: "ORDINANCE AMENDING CHAPTER 7, TITLE VII OF THE YUBA COUNTY ORDINANCE CODE BY REPEALING IN THEIR ENTIRETY SECTIONS 7.05.220 AND 7.05.230 AND RE-ENACTING SECTION 7.05.220 REGARDING PAYMENT AND COLLECTION OF UNPAID REFUSE SERVICES BILLS."

- B. Public Hearing - Hold public hearing and adopt resolution approving grant application for funding from the Neighborhood Stabilization Program and authorizing the Community Development and Services Director to conduct negotiations, execute and submit all necessary documents necessary for completion of the program. (Five minute estimate) (010-12) Community Development and Services Director Kevin Mallen recapped success of the Neighborhood Stabilization Program and responded to Board inquiries.

Chairman Stocker opened the public hearing. No one came forward.

MOTION: Move to close the public hearing and adopt resolution  
MOVED: Mary Jane Griego SECOND: John Nicoletti  
AYES: Mary Jane Griego, John Nicoletti, Andy Vasquez, Roger Abe, Hal Stocker  
NOES: None ABSENT: None ABSTAIN: None

Adopted Resolution No. 2012-03, which is on file in Yuba County Resolution Book No. 43 entitled: "RESOLUTION APPROVING AN APPLICATION FOR FUNDING AND THE EXECUTION OF A GRANT AGREEMENT AND ANY AMENDMENTS THERETO FROM THE STATE OF CALIFORNIA NEIGHBORHOOD STABILIZATION PROGRAM (NSP)."

#### VIII. ITEM OF PUBLIC INTEREST

- A. Consider request for fee waiver from Lord's Gym of Yuba County, 5876 Lindhurst Avenue, Marysville. (Ten minute estimate) (011-12) Pastor Al Moody and Lords Gym Director Rodney Waters recapped request for fee waiver advising the business is nonprofit and will focus on affordable programs for local youths.

County Counsel Angil Morris Jones responded to specific inquiries regarding a public purpose finding, if it would promote health, safety, education or benefit the general welfare.

Following Board discussion and responding to specific questions, Mr. Waters advised their program includes providing resources for after school programs, assistance with school work, tutoring and mentoring programs, along with traditional nutrition, fitness, and exercise programs.

Following additional Board discussion the Board recessed at 10:41 a.m. and reconvened at 10:47 a.m. with all members present.

MOTION: Move to find public purpose  
MOVED: Mary Jane Griego SECOND: Andy Vasquez  
AYES: Mary Jane Griego, Andy Vasquez, John Nicoletti, Roger Abe, Hal Stocker  
NOES: None ABSENT: None ABSTAIN: None

MOTION: Move to approve suspending the remaining half of the fee in the amount of \$1,616.40, direct staff to issue the permit, direct representative from Lords Gym to apply for the next funding cycle of CSBG or CDBG funding and if received the funding would pay the remaining amount owed on the building permit.

MOVED: Andy Vasquez SECOND: Mary Jane Griego  
AYES: Andy Vasquez, Mary Jane Griego, John Nicoletti, Roger Abe, Hal Stocker  
NOES: None ABSENT: None ABSTAIN: None

IX. CLOSED SESSION: The Board retired into closed session at 11:09 a.m.

A. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Property: APN 006-180-056, 062, 066 Merlynn Barbour Negotiating Parties: Mike Lee Negotiation: Instruction, Terms, and Conditions for Acquisition of Real Property for Parkland River Access

The Board returned from closed session at 11:26 a.m. with all present as indicated above.

County Counsel Angil Morris-Jones advised by unanimous vote the Board gave direction and authority to staff .

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

Supervisor Abe:

- California State Association of Counties meeting held Thursday, January 6, 2012
- Golden State Risk Management Board meeting January 11, 2012
- Sierra-Sacramento Valley EMS Governing Board of Directors meeting January 13, 2012
- Memorial Adjournment - Mrs. Myrtle Eve Hudson

Supervisor Griego:

- Three Rivers Levee Improvements Authority community meetings in West Linda
- Sacramento Area Council of Governments Strategic Planning meeting January 12, 2012
- First Five Yuba Commission meeting January 12, 2012
- Olivehurst Public Utility District/County Liaison meeting January 13, 2012

Supervisor Nicoletti: Congressman Garamendi attended the Yuba County Water Agency meeting January 10, 2012

Supervisor Stocker:

- Memorial Adjournment - Ms. Frieda Louise Harlan
- Memorial Adjournment - Mr. Vincent Tranquilli

County Administrator Robert Bendorf: Yuba County will host Naturalization swearing in ceremony for counties of Yolo, Yuba, Sutter, Butte and Colusa.


Clerk of the Board Donna Stottlemeyer advised the date selected, June 29, 2012 was based upon availability of conference rooms and facilities.

Chairman Stocker created an Ad hoc committee appointing Supervisors Nicoletti and Griego to coordinate Naturalization swearing in event with local staff, and various other local, State and Federal agencies.

XI. ADJOURN: at 11:47 a.m. by Chairman Stocker in memory of Mrs. Myrtle Hudson, Ms. Frieda Harlan and Mr. Vincent Tranquilli.

  
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Chair

ATTEST: DONNA STOTTLEMEYER  
CLERK OF THE BOARD OF SUPERVISORS

  
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BY: Rachel Ferris, Deputy Clerk

Approved: 