

BOARD OF SUPERVISORS

AGENDA

Meetings are located at:
Yuba County Government Center
Board Chambers, 915 Eighth Street
Marysville, California



Agenda materials are available at the Yuba County Government Center, 915 8th Street, Marysville and www.co.yuba.ca.us. Any disclosable public record related to an open session item and distributed to all or a majority of the Board less than 72 hours prior to the meeting is available for public inspection at Suite 109 of the Government Center during normal business hours.

JUNE 24, 2014

8:30 A.M. YUBA COUNTY WATER AGENCY

9:30 A.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 Stocker
- II. **ROLL CALL** - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker
- III. **CONSENT AGENDA:** All matters listed under the Consent Agenda are considered to be routine and can be enacted in one motion.

A. Administrative Services

1. (236-14) Approve contract extension to agreement with Indigo/Hammonton and Playle Architects LLP for new Sheriff's facility and authorize Chair to execute same.
2. (237-14) Approve airport lease agreement with Ron Selby for corporate hangar lease site five, ground site hangar five, and authorize Chair to execute same.
3. (264-14) Authorize Budget Transfer in the amount of \$6,000 from Account No. 105-8300-432-63.30 (Fixed Assets) to Account No. 105-8300-432-28.00 (Special Department Expense) for repair of roof on tower facility.

B. Clerk of the Board of Supervisors

1. (238-14) Appoint Terry A. Noble to the Bi-County Solid Waste Independent Hearing Panel as the at-large representative for a term ending June 24, 2018.
2. (239-14) Appoint Dennis M. Ayres as the public representative to the Redevelopment Agency Oversight Board to serve at the pleasure of the Board of Supervisors.
3. (240-14) Approve minutes from the meeting of June 10, 2014.
4. (241-14) Approve First 5 Yuba Commission Bylaws as amended May 22, 2014.

C. Community Development and Services

1. (242-13) Adopt resolution adopting the engineer's report and declaring intention to levy and collect assessments within Gledhill Landscaping and Lighting District for Fiscal Year 2014/2015.

D. County Administrator

1. (243-14) Authorize Budget Transfer in the total amount of \$1,350 from various accounts for yearend budget reconciliation.

2. (244-14) Approve County Administrator letter authorizing Regional Waste Management Authority to submit grant application to California Department of Resources Recycling and Recovery on the County's behalf for the Used Oil Payment Program application for Fiscal Year 2014/15 and to execute same.

E. Health and Human Services

1. (245-14) Adopt resolution for 2014/15 Public Health Emergency Preparedness, State General Funding Pandemic Influenza funding agreement with the California Department of Public Health and authorizing Chair to execute documents required by agreement. (Human Services Committee recommends approval)

F. Sheriff-Coroner

1. (246-14) Approve destruction of various departmental records pursuant to Government Code §26205.1 and §26202.

G. Treasurer-Tax Collector

1. (247-14) Approve discharging the Tax Collector from the accountability for the collection of taxes, penalties and interest on unsecured property taxes.

IV. **SPECIAL PRESENTATION**

- A. (248-14) Present proclamation honoring Jody Jones on her retirement from CalTrans. (Ten 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. (249-14) Adopt resolution authorizing amending total costs of abatement assessed against property located at 1799 Hile Avenue, Lindam, APN 021-051-011, and authorize recording an amended abatement lien. (Five minute estimate)

B. County Administrator

1. (250-14) Adopt resolution approving the 2014 Comprehensive Economic Development Strategy (CEDS) and Program Projection for the Yuba-Sutter Economic Development District. (Ten minute estimate)
<http://173.8.75.180/ysedc/Pdf/2013-2014%20CEDS%20-%20EDA%20approved.pdf>

C. Human Resources and Organizational Services

1. (251-14) Authorize intention to commence the Pre-Retirement Option 2W Death Benefit, for the classifications participating in the CAIPERS Safety Retirement Plan and Certification of Compliance with Government Code §7507 and governing body's action. (Five minute estimate)

D. Public Guardian

1. (252-14) Authorize increase in general fund appropriation in the amount of \$18,710 and Budget Transfer in the total amount of \$5,182 with \$3,758 from General Fund Contingency. (Ten 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. (253-14) Hold public hearing and adopt resolution adopting Plumas Lake Specific Plan/North Arboga Study Area (PLSP/NASA) road fee nexus study update and establishing revised PLSP/NASA road improvement fees. (Five minute estimate)

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

- A. (254-14) Letter from City of Marysville regarding consolidation with the General Election to be held November 4, 2014.
- B. (255-14) Two notices from California State Water Resources Control Board regarding petition for temporary transfer of water.
- C. (256-14) Letter and proclamation from the Office of the Governor calling the Statewide General Election on Tuesday, November 4, 2014.
- D. (257-14) Financial Statements from Foothill Fire Protection District for years ended June 30, 2012 and 2013.
- E. (258-14) Letter from California Fish and Game Commission regarding emergency regulatory action relating to Pacific halibut sport fishing.
- F. (259-14) Annual Report from Sutter Yuba Mental Health Advisory Board for Fiscal Year 2013-2014.
- G. (260-14) Yuba County Grand Jury Final Report for Fiscal Year 2013-2014. (Copy on file in Clerk of the Board of Supervisors office) <http://www.yubacourts.org/divisions/grand-jury/reports>
- H. (261-14) Notice from Three Rivers Levee Improvement Authority announcing Notice of Preparation of environmental impact report for Yuba Goldfields 200 Year Flood Protection project; two scoping meetings on Monday, June 23, 2014; and comment period ending July 14, 2014.

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. **CLOSED SESSION:**

- A. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - YCEA/County of Yuba
- B. Pending litigation pursuant to Government Code §54956.9(d)(4) - One case

XI. **RECESS TO 1:30 P.M.**

- A. (262-14) Receive Proposed Budget for Fiscal Year 2014-15 and make available for public review; <http://www.co.yuba.ca.us/Departments/CAO>
 - 1. Adopt Proposed Budget as interim spending plan, including position allocation changes pending adoption of the Final Budget;
 - 2. Acknowledge Proposed Budget is balanced with estimated revenues and use of limited one-time funds; actions by State may require adjustments to the Proposed Budget; restoration of reductions will require equivalent reductions in funds from other County priorities;
 - 3. Set August 12 and 19, 2014 for Budget Workshops; and
 - 4. Set Final Budget Hearings for September 16 - 23, 2014.

XII. **ADJOURN**

10:30 A.M. Land Use and Public Works Committee - (Supervisors Abe and Vasquez - Alternate Supervisor Nicoletti)

- A. (263-14) Consider resolution approving funding plan for State Route 70/Feather River Boulevard Interchange - Community Development and Services (Five minute estimate)

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.

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CONSENT
AGENDA

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Yuba County Administrative Services

Administrative Services Memorandum

To: Board of Supervisors
CC: Robert Bendorf, County Administrator
From: Doug McCoy, Director, Administrative Services
Date: June 24, 2014
Re: Contract extension for architect

A handwritten signature in black ink, appearing to be "DM", is written over the "From:" line.

Recommendation

Recommend the Board approve a contract extension to the agreement between the County of Yuba and Indigo / Hammond & Playle Architects LLP for their work on the new Sheriff Facility, and authorize the Chair to sign.

Background

In May 2012, the Board authorized a two-year agreement with Indigo / Hammond & Playle Architects LLP for design of the new Sheriff facility. That initial design is essentially complete.

Discussion

As we continue to refine the project and prepare to bring a complete package back to your Board, *and* as we work with the Water Agency on implementing the radio tower, we need to continue to involve the architects in additional design and eventual construction oversight issues. Thus an extension of their contract is necessary.

Committee Action

Due to the routine nature of this action, it has been brought directly to your Board for consideration.

Fiscal Impact

There should be no additional fiscal impact to the County for this action. Any additional work resulting in additional fees to be completed will be presented to you prior to taking any action.

**PROFESSIONAL SERVICES AGREEMENT
YUBA COUNTY ADMINISTRATIVE SERVICES**

AMENDMENT # 1

This is the first amendment to the agreement, dated May 4, 2012, for Architectural Design and Engineering Services for the Yuba County Sheriff's Facility between the County of Yuba (COUNTY) and INDIGO / Hammond & Playle Architects, LLP (CONTRACTOR).

Pursuant to Operative Provision D.22, "Modifications," of the basic agreement, the following changes are hereby made:

- (1) Term. Extend the agreement term for the period of twenty additional months.

Commencement Date: May 4, 2012

Termination Date: January 31, 2016

All other terms and conditions remain unchanged.

In witness thereof, the parties hereto have executed this Amendment # 1 to the Agreement on _____, 2014.

"COUNTY"
County of Yuba

John Nicoletti,
Chair
Board of Supervisors

"CONTRACTOR"
INDIGO / Hammond & Playle Architects, LLP

Bruce Playle,
Principal

APPROVED AS TO FORM
ANGIL P. MORRIS-JONES
COUNTY COUNSEL
BY: _____

The County of Yuba

Department of Administrative Services

Doug McCoy, Director



AIRPORT 74 237-14
BUILDING & GROUNDS 74:
FACILITIES MANAGEMENT 749-7880
INFORMATION SERVICES 749-7891
PRINT SHOP 749-7880
PURCHASING 749-7880
TELECOMMUNICATIONS 749-7880

(530) 749-7880
FAX (530) 749-7936

June 24, 2014

TO: YUBA COUNTY BOARD OF SUPERVISORS

FROM: DOUG MCCOY, Administrative Services Director *DM*

SUBJECT: AUTHORIZE THE CHAIRMAN TO EXECUTE AIRPORT LEASE AGREEMENT
FOR CORPORATE HANGAR LEASE SITE NO. 5, GROUND SITE HANGAR NO. 5

Recommendation:

It is recommended that the Board authorize the Chairman of the Board of Supervisors to execute the subject airport lease agreement.

Background:

The attached is a new ground leases with Ron Selby. Mr. Selby owns the aircraft hangar facility and has been on the airport since 2002. The lease rate of \$.04 cents per square foot is consistent with similar leases and will generate \$1,440 annually in new airport revenue.

Discussion:

The location of the hangar ground lease sites are shown on the attached layout as Exhibit A to the lease. Each ground lease site accommodates a privately-owned 3,000 sf aircraft hangar.

Committee Action:

This item was not presented to the committee as it is a standard ground lease that has been before the board a number of times for other new tenants and considered routine. The agreement was reviewed and approved by County Counsel.

Fiscal Impact:

There are no costs associated with this agenda item that would impact the General Fund.

Attachments

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AIRPORT LEASE AGREEMENT

THIS LEASE made and entered into this ____ day of _____, 2014, by and between the COUNTY OF YUBA, a political subdivision of the State of California, hereinafter designated "Lessor," and RON SELBY, hereinafter called "Lessee."

WITNESSETH

WHEREAS, Lessor owns and operates the public airport facilities situated in the County of Yuba, California, hereinafter referred to as "Airport"; and

WHEREAS, said real property is devoted to and held for airport development, and

WHEREAS, pursuant to the provisions of Section 50478, Government Code, Lessor is authorized to lease all or any portion of said property for the construction and maintenance of hangars, service shops, structures, and other conveniences for airport purposes; and

WHEREAS, Lessor hereby finds that the terms and conditions as set forth herein below are beneficial and necessary, to promote the welfare and convenience of the public using the Airport.

NOW, THEREFORE, IT IS HEREBY AGREED:

1. **LEASED PREMISES:** Lessor hereby sets over, leases, and demises to Lessee, and Lessee hereby hires from Lessor, all that certain real property situated in the County of Yuba, State of California, and more particularly described as follows:

Yuba County Airport Terminal Area
Master Lease Map
Site Number 5 / Lease Site 5-5 / Hangar #5
(3,000 square feet)

Attached to this Lease and marked "Exhibit A" is the subject map showing the specific location of the property herein demised, which for this purpose is incorporated herein and by this reference made a part hereof.

2. TERM: The term of this Lease shall be five (5) years commencing on the 1st day of May 2014. Lessee shall have the first right to negotiate to obtain a new lease for the premises upon expiration of the five-year term. The terms of any new lease, or extension of this lease, and the rent to be paid thereunder, are subject to negotiation between the Lessor and Lessee.

3. CONSIDERATION:

A. Lessee hereby agrees to pay as rent for said premises the sum of \$.04 cents per square foot of building area per month or One Hundred Twenty Dollars (\$120.00), payable without deduction, setoff, prior notice, or demand, on or before the first day of each calendar month during the term hereof. Said rental shall be paid in lawful money of the United States of America and shall be paid to Lessor at the address set forth herein for notices, or to such other person or persons, or at such other places, as Lessor may designate in writing. Rent for any period less than a calendar month shall be a pro rata portion of the monthly installment. The Lessee, however, shall have the right to pay one annual payment of all the monthly rents prior to the first day of the following year and by so doing receive a one month's reduction of said rents.

B. Concurrently with Lessee's execution of this Lease, Lessee shall pay to Lessor the sum of the rent for the first and last month of the term of this Lease or Two Hundred Forty Dollars (\$240.00).

4. OTHER CHARGES AND FEES:

Lessee shall meet all expenses and payments in connection with the use of the premises and the rights and privileges herein granted, including taxes, permit fees, license fees, and assessments lawfully levied or assessed upon the premises or property at any time situated therein and thereon. Lessee may, however, at their sole expense and cost, contest any tax, fee, or assessment.

5. PENALTIES: Payments not made by the 10th of the month are subject to a late fee as established by the Board of Supervisors. In the event Lessee is in arrears for thirty (30) days or more after any of the amounts agreed upon with this Lease are due, Lessor shall assess interest at the rate of eighteen percent (18%) annual percentage rate of the payment due for each month unpaid or any portion of a monthly payment which is left unpaid.

6. LEASEHOLD IMPROVEMENTS:

A. Lessee, at its own cost, shall completely build, erect and equip, in accordance with plans and specifications to be approved by Lessor prior to the start of construction, a pre-engineered hangar building approximately 60 ft x 50 ft; building to be painted a color approved by Lessor. The exterior of said building to be compatible with the existing structures.

B. The demised premises and the building constructed thereon shall be used exclusively for the storage of aircraft owned, leased or hired by Lessee and for no other purpose.

C. In the event that Lessee shall fail or refuse to construct said hangar or complete said hangar in a timely manner, the Lessor shall have the right to demand a final date of completion. The Lessee shall make every attempt to construct the hangar within the first year of the lease.

D. Lessee shall submit to Lessor for approval all detailed plans and specifications for all leasehold improvements. Lessor agrees that it shall either approve the plans and specifications as submitted, or transmit proposed revisions to Lessee, within thirty (30) calendar days of receipt of the plans and specifications from Lessee.

E. In the event that Lessor requires revisions of the original plans and specifications, Lessee shall have thirty (30) calendar days from the date of receipt of the proposed revisions to resubmit the plans and specifications for Lessor's approval. Lessor's approval of plans and specifications shall not be withheld unreasonably.

F. Upon receiving final Lessor approval of the plans and specifications, Lessee shall engage one or more qualified contractors to construct said improvements. Construction shall commence within sixty (60) calendar days of Lessee's receipt of Lessor's final approval of the plans and specifications and shall be scheduled for completion not later than one hundred eighty (180) calendar days after commencement of construction.

G. Lessee, at its own expense, shall procure all necessary permits for any construction of facilities, and all work and installations shall be made in accordance with all applicable laws, ordinances, and rules and regulations of any governmental body having jurisdiction of such matters. Lessee shall save Lessor harmless from any loss or damage by reason of any mechanics lien or encumbrance of any kind or nature.

H. This Lease shall be subject to the Federal Aviation Administration's approval of any proposed construction as provided for on Federal Aviation Administration Form 7460-1.

I. At the end of the term of this Lease, Lessee shall have the right of removal. If Lessee fails to exercise said right of removal, Lessor may at its option remove and dispose of all structures then located on the premises, or may declare said structures abandoned; if so abandoned, title to said structures shall pass to Lessor. In the event of default in the payment of

rent, Lessor may re-enter the premises and use same and all structures thereon for its own purposes. In such event, and in the event default remains uncured for thirty (30) days thereafter, title to the structures shall thereupon pass to Lessor.

7. OTHER ALTERATIONS, ADDITIONS, IMPROVEMENTS:

A. Except for Lessee's work, Lessee shall make no alterations, additions, or improvements in or to the leased premises without Lessor's prior written consent.

B. All of the Lessee's work shall, upon construction or installation, become a part of the leased premises, subject to the use and occupancy of Lessee, and upon expiration or termination of this Lease does not become the property of Lessor. Lessee shall have the right at the termination of the Lease and within a reasonable amount of time after such expiration to remove Lessee's buildings, cement floors, personal property, and trade fixtures, provided any damage to Lessor's property resulting from such removal shall be repaired or restored at Lessee's expense. Any of Lessee's buildings, personal property, or trade fixtures that are not removed after a reasonable amount of time after the date of any termination of this Lease shall thereafter belong to Lessor without payment of any consideration therefor.

8. OPERATIONS: Lessee's approved operation at Airport is pursuant to the provisions of Part 135 of Title 14 of the Code of Federal Regulations, Federal Aviation Administration. Aircraft operated may be owned by Lessee or others. Lessee shall at all times and at its own cost and expense have all its owned or operated commercial aircraft maintained in good operating order and free from known mechanical defects. The method and arrangement for operating on the Airport, including but not limited to the parking of aircraft, shall be subject to the review and approval of the County Airport Manager. The Airport Manager shall at all times have final authority to designate the aprons, ramps, taxiways, runways, roadways, terminal, and common use areas at Airport to be utilized by Lessee in connection with its aircraft.

All of Lessee's activities conducted on Airport must be in accordance with appropriate federal and state statutory and decisional laws, Yuba County ordinances, rules and regulations, and the requirements of any other duly authorized government agency; however, in the event any such law, rules, regulations or requirement is changed subsequent to the execution of this lease and Lessee's activities are affected thereby, Lessee shall be allowed a reasonable time within which to comply with such change. Lessee shall conform and comply with all noise abatement rules and regulations applicable to Airport. Lessee agrees to conduct all flights, activities authorized herein, and ground operations on, at, or near the Airport in accordance with proper rules and regulations of all authorities having jurisdiction over such operations and activities.

9. USE OF COMMON AREAS:

A. Lessee shall be entitled, in common with others so authorized, to the use of all facilities and improvements of a public nature which are or may hereafter be connected with or appurtenant to the Airport, including the use of landing areas, runways, taxiways, navigational aids, terminal facilities, and aircraft parking designated by Lessor.

B. Lessor reserves the right to take any action it considers necessary to protect the aerial approaches of the Airport against obstruction, together with the right to prevent Lessee from erecting, or permitting to be erected, any building or other structure on or adjacent to the Airport which, in the opinion of Lessor, would limit the usefulness of the Airport or constitute a hazard to aircraft.

10. USE OF PREMISES: Except as otherwise specifically limited herein, the leased premises shall be used by Lessee only for the purpose of conducting therein and thereon Lessee's registered aircraft operations and maintenance of the same aircraft and for no other purpose. Except for Lessor's obligations specifically set forth in this Lease and Use Permit, Lessee shall promptly comply with all laws, ordinances, orders, and regulations affecting the leased premises and its cleanliness, safety, occupation, and use. Lessee shall not do or permit anything to be done

in or about the leased premises, or bring or keep anything on the leased premises, that (i) will increase the premiums (unless Lessee pays such increase) or cause cancellation of any insurance on the building, (ii) is prohibited by any insurance on the building, (iii) would invalidate or be in conflict with the insurance coverage on the building, (iv) would invalidate any liability insurance of Lessor, or (v) may be a nuisance or menace to other tenants or users of the Airport provided. If Lessee is prohibited from using the leased premises for the permitted uses and purposes set forth in this paragraph 11 in order to comply with the covenants of this paragraph (other than payment of increased premiums), Lessee may terminate this Lease and Use Permit upon written notice thereof given to Lessor within thirty (30) days of such prohibited use. Lessee agrees to pay for any additional premiums on Lessor's fire and liability insurance policies charged by reason Lessee's use of or operations on the leased premises. No spray painting using inflammable paints or liquids will be done within the building without proper fire prevention and suppression equipment approved by Lessor.

11. **SIGNS:** During the term of this Lease, Lessee shall have the right, at Lessee's expense, to place in or on the premises a sign or signs identifying Lessee. Said sign or signs shall be of a size, shape, and design, and at a location or locations, approved by the Airport Manager and in conformance with any overall directional graphics or sign program established by Lessor. Notwithstanding any other provision of this Lease, said sign(s) shall remain the property of Lessee. Lessee shall remove, at its expense, all lettering, signs, and placards so erected on the premises at the expiration of the term of this Lease.

12. **INSURANCE:** Lessee shall throughout the existence of this Lease, at its own cost and expense, procure and maintain in full force and effect comprehensive general liability insurance in the minimum amounts of ONE MILLION DOLLARS (\$1,000,000.00) combined single limit as follows:

A. The terms of the attached Exhibit B, "Insurance Provisions," are made a part of this Lease and are incorporated herein by reference.

B. Full Worker's Compensation and Employers' Liability Insurance covering all employees of Lessee as required by law in the State of California.

C. Additional Insureds: The insurance required shall include the County of Yuba, its officers and employees, as additional insureds except with regard to occurrences that are the result of their sole negligence.

D. Cancellation Notice: The insurance required shall provide that no cancellation or material change in any policy shall become effective except upon thirty (30) days' prior written notice to the County of Yuba.

E. Proof of Insurance: Lessee shall furnish proof of coverage satisfactory to the Yuba County Risk Manager as evidence that the insurance required above is being maintained.

13. INDEMNITY: Lessee shall indemnify and defend the County and its officers, agents, and employees against and hold it harmless from any and all loss, damage, and liability for damages, including attorneys' fees and other costs of defense incurred by County, whether for damage to or loss of property, or injury to or death of person, including properties of County and injury to or death of County's officers, agents, and employees, which shall in any way arise out of or be connected with Lessee's operations hereunder, unless such damage, loss, injury or death shall be caused solely by the negligence of County.

14. MAINTENANCE AND REPAIR:

Lessee shall be responsible for the maintenance and repair of the premises and shall keep and maintain the premises in good condition, order, and repair, and shall surrender the same upon the expiration of this Lease in the condition in which they are required to be kept, reasonable wear, tear, and damage by the elements not caused by Lessee's negligence excepted.

15. TAXES: Under this Lease, a possessory interest subject to property taxation may be created. Notice is hereby given pursuant to California Revenue and Taxation Code Section 107.6 that such property interest may be subject to property taxation created, and that the party to whom the possessory interest is vested may be subject to the payment of property taxes levied on such interest. Lessee shall pay all taxes of whatever character that may be levied or charged upon Lessee's operations hereunder and upon Lessee's right to use Airport.

16. UTILITIES: Lessee shall have sole and exclusive responsibility for obtaining all electricity, gas, water, telephone, sewer, or other utility services and for the payment of all rates or charges levied, assessed, or charged against said premises in the operation thereof for such services. Lessee will furnish its own heat, light, and power for the operation of said premises, including but not limited to any service charges, connection or installation fees, related thereto.

17. ASSIGNMENT OR SUBLEASE:

A. Lessee shall not assign or transfer in whole or in part by operation of law or otherwise this Lease or any of the Lessee's rights, duties, or obligations hereunder nor sublet any portion or all of the premises leased hereunder or the hangar constructed upon said premises without Lessor's consent to assignment of this Lease, and the Lessor shall not unreasonably withhold his consent to assignment. Lessor retains the right at time of proposed assignment to terminate Lease and renegotiate a new Lease with proposed assignees at Lessor's option.

B. Lessee shall have the right to sublease up to 100 percent of his leasehold with the approval of the Airport Manager, but sublessees will be required to pay appropriate use and fees or charges as established from time-to-time by the County. Any sublease of this Lease shall also contain the above provision prohibiting further subleasing by sublessees.

C. If Lessee, without securing prior written approval of Lessor, attempts to effect such a transfer, assignment, sublease, or if a transfer occurs by operation of law, Lessor

may terminate this Lease upon thirty (30) days' notice to Lessee without further liability to Lessee and such assignment, transfer, or sublease shall be void.

18. **DEFAULT:** In the event Lessee is in default in the payment on any amount due under the terms of this Lease or defaults in the performance of any of the covenants or conditions on Lessee's part to be performed, then Lessor, at its option, may terminate this Lease and re-enter upon the premises. Lessor shall have the right to retain all rents and any other sums owing and unpaid to the date of termination hereunder.

19. **BANKRUPTCY:** In the event of bankruptcy, either voluntary or involuntary, or any assignment for the benefit of creditors made by Lessee, Lessee's interest hereunder shall automatically terminate.

20. **FIRE DAMAGE:** It is mutually understood and agreed between the parties hereto that in the event any portion of the demised premises be destroyed by fire and the same cannot be repaired within ninety (90) days, then Lessee may elect to terminate this Lease. In the event such restoration can be made within ninety (90) days, Lessor agrees to restore said premises provided further that during the period of non-occupancy by Lessee, the rent for said premises shall be waived during the period of non-occupancy and non-use.

21. **BREACH OR NONCOMPLIANCE:** The waiver of any breach or noncompliance with any terms, covenants, conditions, or provisions of this Lease or any rules, regulations, or decisions adopted pursuant thereto shall not constitute the waiver of any subsequent breach thereof whether such breach or noncompliance be the same or of a different kind or character.

22. **ATTORNEY'S FEES:** In case Lessor, without fault on its part, be made a party to any litigation commenced by or against Lessee, Lessee shall pay all costs, reasonable attorney's fees, and expenses which may be incurred or imposed on Lessor by or in connection with such litigation. Should either party hereto bring any action at law or in equity to enforce any of

the rights hereunder, the prevailing party in such action shall be entitled to recover attorney's fees and any other relief that may be granted by the court, whether or not the party prevailing in such action be the party who instituted the same.

23. COMPLIANCE WITH SPONSOR'S FEDERAL GRANT ASSURANCES:

To the extent applicable, Lessee shall comply with all Federal Aviation Administration (FAA) assurances as shown on Exhibit C, attached hereto and made a part hereof.

24. NOTICES: Any notice, demand, request, consent, or approval that either party desires or is required to give to the other party pursuant to this Lease shall be in writing and either served personally or sent by prepaid, first-class mail. Such matters shall be addressed to the other party at the following address:

To County At:

Airport Manager
YUBA COUNTY AIRPORT
1364 Sky Harbor Drive
Olivehurst, CA 95961

To Lessee At:

4055 Crabtree Ct.
Carmichael, CA 95608

Copy to:

Yuba County
County Counsel
Suite 111
119 8th Street
Marysville, CA 95901

IN WITNESS WHEREOF, the parties have signed this Lease the day and year first above written.

LESSEE

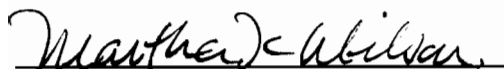
By: 
Ron Selby

COUNTY OF YUBA

By: _____
Chairman

ATTEST: DONNA STOTTLEMEYER
Clerk of the Board
Of Supervisors

REVIEW OF INSURANCE:


Risk Manager

APPROVED AS TO FORM:


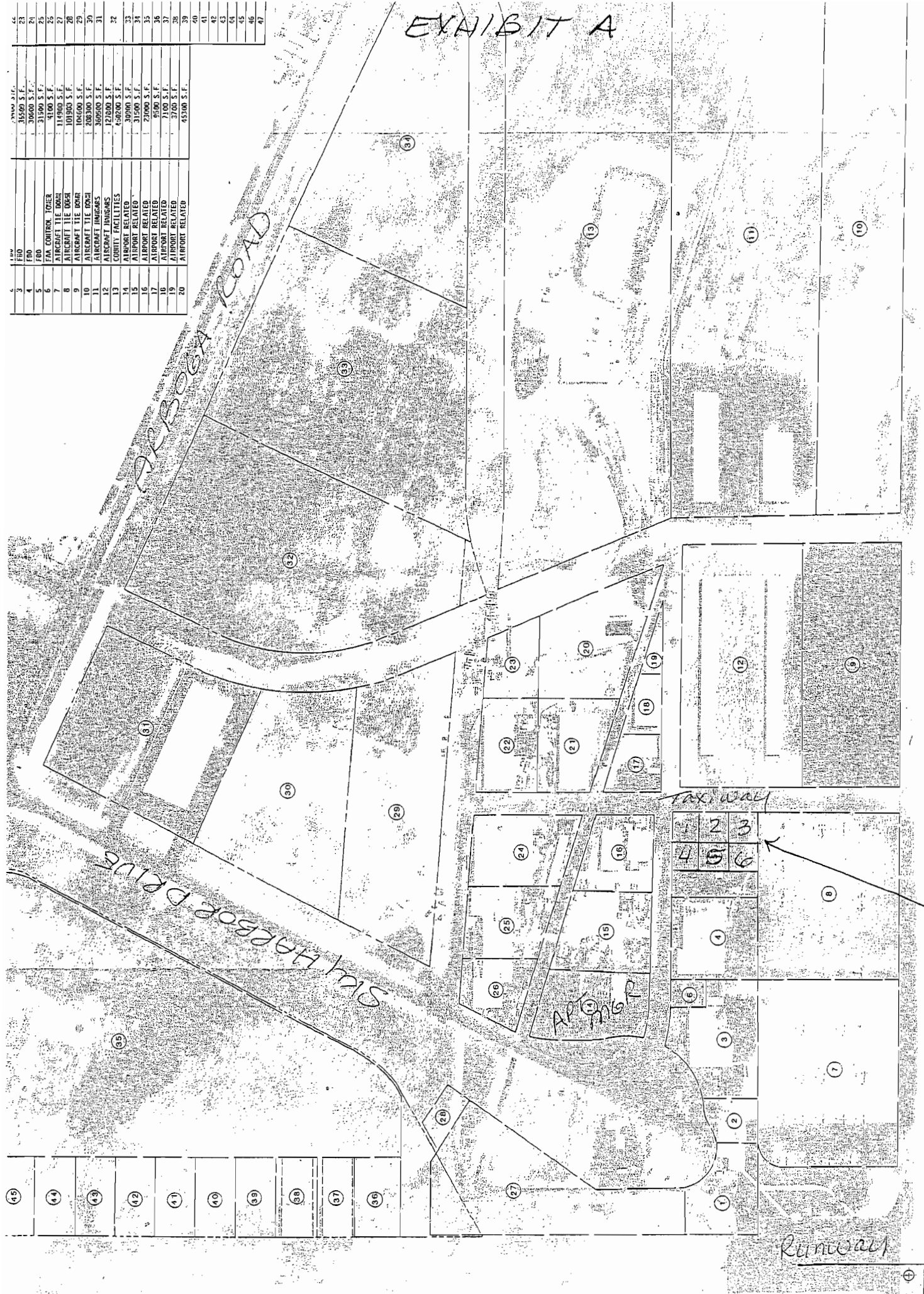

County Counsel
by: Bobbie Ross Todd

EXHIBIT A

| NO. | DESCRIPTION | SQ. FT. |
|-----|-------------|-------------|
| 1 | FBO | 15,500 S.F. |
| 2 | FBO | 30,600 S.F. |
| 3 | FBO | 41,000 S.F. |
| 4 | FBO | 11,900 S.F. |
| 5 | FBO | 10,900 S.F. |
| 6 | FBO | 20,300 S.F. |
| 7 | FBO | 30,900 S.F. |
| 8 | FBO | 12,700 S.F. |
| 9 | FBO | 3,900 S.F. |
| 10 | FBO | 3,900 S.F. |
| 11 | FBO | 3,900 S.F. |
| 12 | FBO | 3,900 S.F. |
| 13 | FBO | 3,900 S.F. |
| 14 | FBO | 3,900 S.F. |
| 15 | FBO | 3,900 S.F. |
| 16 | FBO | 3,900 S.F. |
| 17 | FBO | 3,900 S.F. |
| 18 | FBO | 3,900 S.F. |
| 19 | FBO | 3,900 S.F. |
| 20 | FBO | 3,900 S.F. |
| 21 | FBO | 3,900 S.F. |
| 22 | FBO | 3,900 S.F. |
| 23 | FBO | 3,900 S.F. |
| 24 | FBO | 3,900 S.F. |
| 25 | FBO | 3,900 S.F. |
| 26 | FBO | 3,900 S.F. |
| 27 | FBO | 3,900 S.F. |
| 28 | FBO | 3,900 S.F. |
| 29 | FBO | 3,900 S.F. |
| 30 | FBO | 3,900 S.F. |
| 31 | FBO | 3,900 S.F. |
| 32 | FBO | 3,900 S.F. |
| 33 | FBO | 3,900 S.F. |
| 34 | FBO | 3,900 S.F. |
| 35 | FBO | 3,900 S.F. |
| 36 | FBO | 3,900 S.F. |
| 37 | FBO | 3,900 S.F. |
| 38 | FBO | 3,900 S.F. |
| 39 | FBO | 3,900 S.F. |
| 40 | FBO | 3,900 S.F. |
| 41 | FBO | 3,900 S.F. |
| 42 | FBO | 3,900 S.F. |
| 43 | FBO | 3,900 S.F. |
| 44 | FBO | 3,900 S.F. |
| 45 | FBO | 3,900 S.F. |
| 46 | FBO | 3,900 S.F. |
| 47 | FBO | 3,900 S.F. |



Lease Site 5-2/#5

EXHIBIT B

INSURANCE PROVISIONS

LESSEE shall procure and maintain for the duration of the contract insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by the LESSEE, its agents, representatives, or employees.

MINIMUM SCOPE AND LIMIT OF INSURANCE

Coverage shall be at least as broad as:

1. **Commercial General Liability (CGL):** Insurance Services Office Form CG 00 01 covering CGL on an "occurrence" basis for bodily injury and property damage, including products-completed operations, personal injury and advertising injury, with limits no less than \$1,000,000 per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.

2. **Automobile Liability:** Insurance Services Office Form Number CA 0001 covering, Code 1 (any auto), or if LESSEE has no owned autos, Code 8 (hired) and 9 (non-owned), with limit no less than \$1,000,000 per accident for bodily injury and property damage.

3. **Workers' Compensation** insurance as required by the State of California, with Statutory Limits, and Employer's Liability Insurance with limit of no less than \$1,000,000 per accident for bodily injury or disease.

(Not required if LESSEE provides written verification it has no employees)

4. **Professional Liability (Errors and Omissions)** Insurance as appropriate to LESSEE's profession, with limits no less than \$1,000,000 per occurrence or claim, \$2,000,000 aggregate.

5. **Pollution Legal Liability** with limits no less than \$1,000,000 per occurrence or claim, and \$2,000,000 policy aggregate.

If the LESSEE maintains higher limits than the minimums shown above, COUNTY requires and shall be entitled to coverage for the higher limits maintained by LESSEE.

Other Insurance Provisions

The insurance policies are to contain, or be endorsed to contain, the following provisions:

Additional Insured Status

COUNTY, its officers, officials, employees, and volunteers are to be covered as additional insureds on the auto policy with respect to liability arising out of automobiles owned, leased, hired or borrowed by or on behalf of LESSEE; and on the CGL policy with respect to liability arising out of work or operations performed by or on behalf of LESSEE including materials, parts, or equipment furnished in connection with such work or operations. General liability coverage can be provided in the form of an endorsement to the LESSEE's insurance (at least as broad as ISO Form CG 20 10, 11 85 or both CG 20 10 and CG 23 37 forms if later revisions used).

Primary Coverage

For any claims related to this contract, LESSEE's insurance coverage shall be primary insurance as respect to COUNTY, its officers, officials, employees, and volunteers. Any insurance or self-insurance maintained by COUNTY, its officers, officials, employees, or volunteers shall be excess of LESSEE's insurance and shall not contribute with it.

Notice of Cancellation

Each insurance policy required above shall state that coverage shall not be canceled, except with notice to the COUNTY.

Waiver of Subrogation

LESSEE hereby grants to COUNTY a waiver of any right to subrogation which any insurer of said LESSEE may acquire against COUNTY by virtue of the payment of any loss under such insurance. LESSEE agrees to obtain any endorsement that may be necessary to effect this waiver of subrogation, but this provision applies regardless of whether or not COUNTY has received a waiver of subrogation endorsement from the insurer.

Deductibles and Self-Insured Retentions

Any deductibles or self-insured retentions must be declared to and approved by COUNTY. COUNTY may require LESSEE to provide proof of ability to pay losses and related investigations, claim administration, and defense expenses within the retention.

Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A:VII, unless otherwise acceptable to the COUNTY.

Claims Made Policies

If any of the required policies provide coverage on a claims-made basis:

1. The Retroactive Date must be shown and must be before the date of the contract or the beginning of contract work.

2. Insurance must be maintained and evidence of insurance must be provided for at least five (5) years after completion of the contract of work.

3. If coverage is canceled or non-renewed, and not replaced with another claims-made policy form with a Retroactive Date prior to the contract effective date, LESSEE must purchase "extended reporting" coverage for a minimum of five (5) years after completion of contract work.

Verification of Coverage

LESSEE shall furnish COUNTY with original certificates and amendatory endorsements or copies of the applicable policy language effecting coverage required by this clause. All certificates and endorsements are to be received and approved by COUNTY before work commences. However, failure to obtain the required documents prior to the work beginning shall not waive LESSEE's obligation to provide them. COUNTY reserves the right to require complete, certified copies of all required insurance policies, including endorsements required by these specifications, at any time.

Subcontractors

LESSEE shall require and verify that all subcontractors maintain insurance meeting all the requirements stated herein.

Special Risks or Circumstances

COUNTY reserves the right to modify these requirements, including limits, based on the nature of the risk, prior experience, insurer, coverage, or other special circumstances.

EXHIBIT C

FEDERAL AVIATION ADMINISTRATION ASSURANCES

A. COMPLIANCE WITH SPONSOR'S FEDERAL GRANT ASSURANCES: To the extent applicable, Lessee shall comply with all Federal Aviation Administration (FAA) assurances below:

1. The Lessee for itself, its heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenants and agree that in the event facilities are constructed, maintained, or otherwise operated on the said property described in this Agreement for a purpose for which a DOT program or activity is extended or for another purpose involving the provision of similar services or benefits, the Lessee shall maintain and operate such facilities and services in compliance with all other requirements imposed pursuant to Title 49, Code of Federal Regulations, COT, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

2. The Lessee for itself, its personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree that (in the case of leases add "as a covenant running with the land") that: (1) no person on the grounds of race, color, or national origin shall be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over, or under such land and the furnishing of services thereon, no person on the grounds of race, color, or national origin shall be excluded from participation in, denied the benefits of, or otherwise be subject to discrimination, (3) that the (Lessee, licensee, Lessee, etc. shall use the premises in compliance with all other requirements imposed by or pursuant to Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Non-discrimination in Federally-Assisted Programs of the Department of Transportation-Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations may be amended.

3. That in the event of breach of any of the above nondiscrimination covenants, the County of Yuba shall have the right to terminate the permit and to reenter and repossess said land and the facilities thereon, and hold the same as if said permit had never been made or issued. This provision does not become effective until the procedures of 49 CFR Part 21 are followed and completed including expiration of appeal rights.

4. Lessee shall furnish its accommodations and/or services on a fair, equal and not unjustly discriminatory basis to all users thereof and it shall charge fair, reasonable and not unjustly discriminatory prices for each unit or service; PROVIDED, THAT the Lessee may be allowed to make reasonable and nondiscriminatory discounts, rebates or other similar type of price reductions to volume purchasers.

5. Non-compliance with Provision 4 above shall constitute a material breach thereof and in the event of such non-compliance the County of Yuba shall have the right to terminate this permit and the estate hereby created without liability therefore or at the election of the County of Yuba or the United States either or both said Governments shall have the right to judicially enforce Provisions.

6. Lessee agrees that it shall insert the above five provisions in any permit by which said Lessee grants a right or privilege to any person, firm or corporation to render accommodations and/or services to the public on the premises herein permitted.

7. The Lessee assures that it will undertake an affirmative action program as required by 14 CFR Par 152, Subpart E, to insure that no person shall on the grounds of race, creed, color, national origin, or sex be excluded from participating in any employment activities covered in 14 CFR Part 152, Subpart E. The Lessee assures that no person shall be excluded on these grounds from participating in or receiving the services or benefits of any program or activity covered by this subpart. The Lessee assures that it will require that its covered suborganizations provide assurances to the Lessee that they similarly will undertake affirmative action programs and that they will require assurances from their suborganizations, as required by 14 CFR 152, Subpart E, to the same effort.

8. The County of Yuba reserves the right to further develop or improve the landing area of the airport as it sees fit, regardless of the desires or view of the Lessee and without interference or hindrance.

9. The County of Yuba reserves the right, but shall not be obligated to the Lessee to maintain and keep in repair the landing area of the airport and all publicly-owned facilities of the airport together with the right to direct and control all activities of the Lessee in this regard.

10. This lease shall be subordinate to the provisions and requirements of any existing or future agreement between the County of Yuba and the United States, relative to the development, operation or maintenance of the airport.

11. There is hereby reserved to the County of Yuba, its successors and assigns, for the use and benefit of the public, a right of flight for the passage of aircraft in the airspace above the surface of the premises herein permitted. This public right of flight shall include the right to cause in said airspace any noise inherent in the operation of any aircraft used for navigation or flight through the said airspace or landing at, taking off from or operation on the Yuba County Airport.

12. Lessee agrees to comply with the notification and review requirements covered in Part 77 of the Federal Aviation Regulations in the event future construction of a building is planned for the permitted premises, or in the event of any planned modification or alteration of any present or future building or structure situated on the permitted premises.

13. The Lessee by accepting this expressly agrees for itself, its successors and assigns that it will not erect nor permit the erection of any structure or object, nor permit the growth of any tree on the land leased hereunder above the mean sea level elevation of 65 feet. In the event the aforesaid covenants are breached, the owner reserves the right to enter upon

the land permitted hereunder and to remove the offending structure or object and cut the offending tree, all of which shall be at the expense of the Lessee.

14. The Lessee by accepting this permit agrees for itself, its successors and assigns that it will not make use of the permitted premises in any manner which might interfere with the landing and taking off of aircraft from the Yuba County Airport or otherwise constitute a hazard. In the event the aforesaid covenant is breached, the owner reserves the right to enter upon the premises hereby permitted and cause the abatement of such interference at the expense of the Lessee.

15. It is understood and agreed that nothing herein contained shall be construed to grant or authorize the granting of an exclusive right within the meaning of Section 308a of the Federal Aviation Act of 1958 (49 U.S.C. 1349a).

16. This permit and all the provisions hereof shall be subject to whatever right the United States Government now has or in the future may have or acquire, affecting the control, operation, regulation and taking over of said airport or the exclusive or non-exclusive use of the airport by the United States during the time of war or national emergency.

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The County of Yuba

Department of Administrative Services

Doug McCoy - Director




| | |
|-----------------------|----------|
| AIRPORT | 741-8248 |
| BUILDING & GROUNDS | 749-7880 |
| FACILITIES MANAGEMENT | 749-7880 |
| INFORMATION SERVICES | 749-7891 |
| PRINT SHOP | 749-7880 |
| PURCHASING | 749-7880 |
| TELECOMMUNICATIONS | 749-7880 |

(530) 749-7880
FAX (530) 749-7936

June 24, 2014

TO: YUBA COUNTY BOARD OF SUPERVISORS

FROM: Doug McCoy, Director of Administrative Services 

SUBJECT: APPROVE BUDGET TRANSFER RELATED TO FUND 105 TO ADJUST LINE ITEM EXPENDITURES ANTICIPATED THROUGH JUNE 30, 2014

Recommendation:

Approve budget transfer document as presented.

Background:

The Airport annually received \$10,000 was the State Division of Aeronautics to assist the airport with its operational needs that may not be available through the airports annual revenues.

Discussion:

The budget transfer is necessary to allow for payment of the tower reroofing project. The annual funds provide the additional revenue needed for this project that was not available in the airport's operational budget. The funds were originally budgeted in fixed assets for computer replacements. It was determined that the computer replacements could be postponed at this time as the tower facility was a higher priority. In order to make the payment for the work completed, a budget transfer is necessary to place the funds in the proper account.

Committee Action

This item was not presented to the Public Facilities Committee as the purpose is only to adjust the allocated funds to the appropriate budget line item.

Fiscal Impact:

There are no costs associated with this agenda item that would impact the General Fund.

Attachment

WHITE - AUDITOR
YELLOW - COUNTY ADMINISTRATOR
PINK - DEPARTMENT

COUNTY OF YUBA

AUDITOR-CONTROLLER

DATE _____ REQUEST FOR TRANSFER OR TRANSFER # _____

REVISION OF APPROPRIATION, ESTIMATED REVENUE OR FUNDS

DEPARTMENT ADMINISTRATIVE SERVICES (AIRPORT/SPECIAL AVIATION)

REQUEST APPROVAL OF THE FOLLOWING TRANSFER FISCAL YEAR ENDING JUNE 30, 20 14

BUDGET OR ESTIMATED REVENUE

☐ ESTIMATED REVENUE INCREASE

☐ ESTIMATED REVENUE DECREASE

☒ APPROPRIATION DECREASED

☒ APPROPRIATION INCREASED

| ACCOUNT NO. | NAME | AMOUNT |
|--------------------------|------|----------|
| 105-8300-432-63-30 | | 6,000.00 |
| Fixed Assets - Equipment | | |
| | | |
| | | |
| | | |
| | | |
| | | |

| ACCOUNT NO. | NAME | AMOUNT |
|-----------------------|------|----------|
| 105-8300-432-23-00 | | 6,000.00 |
| Special Dept. Expense | | |
| | | |
| | | |
| | | |
| | | |
| | | |

FUND TRANSFERS

OPERATING TRANSFERS OUT

| ACCOUNT NO. | NAME | AMOUNT |
|-------------|------|--------|
| | | |
| | | |

OPERATING TRANSFERS IN

| ACCOUNT NO. | NAME | AMOUNT |
|-------------|------|--------|
| | | |
| | | |

GENERAL LEDGER (AUDITOR - CONTROLLER USE ONLY)

| | | AMOUNT | | | | | |
|------|---------|--------|--------|------|---------|-------|--------|
| FUND | ACCOUNT | DEBIT | CREDIT | FUND | ACCOUNT | DEBIT | CREDIT |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

REASON FOR TRANSFER: Transfer is necessary to cover tower facility reroof project. The funds were originally budgeted for computer equipment replacements that were postponed due to the need to repair the roof on the tower facilities.

APPROVED:

☐ AUDITOR-CONTROLLER _____ Signature _____ Date _____
DEPARTMENT HEAD OR AUTHORIZED OFFICIAL

☐ COUNTY ADMINISTRATOR _____ Signature _____ Date _____
Administrative Services Director
TITLE

Approved as to Availability of Budget Amounts and Balances
in the Auditor/Controllers Office.

AUDITOR - CONTROLLER

Auditor/Controller, Dean E. Sellers

Approved:

BOARD OF SUPERVISORS

Clerk of the Board

Date

The County of Yuba

Office of Clerk of the Board of Supervisors



To: Board of Supervisors
From: Donna Stottlemeyer, Clerk of the Board *[Signature]*
Subject: Bi-County Solid Waste Independent Hearing Panel
Date: June 10, 2014

Recommendation

Appoint Terry A. Noble to the Bi-County Solid Waste Independent Hearing Panel as the at-large representative for a term ending June 24, 2018.

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 Jerry Uhland's term on May 11, 2014, who served as the at-large representative for two four-year terms. Pursuant to Public Resources Code §44308 members may not serve more than two consecutive terms. This vacancy has been posted and application has been received from Mr. Noble which is attached for your review and consideration. Environmental Health Supervisor Paul Donoho recommends appointment.

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

Fiscal Impact

None.

Committee Action

Brought directly to the Board for consideration.

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

BI-COUNTY SOLID WASTE INDEPENDENT HEARING PANEL

PLEASE FILL IN NAME OF BOARD/COMMISSION/COMMITTEE ON WHICH YOU WOULD LIKE TO SERVE

APPLICANT NAME: Terry A. Noble

MAILING ADDRESS: [REDACTED]

PHYSICAL ADDRESS: [REDACTED]

TELEPHONE: HOME: [REDACTED] WORK: [REDACTED]

EMAIL ADDRESS: [REDACTED]

OCCUPATION/PROFESSION: A, B, C 42 Contractor

REASONS YOU WISH TO
SERVE ON THIS BODY: none

QUALIFICATIONS: 30 yrs site work experience

LIST PAST AND CURRENT
PUBLIC POSITIONS HELD: none

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

IF YES, PLEASE EXPLAIN. NOTE: THAT A FELONY CONVICTION SHALL PRECLUDE YOU FROM SERVICE.

I UNDERSTAND THAT IF APPOINTED TO A BOARD/COMMISSION/COMMITTEE AND WHAT MAY BE CONSIDERED A CONFLICT OF INTEREST ARISES, THAT 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.

Terry A. Noble
SIGNATURE

6-5-14
DATE

THIS SECTION FOR OFFICE USE ONLY

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

☐ APPLICANT APPOINTED: _____

☐ OTHER: _____

The County of Yuba

Office of Clerk of the Board of Supervisors



To: Board of Supervisors

From: Donna Stottlemeyer, Clerk of the Board *DS*

Subject: Yuba County Redevelopment Agency Oversight Board – Public Representative

Date: June 24, 2014

Recommendation

Appoint Dennis M. Ayres as the public representative to the Redevelopment Agency Oversight Board to serve at the pleasure of the Board of Supervisors.

Background and Discussion

The Oversight Board was formed in May of 2012 and the public representative position has been vacant since that time. The vacancy has been posted on the County website and at the Government Center since that time. One application has been received from Mr. Ayres and is attached for your consideration.

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

Fiscal Impact

None due to appointment.

Committee Action

None required.

attachment

The County of Yuba

RECEIVED

JUN 9 2014



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

Clerk/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: Redevelopment Agency Oversight Board

APPLICANT NAME: Dennis M Ayres

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

PHYSICAL ADDRESS
(Street, City, Zip):

TELEPHONE:

HOME:

WORK:

N/A

EMAIL ADDRESS:

OCCUPATION/PROFESSION:
SUPERVISOR/ DISTRICT
NUMBER:

Retired Electrician

4

REASONS YOU WISH TO
SERVE ON THIS BODY:

To Be Involved

QUALIFICATIONS:

Yuba County Resident

LIST PAST AND CURRENT

PUBLIC POSITIONS HELD:

Yuba County Grand Juror 2 yrs - 2 yrs Sutter-Yuba

Mental Health Advisory Board. Area 4 Agency on Aging

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

IF YES, PLEASE EXPLAIN. NOTE: THAT A FELONY CONVICTION SHALL PRECLUDE YOU FROM SERVICE.

I UNDERSTAND THAT IF APPOINTED TO A BOARD/COMMISSION/COMMITTEE AND WHAT MAY BE CONSIDERED A CONFLICT OF INTEREST ARISES, THAT 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.

Dennis M Ayres
SIGNATURE

June 6, 2014
DATE

THIS SECTION FOR OFFICE USE ONLY

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

☐ APPLICANT APPOINTED:

☐ OTHER:

The County of Yuba

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



June 10, 2014 – *MINUTES*

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:37 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 Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chairman Nicoletti presided.

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

A. Administrative Services

1. (205-14) Approve amendment to extend agreement with United Landscape Resources Inc. dba Botanica Landscapes through May 15, 2016 for County facilities and authorize Chair to execute. Administrative Services Director Doug McCoy responded to Board inquiries.

MOTION: Move to approve 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

B. Clerk of the Board of Supervisors

1. (206-14) Approve meeting minutes of May 13 and 20, 2014. Approved as written.
2. (207-14) Approve revised Yuba County Commission on Aging Bylaws dated April 9, 2014. Approved.

C. Community Development and Services

1. (208-14) Authorize Public Works to hire Principal Engineer at salary step 6 (1.25%). Approved.

2. (209-14) Adopt resolution authorizing Public Works Director to complete the purchase of APN's 050-110-025, 050-140-055, and 050-140-056 located in Challenge for Road Department Shop for the purchase price of \$160,000 and to execute all necessary documents to complete purchase/escrow upon review of County Counsel. Adopted Resolution No. 2014-37, which is on file in Yuba County Resolution Book No. 45.
3. (210-14) Approve amendment to agreement with AECOM regarding Magnolia Ranch Specific Plan project and authorize Chair to execute same. Mr. Greg Forest, AECOM Services CEM, responded to Board inquiries regarding fee increase.

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

4. (211-14) Approve agreement with North State Resources, Inc. for Spring Valley Road and Iowa City Road bridge replacement projects and authorize Chair to execute. Approved.
5. (212-14) Approve agreement with Applied Engineering and Geology, Inc. for consulting services and authorize Chair to execute. Approved.
6. (213-14) Approve amended agreement with Drake Haglan and Associates for civil engineering design services for Scales Road over Slate Creek Bridge Replacement project and authorize Chair to execute. Approved.

D. County Administrator

1. (214-14) Approve agreement with Sierra-Sacramento Valley Emergency Medical Services for ambulance service in accordance with Yuba County Ordinance Code Chapter 6.05 and authorize Chair to execute. Approved.

E. District Attorney

1. (215-14) Adopt resolution authorizing application for Federal Justice Assistance Grant funding and authorizing District Attorney to enter into agreements and execute all necessary documents. Adopted Resolution No. 2014-38, which is on file in Yuba County Resolution Book No. 45.

F. Emergency Services

1. (216-14) Adopt resolution proclaiming the existence of an ongoing local drought emergency in the County of Yuba. Adopted Resolution No. 2014-39, which is on file in Yuba County Resolution Book No. 45.

G. Public Guardian

1. (217-14) Authorize budget transfer in the amount of \$1,143 from Account No. 101-0000-371-9821 to Account No. 101-4100-427-2300 for yearend clean up. Authorized.
2. (218-14) Authorize budget transfer in the amount of \$100 from Account No. 101-3100-427-2900 (Travel) to Account No. 101-4100-427-2200 (Office Expense) for yearend clean up. Authorized.

H. Sheriff-Coroner

1. (219-14) Adopt resolution authorizing the Sheriff to execute agreement with the Department of California Highway Patrol for utility sharing at the Brownsville Substation. Adopted Resolution No. 2014-40, which is on file in Yuba County Resolution Book No. 45.
2. (220-14) Authorize budget transfer in the total amount of \$178,167 reprogramming various funds for the Sheriff, Jail, Boat Patrol, Animal Care Services, and Bailiff's Court Security to cover current and projected shortages. Authorized.
3. (221-14) Approve agreement with County of Los Angeles for continued service for statewide transportation of prisoners and authorize Chair to execute. Approved.

I. Treasurer-Tax Collector

1. (222-14) Approve transfer of unclaimed monies in the total amount of \$17,845.40 to the County General Fund per Government Code §50055. Approved.

IV. PUBLIC COMMUNICATIONS:

Ms. Mary Jane Salvato, Olivehurst – Absent landlords and increased drug trafficking

V. COUNTY DEPARTMENTS

A. Administrative Services

1. (223-14) Receive report on replacing Sheriff's Department and Yuba County Water Agency shared use communications tower; authorize staff to proceed tower replacement conditioned upon necessary contractual approvals; authorize expenditure of capital project funds for initial phase including purchase and installation of radio tower structure, associated equipment installation and licensing from Sabre Industries; and adopt resolution authorizing the Purchasing Agent to proceed and sign all necessary purchasing documents related to initial phase. (Fifteen minute estimate) Administrative Services Director Doug McCoy recapped project, times lines, and responded to Board inquiries.

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

Adopted Resolution No. 2014-41, which is on file in Yuba County Resolution Book No. 45.

B. Emergency Services

1. (225-14) Approve Schedule A Dispatch Services contract with the California Department of Forestry for Fiscal Years 2014/2015 - 2016/2017 in an amount not to exceed \$180,739 and adopt resolution authorizing Chair to execute contracts and amendments. (Ten minute estimate) County Administrator and Director of Emergency Services Robert Bendorf recapped contract and foothill fire and emergency medical dispatch and responded to Board inquiries.

Sheriff Durfor responded to inquiries regarding work flow and staffing.

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

Adopted Resolution No. 2014-42, which is on file in Yuba County Resolution Book No. 45.

C. Health and Human Services

1. (226-14) Adopt resolution supporting the Missing in America Project (MIAP) and designating Bob Day, a representative of MIAP, as the Yuba County Veterans' Remains Officer to locate, identify, and inter the unclaimed remains of Veterans or dependents of Veterans. (Ten minute estimate) Veterans Service Officer Marvin King recapped program and introduced Mr. Bob Day.

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

Adopted Resolution No. 2014-43, which is on file in Yuba County Resolution Book No. 45.

VI. ORDINANCES AND PUBLIC HEARINGS: The clerk read the disclaimer.

- A. (181-14) Public Hearing - Hold hearing and adopt findings of facts, conclusion of law and orders authorizing assessment of administrative and abatement costs and penalties and recording of lien regarding 4323 Angelica Way (Luis Martinez, Beatrice Martinez, Nationstar Mortgage LLC) Olivehurst, in the amount of \$14,998.70. (Continued from May 13, 2014) (Ten minute estimate) Chief Code Enforcement Officer Jeremy Strang recapped cost accounting, presented a Power Point presentation, and responded to Board inquiries.

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

MOTION: Move to close the public hearing and adopt findings of facts, conclusion of law and orders authorizing assessment of administrative and abatement costs and penalties and recording of lien regarding 4323 Angelica Way (Luis Martinez, Beatrice Martinez, Nationstar Mortgage LLC) Olivehurst, in the amount of \$14,998.70

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

VII. CLOSED SESSION: The Board retired into closed session at 10:30 a.m. to discuss the following and returned at 10:59 a.m. with all members present with the exception of Supervisors Griego and Abe.

- A. Personnel pursuant to Government Code §54957 - Department Head Evaluation/County Counsel Received information and provided direction to staff

VIII. ITEM OF PUBLIC INTEREST

- A. (227-14) Consider approval of application for off-sale beer and wine alcohol beverage license from Hira Petroleum on North Beale Road (APN 020-040-015) and make a finding of public convenience or necessity to allow license. (Ten minute estimate) Planner Kevin Perkins recapped request and responded to Board inquires.

Supervisors Griego and Abe rejoined the meeting at 11:01 a.m.

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

- B. (228-14) Consider request from Cherokees of California for reduction of overnight camping fees at Sycamore Ranch for dates June 20-21, 2014. (Fifteen minute estimate) Pulled at the request of the Cherokees of California.
- C. (229-14) Receive claim from Frances Hofman regarding restoration of power disabled and provide direction as appropriate. (Fifteen minute estimate) Ms. Frances Hofman recapped history of work performed under the encroachment permit by the Motorplex, Baldwin Contractors and Pacific Gas and Electric and responded to Board inquiries.

Community Development and Services Director Kevin Mallen and County Counsel Angil Morris-Jones responded to Board inquiries regarding the nature of the encroachment permit and work performed.

Following additional Board discussion, the matter was referred to County Counsel, County Administrator, and Risk Management for review.

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

- A. (230-14) Five notices from California State Water Resources Control Board petition for temporary transfer of water. Received.
- B. (231-14) Letter from Reclamation District 784 regarding closure of Shad Pad County park gate from dusk to dawn. Referred to Land Use and Public Works Committee
- C. (232-14) Letter from Reclamation District 2103 advising of appointment of Wayne Bishop to fill unscheduled vacancy. Received.

IX. BOARD AND STAFF MEMBERS' REPORTS:

Supervisor Griego:

Meetings attended:

- SACOG Board of Directors and Transportation committee meetings May 29, 2014
- Feather River Air Quality Management District June 2, 2014

Supervisor Abe:

- Marysville Joint Unified School District Wine and Dine Under the Stars May 31, 2014
- North Member Units water allocation in District 10 area
- Bayside Church Plumas Lake
- Feather River Regional Management plan June 4, 2014
- Arboga Talent Show Judge June 6, 2014
- Yuba-Sutter Regional Arts Council Old West Trio June 6, 2014
- Golden West Fly In June 7, 2014
- California Chrome's Belmont Stakes Race

Supervisor Stocker:

- Memorial Adjournment – Mr. Tony Baker
- Recology Clean up in Brownsville
- Wild Hog Glory Daze
- Attended graduation ceremonies in Camptonville and Marysville
- Marijuana grows

County Counsel Angil Morris-Jones:

- Swearing in ceremony June 27, 2014 Federal Judge
- Preclearance hearing June 17, 2014

County Administrator Robert Bendorf:

- June 17, 2014 Community Health Assessment Workshop 9:30 a.m.
- County Budget Fiscal Year 2014/2015
- Ultra-lights at Yuba County Airport

Supervisor Nicoletti:

- Congratulated Supervisor Vasquez on reelection
- Peach Tree Health Care eye care services
- FRAQMD Blossom Ball
- Youth Build Graduation Wednesday, June 11, 2014

VIII. CLOSED SESSION: The Board retired into closed session at 11:59 a.m. to discuss the following and returned at 1:29 p.m. with all present as indicated above.

B. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - YCEA/County of Yuba Received information and provided direction to staff

XI. RECESS TO 1:30 P.M.

A. (233-14) Consideration of Community Facilities District 2005-1, Woodside Homes, levy of special tax and issuance of bonds, and provide direction as appropriate. (Thirty minute estimate) (County Administrator) County Administrator Robert Bendorf advised proposed bond structure would result in a total tax rate of 1.77 percent which is less than county policy; a \$1,250 annual special tax per residential unit; reimburses Woodside approximately \$2.8 million, and responded to Board inquiries.

Woodside Homes Craig Sandburg presented a new proposed tax rate of 1.73 percent, stating Woodside would complete the appraisals of the current homes to determine the evaluation then apply the 1.73 percent which should result in significant savings.

Woodside Homes Jim Bayless and Larry Lucero responded to Board inquiries.

Bond Counsel Tom Johnson responded to inquiries regarding bond rates and evaluation methods.

Supervisor Vasquez reiterated the necessity for notification requirements to homeowners, continued public outreach and education.

Chairman Nicoletti established an Ad Hoc committee to receive progress reports regarding bond issuance and sales for Woodside and JMC Homes, and appointed Supervisor Vasquez and himself to serve.

XII. ADJOURN: 2:48 p.m. in memory of Mr. Tony Baker.

ATTEST: DONNA STOTTEMEYER
CLERK OF THE BOARD OF SUPERVISORS

By: Rachel Ferris, Deputy Clerk

Chair

Approved: _____

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The County of Yuba

Clerk of the Board of Supervisors



241-14

June 24, 2014

TO: Board of Supervisors
FROM: Donna Stottlemeyer, Clerk of the Board of Supervisors
SUBJECT: Yuba County First 5 Yuba Commission Bylaws

A handwritten signature in cursive script, appearing to read "Donna Stottlemeyer", is written over the "FROM:" line of the memo.

Recommendation

Approve First 5 Yuba Commission Bylaws as amended May 22, 2014.

Background and Discussion

Commissions and committees have bylaws outlining functions, roles, and duties of the commission and from time to time need updating. The attached bylaws were approved by the commission on May 22, 2014 and have been reviewed by Counsel for legal sufficiency. The bylaws are submitted for your review and approval and will become effective when approved.

Committee Action

None. Brought directly to the Board.

Fiscal Impact

There is no fiscal impact.

Attachment

Stottlemeyer, Donna

From: Contreras, Claudia
Sent: Tuesday, June 10, 2014 8:56 AM
To: Stottlemeyer, Donna
Cc: Sodari, Cynthia
Subject: Commission Bylaws - Approved 05.22.14.doc
Attachments: Commission Bylaws - Approved 05.22.14.doc

Good Morning Donna:

Attached please find the amended F5Y Commission Bylaws that were reviewed and approved on May 22, 2014. Revisions include:

- Page 4 – last paragraph in item C. Removal
- Page 7 – Section #2 Rights of Inspection

Please contact our office if you have any questions or concerns.

Thank you,

Claudia Contreras

First 5 Yuba
1114 Yuba Street, Suite 147
Marysville, CA 95901
530-749-4877



15th Year for Kids – First 5 has been investing in California's young children for 15 years. Approved by the voters in 1998, Proposition 10 builds on research showing investments in the first five years of life produce significant results—for children, their families, and society

**BYLAWS
OF
THE
FIRST FIVE YUBA COMMISSION**

APPROVED BY THE COMMISSION ON FEBRUARY 25, 2002,

EFFECTIVE ON MARCH 13, 2002,

AMENDED BY THE COMMISSION, AND EFFECTIVE ON MARCH 24, 2005,

AMENDED FURTHER BY THE COMMISSION, AND EFFECTIVE ON AUGUST 24, 2005,

AMENDED FURTHER BY THE COMMISSION, AND EFFECTIVE ON OCTOBER 26, 2007,

AMENDED FURTHER BY THE COMMISSION, AND EFFECTIVE ON AUGUST 26, 2009

AMENDED FURTHER BY THE COMMISSION, AND EFFECTIVE ON MARCH 25, 2010

AMENDED FURTHER BY THE COMMISSION, AND EFFECTIVE ON SEPTEMBER 26, 2013

AMENDED FURTHER BY THE COMMISSION, AND EFFECTIVE ON JANUARY 23, 2014

AND

AMENDED FURTHER BY THE COMMISSION, AND EFFECTIVE ON MAY 22, 2014

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BYLAWS OF FIRST FIVE YUBA COMMISSION

ARTICLE I NAME

The Commission shall be the First Five Yuba Commission. References in these Bylaws to “Commission” or “FFY” shall mean the First Five Yuba Commission unless otherwise specified.

ARTICLE II OFFICES

Section 1. PRINCIPAL OFFICE. The Commission’s principal office shall be located in or near the City of Marysville, Yuba County, California.

Section 2. OTHER OFFICES. The Commissioners (“Commissioner(s)”) may at any time establish branch or subordinate offices.

ARTICLE III PURPOSE

The specific and general purposes of this Commission shall be to promote, support, and improve the early development of children from the prenatal stage through five years of age. These purposes shall be accomplished through the establishment, institution, and coordination of appropriate standards, resources, and integrated and comprehensive programs emphasizing community awareness, education, nurturing, childcare, social services, health care, and research. The Commission shall work with the California Children and Families Commission (“State Commission”) in the implementation of the “California Children and Families First Act of 1998” (“Act”), which was adopted by the California electorate as Proposition 10 at the November 3, 1998 general election. The Commission shall develop and adopt, with the approval of the Yuba County Board of Supervisors (“Board”), an adequate and complete county strategic plan for the support and improvement of early childhood development within Yuba County in accordance with the provisions of Chapter 4.45 of the Yuba County Ordinance Code.

ARTICLE IV COMMISSIONERS

Section 1. POWERS AND RESPONSIBILITIES. Subject to the provisions and limitations of applicable ordinances, laws, regulations and these Bylaws, the business and affairs of the Commission shall be managed, and all powers shall be exercised, by or under the direction of the Commissioners.

Section 2. NUMBER OF COMMISSIONERS, ELIGIBILITY FOR APPOINTMENT AND LENGTH OF TERM

Preface: The original Bylaws established the minimum number of commissioners as defined in the statute. The intent of the February 2002 revision to the Bylaws was to add two additional members for the purpose of providing broader community input. This Commission, while still clearly bound by the enabling statute, intends to establish a membership that is a blend of mandated members in decision-making roles in the county and community members who represent the diverse citizens of the county, and who can speak to the needs of parents and other community members from a grassroots perspective. The nomination of prospective commissioners to vacancies will operate within this philosophy while adhering to the statutory requirements cited below.

- A. Number of Commissioners:** The Commission shall have seven (7) members. Commissioners shall be appointed in accordance with the Yuba County Ordinance Code and applicable state law.
- B. Eligibility for appointment:** The Commissioners shall be appointed as follows:
1. One (1) member of the county commission shall be a member of the county board of supervisors. This is considered a permanent appointment in that the county board of supervisors must ensure that one of their members is properly appointed at all times. The supervisor appointed will be appointed to a three year term as the other commissioners are, however, the county board reserves the right to rotate this appointment over their membership more often when this is necessary to ensure that the opening is consistently filled by a county board of supervisors member. When a vacancy occurs mid-term, the county board of supervisors will appoint one of their members to complete the unfinished term.
 2. Two (2) members of the county commission shall be from among the county health officer and the persons responsible for management of the following county functions: children's services, public health services, behavioral health services, social services, and tobacco and other substance abuse prevention and treatment services. These two appointments are considered permanent in that the county board of supervisors must ensure that two persons from among those eligible for appointment are properly appointed at all times. The two appointees in this category will be appointed to three year terms, however, the county board reserves the right to rotate this appointment over those eligible when this is necessary to ensure that the openings are consistently filled by two of the persons eligible in this category. When a vacancy occurs in this category mid-term, the county board of supervisors will appoint someone from among those eligible to complete the unfinished term.
 3. The four (4) remaining members of the county commission shall be from among those described in 2. above and persons from the following categories: (1) recipients of project services in the County Strategic Plan; (2) educators specializing in early childhood development; (3) representatives of a local child

care resource or referral agency or a local child care coordinating group; (4) representatives of a local organization for prevention and early intervention for families at risk; (5) representatives of community-based organizations that have the goal of promoting nurturing and early child development; (6) representatives of local school districts; and (7) representatives of local medical, pediatric or obstetric associations or societies.

For initial implementation of appointment of the four members in this category in February of 2002, the Commission will request that the county board appoint two (2) members to two-year terms, and the other two members to three-year terms. The two year terms will end at 11:00 AM on the last Monday of April, 2004, and those appointed to these two vacancies at that time will be appointed to three year terms. Thereafter, all appointees in this category will be appointed to three-year terms, beginning on the last Monday of April at 11:00 AM and ending on the last Monday of April at 11:00 AM three years later. When a vacancy occurs in this category mid-term, the county board of supervisors will appoint someone from among those eligible to complete the unfinished term.

- C. **Length of Term:** The term of office of each member shall be for three (3) years and until the appointment of his/her successor. Each member may continue to serve three year terms if desired and approved by the Commission and Board of Supervisors.

Section 3. NOMINATION, QUALIFICATION AND SELECTION.

- A. **Nomination and Selection.** Commissioners shall be selected and appointed by the Board. The Commission shall prepare and submit to the Board a list of nominees ("Nominee List") for action. If any nominee on the Nominee List is rejected by the Board, the Commissioners shall make additional nominations and submit the new nomination(s) to the Board for action in accordance with this Section.
- B. **Qualification.**
1. All Commissioners must be at least twenty-one (21) years of age and those appointed under **Section 2 B.3.** above shall be residents of Yuba County.
 2. All Commissioners shall be appointed as described in these Bylaws. Commissioners shall be chosen for their willingness and ability to effectively contribute to and support the objectives of the Commission.
 3. All Commissioners shall serve at the pleasure of the Board, within the limitations and requirements specified in the statute.

Section 4. RESIGNATION, VACANCIES AND REMOVAL.

- A. **Resignation.** Any Commissioner may resign effective upon giving written notice to the Chairperson, the County Administrative Office, the Secretary, or the

Commissioners, unless the notice specifies a later time for the effectiveness of such resignation. If the resignation is effective at a future time, a successor may be selected before such time to take office when the resignation becomes effective.

- B. Vacancies.** Vacancies on the Commission shall be filled by appointments by the Board in accordance with **Sections 2 and 3** above.

A vacancy or vacancies on the Commission shall be deemed to exist in case of the death, resignation, removal or disability of any Commissioner, or if the Commission declares vacant the position of any Commissioner whose term has expired.

- C. Removal.** The Commissioners may submit to the Board a recommendation that the Board remove a Commissioner who has:

1. been declared of unsound mind by a final order of court;
2. been convicted of a felony;
3. been found by a final order or judgment of any court having jurisdiction to have breached any duty to the Commission;
4. been absent from three (3) consecutive regular meetings without permission of the Chair of the Commission;
5. ceased employment or affiliation with the interests/entities whom the Commissioner is representing; or
6. engaged in conduct that would constitute grounds for the removal of a local public official.

The Commissioners may recommend the removal of any Commissioner only upon at least a two-thirds (2/3) majority of the other then-existing Commissioners.

In the event any one (1) or more of the Commissioner(s) is so removed, new Commissioners shall be appointed by the Board within sixty (60) days of the removal if an application for appointment is received in accordance with Section 3.

Section 5. MEETING OF THE COMMISSIONERS AND NOTICE.

- A. Compliance with Ralph M. Brown Act.** The Commission shall comply with the Ralph M. Brown Act ("Brown Act") (Section 54950, *et seq.* of the California Government Code, as amended).
- B. Notices.** All notices and agendas shall be posted on the Public Notice Bulletin Board located at 915 Eighth Street, Marysville, California 95901.

1. **Regular Meetings.** Meetings of the Commissioners may be held upon notice to each Commissioner and the public as required under the Brown Act.
2. **Special Meetings.** Special meetings of the Commissioners may be held upon the notice required under the Brown Act. Notice of a special meeting need not be given to any Commissioner who signs a waiver of notice to holding the meeting at or prior to the time the meeting convenes, or who attends the meeting without protesting prior thereto or at its commencement the lack of notice to such Commissioner. Such waiver may be given in person, by telegram or fax. All such waivers, consents and approvals shall be filed with the Commission's records.

Any such notice shall be addressed or delivered to each Commissioner at such Commissioner's address as it is shown upon the records of the Commission or as may have been given to Commission by the Commissioner for purposes of notice or, if such address is not shown on such records or is not readily ascertainable, at the place in which the meetings of the Commissioners are regularly held. Notice by mail shall be deemed to have been given at the time a written notice is deposited in the United States mail, postage prepaid. Any other written notice shall be deemed to have been given at the time it is personally delivered to the recipient or is delivered to a common carrier for transmission, or actually transmitted by the person giving the notice by electronic means, to the recipient.

3. **Proposed Bylaw Amendment.** Meetings of the Commissioners at which these Bylaws may be amended may be held upon notice to each Commissioner and the public of a minimum of one (1) week

- C. **Secretary of the Commission.** The Secretary shall keep or cause to be kept, at the principal office or such other place as the Commissioners may order, a book of minutes of all meetings of the Commissioners and its committees, with the time and place of holding, whether regular or special, and if special, how authorized, the notice thereof given, the names of those present at Commission and committee meetings and the proceedings thereof. The Secretary shall give, or cause to be given, notice of all meetings of the Commissioners and any committees thereof required by these Bylaws or by law to be given, and shall have such other powers and perform such other duties as may be prescribed by the Commissioners.

Section 6. PLACE OF MEETINGS. Meetings of the Commissioners shall be held at any place within or without the County, which shall be designated in the notice of meeting or, if not stated in the notice, then at such place designated by resolution of the Commissioners as permitted under the Brown Act.

ARTICLE V COMMITTEES

Section 1. GENERAL. The Commissioners may create one (1) or more committees, and delegate to such committees any of the authority of the Commissioners so long as such authority is in accordance with applicable law.

The Commissioners shall have the power to prescribe the manner in which proceedings of any such committee shall be conducted. In the absence of any such prescription, such committees shall have the power to prescribe the manner in which its proceedings shall be conducted. Unless the Commissioners or such committee shall otherwise provide, the regular and special meetings and other actions of any such committee shall be governed by the provisions of this Article applicable to meetings and action of the Commissioners.

Each committee shall keep regular minutes of its proceedings, which shall be filed with the Secretary of the Commission. All actions by any committee shall be reported to the Commissioners at the next meeting thereof, and, insofar as rights of third parties shall not be affected thereby, shall be subject to revision and alteration by the Commissioners.

ARTICLE VI OFFICERS

Section 1. OFFICERS. The officers of the Commission shall be a Chairperson of the Commission, a Vice-Chairperson of the Commission

Section 2. ELECTION AND TERM OF OFFICERS. The officers of the Commission shall be elected from among the Commissioners by a majority of the vote of the Commissioners then sitting on the Commission and shall serve at the pleasure of the Commissioners, subject to the rights, if any, of an officer under any contract of employment.

Section 3. OTHER OFFICERS. The Commissioners may elect and may empower the Chairperson to appoint such other officers as the business of the Commission may require, each of whom shall hold office for such period, have such authority and perform such duties as are provided in these Bylaws or as the Commissioners may from time to time determine.

Section 4. REMOVAL. Any officer may be removed, either with or without cause, by the Commissioners at any time.

Section 5. RESIGNATION. Any officer may resign at any time by giving written notice to the Commission, but without prejudice to the rights, if any, of the Commission under contract to which the officer is a party. Any such resignation shall take effect at the date of the receipt of such notice or any later time specified therein and, unless otherwise specified therein, the acceptance of such resignation shall not be necessary to make it effective.

Section 6. VACANCIES. A vacancy in any office because of death, resignation, removal, disqualification or any other cause shall be filled in the manner prescribed in these Bylaws for regular election to such office. Such vacancies shall be filled as they occur and not on an annual basis.

Section 7. CHAIRPERSON OF THE COMMISSION. The Chairperson of the Commission shall preside at board meetings and shall exercise and perform such other powers and duties as may be assigned by the Commissioners or prescribed by the Bylaws. Meetings shall be conducted in accordance with Roberts Rules of Order or as otherwise prescribed by the Commission.

Section 8. FEES AND COMPENSATION. Commissioners may receive such reimbursement for expenses as may be fixed or determined by the Commissioners. Commissioners shall not be compensated for their services.

ARTICLE VII RECORDS AND REPORTS

Section 1. MAINTENANCE OF RECORDS. The Commission shall keep:

- A. Adequate and correct books and records of account;
- B. Written minutes of the proceedings of the Commission and committees of the Commission; and
- C. A record of each Commissioner's name and address.

Section 2. RIGHTS OF INSPECTION. Any person may inspect any Public Record in accordance with the Brown Act and the Public Records Act. The inspection shall be at any reasonable time during regular business hours of the Commission. Any person may at any reasonable time to inspect the Commission's books, records, documents of every kind, and physical properties. Any person pursuant to and in accordance with the Public Records Act may obtain a copy of any public record regularly maintained by the Commission.

- A. The assets and liabilities, including trust funds, of the Commission as of the end of the fiscal year;
- B. The principal change in assets and liabilities, including trust funds;
- C. The revenue or receipts of the Commission, both unrestricted and restricted to particular purposes.
- D. The expenses or disbursements of the Commission for both general and restricted purposes; and

E. Any information required by Article VII of these Bylaws.

The annual reports shall be accompanied by any reports of the Commission independent accountants or, if there is no such report, by the certificate of an authorized officer of the Commission that such were prepared without audit from the Commission books and records.

ARTICLE VIII OTHER

- Section 1. AMENDMENTS.** These Bylaws may be amended or repealed by the approval of two-thirds (2/3) of the Commissioners, except that no action may be taken without at least one week's prior notice in accordance with Article IV, Section 5.B.3.
- Section 2. EXECUTION OF DOCUMENTS.** The following persons shall be authorized to execute any deeds, mortgages, bonds, contracts or other instruments which the Commissioners have authorized: Any officer or other person duly authorized by Commissioners' resolution, the Chairperson of the Commission, and the Secretary or any Assistant Secretary, if there be such an officer (all subject to such limitations as may be imposed by resolution of the Commissioners).
- Section 3. CONFLICT OF INTEREST.** The members of the Commission shall comply with the requirements of Government Code section 1090 et seq. and Government Code section 81000 et seq. during their term of office. The Commission shall adopt a conflict of interest code for its members as required by Government Code section 87300 et seq. Such policies shall ensure full disclosure of financial interests and transactions where conflict of interest is a possibility, and shall ensure the avoidance of potential conflict of interest in choosing new Commissioners and committee members. Such policies shall impose upon each Commissioner and committee member the responsibility to be alert to possible conflict of interest of himself or of other Commissioners or committee members, and shall require that each Commissioner or committee member disqualify himself or herself from making a decision where he or she has a conflict of interest.
- Section 4. GENDER.** The masculine gender includes the feminine and neuter, the singular includes the plural, the plural includes the singular, and the term "person" includes both a legal entity and a natural person, all as required by context.
- Section 5. EQUAL OPPORTUNITY.** The Commission is an equal opportunity employer and shall not discriminate in hiring, promotion, or retention of employees on the basis of race, ethnicity, gender, sexual preference, age, religion, marital status, physical handicap, medical condition, or other invidious basis.

ARTICLE IX ADVISORY COMMITTEE BYLAWS

First Five Yuba Commission Advisory Committee Structure

Purpose: The duties and responsibilities of the Advisory Committee shall be to advise the Commission concerning the Strategic Plan, policies concerning programs to be implemented and supported under the Strategic Plan, community needs assessment, program evaluation and other tasks and issues as assigned by the Commission.

Membership Guidelines and Selection Process

Membership will include parents and other members from diverse backgrounds who live or work in Yuba County or those who provide professional services to Yuba County residence.

Members will be comprised of 6 to 10 members in the following manner:

- a) Three to six community representatives who work with children 0-5 and their families, one to two appointed to represent the priority area for health, education and family support and
- b) at least four community citizens who care for young children, preferably 0-5 and their families

The Executive Director will advertise openings and/or solicit letters of interest as needed.

Membership applications will be received by the Commission office in which the Executive Director will conduct an informative interview to verify the applicant's eligibility and make recommendations to the Commission, accordingly. All appointments to the Advisory Committee shall be approved by the Commission. Each member of the Advisory Committee shall serve at the pleasure of the Commission and may be removed during the member's term at the will of the Commission. The Commission will review the Advisory Committee membership annually.

Operating Rules and Procedures

1. Meetings: The Advisory Committee will have a meeting quarterly.
2. Notices: First Five Yuba staff will post agendas as required by Open Meeting laws.
3. Facilitator: The Commission shall appoint, as non-voting members, the Executive Director who will serve as a liaison between the Advisory Committee and the Commission and will facilitate the Advisory Committee meetings.
4. Resignations: Committee members may resign upon notice to the Commission Chair.

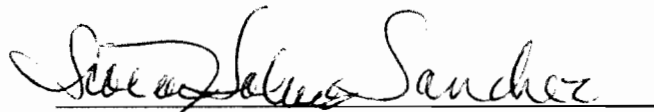
5. Decision making: Recommendations to the Commission and other items requiring actions are determined by a majority of members voting. Community representatives are asked to abstain from voting on program issues that would directly benefit their area of representation or organization/employer.
6. Quorum: A quorum shall be defined as a majority of members currently appointed to the Advisory Committee.
7. Conflict of Interest: No member of the Advisory Committee shall make, participate in making or in any way attempt to use their position as a member of the Advisory Committee to influence a decision in which he/she knows or has reason to know that he/she has a financial interest.
8. Support Staff Functions: First Five Yuba staff will support the Advisory Committee with agendas, minutes and coordination.
9. Record keeping: First Five Yuba staff will prepare Minutes. The Advisory Committee will review and correct the Minutes. The full Advisory Committee will adopt the Minutes.
10. Communication with the Commission: All actions of the Advisory Committee will be reported to the Commission at its next meeting. First Five Yuba staff shall ensure that such actions, minutes and reports are agendaized for the Commission, provided that Brown Act requirements can be met. The Commission will review recommendations of the Advisory Committee and make final decisions.
11. Involvement: The Advisory Committee values the involvement of volunteer parents/caregivers and other community members who live or work in Yuba County.

To assist with overcoming barriers to participation, members who express a financial hardship may request a stipend of \$25 to attend the Committee meetings. The \$25 may support costs related to a child care substitute, child care, transportation, or other expenses that may keep an individual from participating. Those who attend on behalf of their agency would not be eligible for stipend unless they are taking time off to participate and can demonstrate a financial need. The \$25.00 stipend will be provided in the form of a pre-paid credit card. Issuance of the credit card shall not exceed \$25.00 per meeting. The Advisory Committee Member Stipend Program will be allocated \$1,000 annually.

CERTIFICATE OF CHAIR

I certify that I am the duly elected and acting Chair of the First 5 Yuba-Commission, that the above Bylaws, consisting of 12 pages, are the Bylaws of the First 5 Yuba Commission as adopted by the Commissioners on February 25, 2002, effective on March 13, 2002, as amended on March 24, 2005, further amended on August 24, 2005, further amended October 26, 2007, further amended on September 17, 2009, further amended on March 25, 2010, further amended on September 26, 2013, further amended on January 23, 2014 and further amended on May 22, 2014 and that they have not been amended or modified since that date.

Executed on May 22, 2014 at Marysville, California

A handwritten signature in cursive script, reading "Scotia Holmes Sanchez", written over a horizontal line.

Scotia Holmes Sanchez, Chair
First 5 Yuba Commission

The County of Yuba

Community Development & Services Agency

Kevin Mallen, Director

Phone - (530) 749-5430 • Fax - (530) 749-5434
915 8th Street, Suite 123
Marysville, California 95901
www.co.yuba.ca.us



BUILDING 242-14
749-5440 • Fax :

CODE ENFORCEMENT
749-5455 • Fax 749-5464

ENVIRONMENTAL HEALTH • CUPA
749-5450 • Fax 749-5454

HOUSING AND COMMUNITY SERVICES
749-5460 • Fax 749-5464

PLANNING
749-5470 • Fax 749-5434

PUBLIC WORKS • SURVEYOR
749-5420 • Fax 749-5424

FINANCE AND ADMINISTRATION
749-5430 • Fax 749-5434

TO: Yuba County Board of Supervisors

FROM: Michael Lee, Public Works Director

SUBJECT: Gledhill Landscaping and Lighting District, Resolution adopting the Engineer's Report and declaring intention to levy and collect assessments.

DATE: June 24, 2014

Recommendation

Adopt the attached Resolution approving the Engineer's Report and declaring your Boards intent to levy and collect assessments within the Gledhill Landscaping and Lighting District for fiscal year 2014/2015.

Background

Gledhill Landscaping and Lighting District was formed on July 1, 1993. Per the Streets and Highway Code an Engineer's Report shall be prepared and filed each year.

Discussion

The assessment, shown in the engineer's report, will provide revenue needed to operate the district for fiscal year 2014-2015. There has been no change in the assessment rate from last year's rate. There are 3682 dwelling units that are assessed at \$13.20 for the total revenue of \$48,602.40 for the fiscal year 2014-2015. These funds are used to operate and maintain Fernwood Park in East Linda and Friendship Park in West Linda. In particular, the funds will be used to maintain existing landscaping, repair recreational equipment, improve existing irrigation, install new irrigation and landscaping, and perform other work required to operate the district.

Committee Action

The Land Use & Public Works Committee was bypassed as this action is routine in nature and occurs annually.

Fiscal Impact

No impact to the General Fund. Assessments collected are used to operate and maintain the District.

Attachment

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA**

**RESOLUTION TO ADOPT ENGINEER'S)
REPORT AND DECLARE INTENTION TO)
LEVY AND COLLECT ASSESSMENTS)
WITHIN GLEDHILL LANDSCAPING AND)
LIGHTING DISTRICT)**

RESOLUTION NO. _____

WHEREAS, the Landscaping and Lighting Act of 1972 (Division 15, Part 2, Chapter 3, of the Streets and Highways Code (commencing with section 22620) which relates to the levy of annual assessments after formation of a landscaping and lighting district, requires the legislative body to approve the Engineer's Report and adopt a resolution of intention to levy and collect assessments; and

WHEREAS, the engineer shall prepare and file a report in accordance with Article 4 (commencing with Section 22565) of Chapter 1 of Part 2 of the Streets and Highways Code.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors hereby:

1. Approves the Engineer's Report for Gledhill Landscaping and Lighting District for fiscal year 2014-2015.
2. Declares its intention to levy and collect assessments within the assessment district for fiscal year 2014-2015 in compliance with Streets and Highway, Code section 22624.
3. Declares that the work proposed in the Engineer's Report includes maintenance of existing landscaping, and repair and maintenance of recreation areas and equipment as required to maintain parks within the Gledhill Landscaping and Lighting District for fiscal year 2014-2015.
4. Declares that the Gledhill Landscaping and Lighting District is located in the community of Linda.
5. Declares that the Engineer's Report is on file with the Clerk of the Board of Supervisors at 915 8th Street, Marysville, California, where it may be reviewed for a full and detailed description of the improvements, boundaries of the assessment district, and the proposed assessments upon assessable lots and parcels of land within the district.
6. Declares that the proposed assessments consist of no increase from the current rate of \$13.20 per year per dwelling unit.
7. Declares that a public hearing be scheduled on July 8, 2014 at 9:30 a.m. in the Board of Supervisors Chambers at 915 8th Street, Marysville, California, where all interested persons will be given an opportunity to be heard and all oral statements and written protests made prior to the close of the public hearing will be considered.

8. Declares that any interested person may, prior to the conclusion of the hearing, file a written protest with the Clerk of the Board of Supervisors, or having previously filed a protest, may file a written withdrawal of that protest. A written protest shall state all grounds of objection. A protest by a property owner shall contain a description sufficient to identify the property.

9. Declares that the Clerk of the Board of Supervisors shall publish a notice of public hearing one time at least ten days prior to the public hearing.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California, on the _____ day of _____, 2014, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

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



**ENGINEER'S REPORT
GLEDHILL LANDSCAPING AND LIGHTING DISTRICT
FISCAL YEAR 2014-2015
COUNTY OF YUBA**

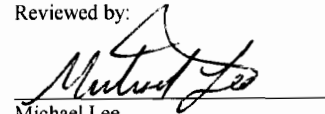
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| SECTION | III | DISTRICT DIAGRAM |
| SECTION | IV | ASSESSMENT |
| SECTION | V | BOND OR NOTE ISSUANCE |
| APPENDIX | A | COST ESTIMATE |
| APPENDIX | B | MAP |

Prepared By:

Judy Zirion
Engineering Technician
Department of Public Works
(530) 749-5420

Reviewed by:



Michael Lee
RCE 55795
Exp 12-31-14

**ENGINEER'S REPORT
GLEDHILL LANDSCAPING AND LIGHTING DISTRICT**

22568

Section I: Plans and Specifications

a. Detail Plans
Not applicable

b. Scope of Work

Fiscal Year 2014 - 2015

1. Continue to maintain the landscaping.
2. Continue the maintenance of the athletic areas.
3. Continue the maintenance and replacement of damaged recreation equipment.
4. Improve the existing irrigation facilities.
5. Install new irrigation and landscaping.

22569

Section II: Estimate of Cost

| | |
|---|-------------|
| a. Net amount to be assessed per Dwelling Unit on annual basis within the assessment district. | \$ 13.20 |
| b. Dwelling Units within the assessment district. | 3682 |
| c. Total income within the assessment. | \$48,602.40 |
| d. Amount of surplus carried over from a previous year. | \$18,097.60 |
| e. Garden reimbursement for water use. | 0 |
| f. Interest/Grants | \$300.00 |
| g. Total budget 2014 – 2015 | \$67,000.00 |
| h. Detailed cost estimate enclosed as Appendix “A” total cost of construction, maintenance and/or services. | \$67,000.00 |

22570

Section III: District Diagram

- a. District map enclosed as Appendix "B"
- b. Assessor's Parcel Numbers will be used to give each lot or parcel a district alpha-numeric label for the Gledhill Landscaping and Lighting District.

22572

Section IV: Assessment

"Dwelling unit shall mean a building or portion thereof designed for or occupied exclusively for residential purposes, including one-family or each unit of multi-family dwelling.

- a. Each dwelling unit is to be assessed \$1.10 each month or \$13.20 each year.
- b. For a description of each parcel, please refer to the Yuba County Assessment Rolls.
- c. Each dwelling unit within the district will be assessed the same amount, receiving equal benefit for improvements within the district.
- d. No notes or bonds have been issued at this time.

22567

Section V: Bond or Note Issuance

- a. None to be issued.

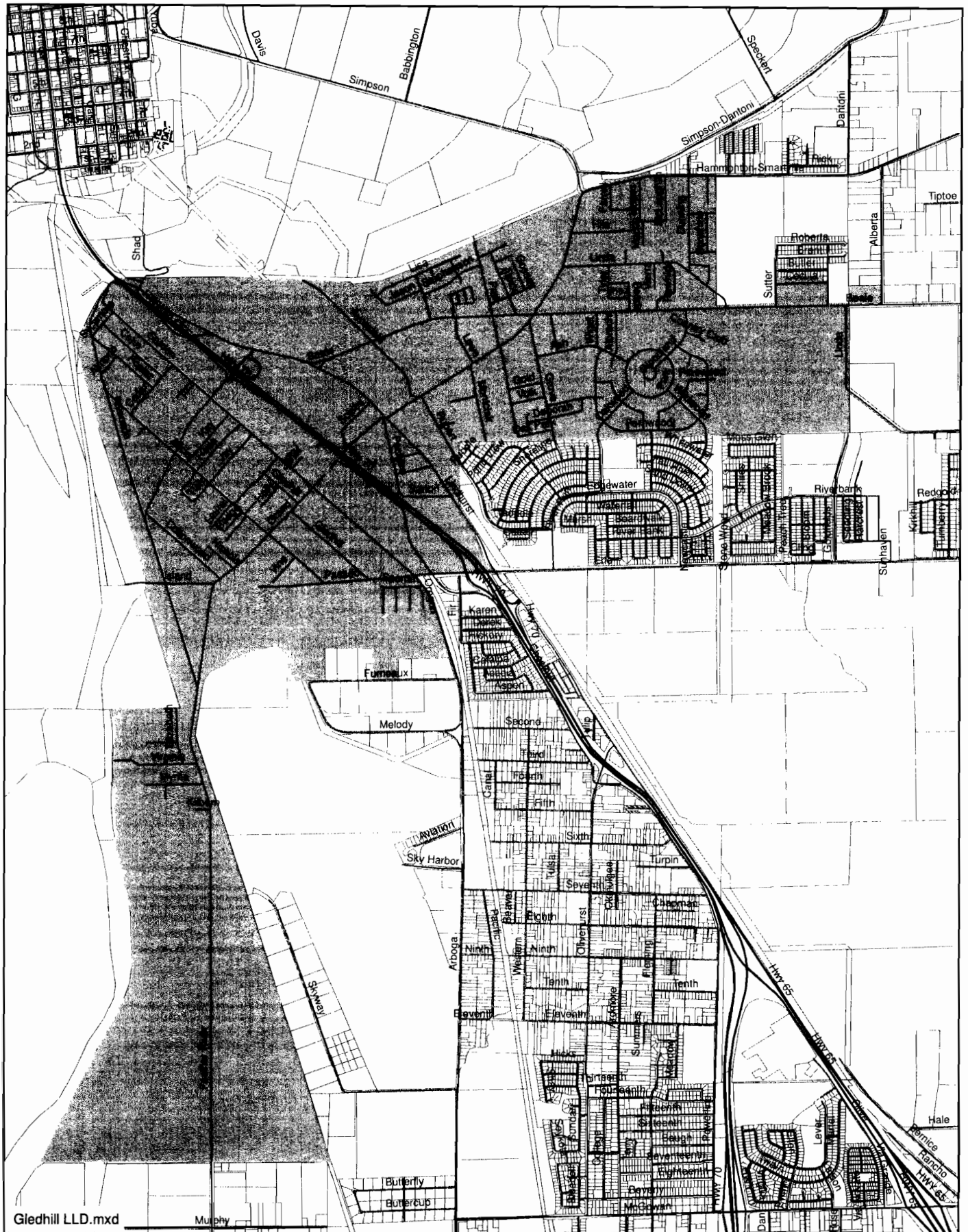
ENGINEER'S REPORT
APPENDIX "A" - COST ESTIMATE

1. PROFESSIONAL SERVICES:

| | |
|---|---------------------|
| A. Landscape Maintenance | \$ 38,500.00 |
| B. Repairs to Sprinkler Systems | \$ 5,000.00 |
| C. Project Supervision Coordination | 0 |
| D. Public Works Administration | \$ 4,000.00 |
| E. Open and Close Fernwood Park | 0 |
| F. Recreation Equipment and Sports Area Repairs and Maintenance - Reserve. | \$ 9,000.00 |
| G. Insurance | \$ 5,000.00 |
| Subtotal: | \$ 61,500.00 |

| | |
|-------------------------|--------------------|
| 2. UTILITIES | \$ 5,500.00 |
| Water (\$4,000.00) | |
| Electrical (\$1,500.00) | |
| Subtotal: | \$67,000.00 |

TOTAL: \$67,000.00



APPENDIX "B"
GLEDHILL LANDSCAPING AND LIGHTING DISTRICT



The County of Yuba

Office of the County Administrator

Robert Bendorf, County Administrator
 John Fleming, Economic Development Coordinator
 Russ Brown, Communications & Legislative Affairs Coordinator
 Grace M Mull, Management Analyst
 Teena L. Carlquist, Executive Assistant to the County Administrator
 Yuba County Government Center
 915 8th Street, Suite 115
 Marysville, CA 95901

Phone: (530) 749-7575
 Fax: (530) 749-7312
 Email: rbendorf@co.yuba.ca.us
jfleming@co.yuba.ca.us
rbrown@co.yuba.ca.us
gmull@co.yuba.ca.us
tcarlquist@co.yuba.ca.us

Date: June 24, 2014
To: Board of Supervisors
From: Robert Bendorf, County Administrator *RB/DM*
By: Grace Mull, Management Analyst
Re: Budget Transfer Request

Recommendation

Board of Supervisors approve and authorize Chairman to sign budget transfer in the amount of \$1,350.00.

Background/Discussion

Departments are tasked to monitor their budgets to ensure that budget estimates provided at the beginning of the year are in line with actual expenditures. Budget transfers are required to re-program appropriations to match actual expenditure to ensure that the budget remains in balance.

The requested budget transfer is small and does not include requests for additional resources. However, due to a small portion affecting the travel budget which requires Board approval to complete, this item is being brought forward to the Board for approval.

Committee

This item did not go to Committee as it is a routine year-end budget reconciliation.

Fiscal Impact

There is no fiscal impact to the General Fund associated with this request as the budget transfer simply reallocates appropriations from the existing approved budget.

WHITE - AUDITOR
YELLOW - COUNTY ADMINISTRATOR
PINK - DEPARTMENT

COUNTY OF YUBA

AUDITOR-CONTROLLER

DATE _____ REQUEST FOR TRANSFER OR TRANSFER # _____

REVISION OF APPROPRIATION, ESTIMATED REVENUE OR FUNDS

DEPARTMENT County Administrator

REQUEST APPROVAL OF THE FOLLOWING TRANSFER FISCAL YEAR ENDING JUNE 30, 20 14

BUDGET OR ESTIMATED REVENUE

☐ ESTIMATED REVENUE INCREASE

☐ ESTIMATED REVENUE DECREASE

☒ APPROPRIATION DECREASED

☒ APPROPRIATION INCREASED

| ACCOUNT NO. | NAME | AMOUNT |
|--------------------|----------------|----------|
| 101-1700-411-02-02 | CO SA PERS | 1,100.00 |
| 101-1700-411-22-00 | Office Expense | 250.00 |
| | | |
| | | |
| | | |

| ACCOUNT NO. | NAME | AMOUNT |
|--------------------|----------|----------|
| 101-1700-411-01-01 | Salaries | 1,100.00 |
| 101-1700-411-29-00 | Travel | 250.00 |
| | | |
| | | |
| | | |

FUND TRANSFERS

OPERATING TRANSFERS OUT

| ACCOUNT NO. | NAME | AMOUNT |
|-------------|------|--------|
| | | |
| | | |

OPERATING TRANSFERS IN

| ACCOUNT NO. | NAME | AMOUNT |
|-------------|------|--------|
| | | |
| | | |

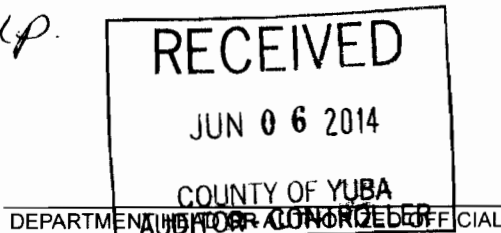
GENERAL LEDGER (AUDITOR - CONTROLLER USE ONLY)

| | | AMOUNT | | | | AMOUNT | |
|------|---------|--------|--------|------|---------|--------|--------|
| FUND | ACCOUNT | DEBIT | CREDIT | FUND | ACCOUNT | DEBIT | CREDIT |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

REASON FOR TRANSFER: E04 Budget clean-up.

APPROVED:

☒ AUDITOR-CONTROLLER [Signature] 6/9/14 Signature Date



☒ COUNTY ADMINISTRATOR [Signature] 6/5/14 Signature Date CAO TITLE

Approved as to Availability of Budget Amounts and Balances in the Auditor/Controllers Office.

AUDITOR - CONTROLLER

Auditor/Controller, Dean E. Sellers

Approved:

BOARD OF SUPERVISORS

Clerk of the Board

Date



The County of Yuba

Office of the County Administrator

Robert Bendorf, County Administrator
 John Fleming, Economic Development Coordinator
 Russ Brown, Communications & Legislative Affairs Coordinator
 Grace M. Mull, Management Analyst
 Teena L. Carlquist, Executive Assistant to the County Administrator
 Yuba County Government Center
 915 8th Street, Suite 115
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Phone: (530) 749-7575
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 Email: rbendorf@co.yuba.ca.us
jfleming@co.yuba.ca.us
rbrown@co.yuba.ca.us
gmull@co.yuba.ca.us
tcarlquist@co.yuba.ca.us

TO: Board of Supervisors

FROM: Robert Bendorf, County Administrator *PB/tc*

SUBJECT: Regional Waste Management Authority Grant Application/Used Oil Payment Program (OPP) Cycle Five Application for Fiscal Year 2014/15

DATE: June 24, 2014

Recommended Action:

Staff recommends Board of Supervisors authorization of a Regional Waste Management Authority (RWMA) grant application to the California Department of Resources Recycling and Recovery (CalRecycle) on the County's behalf for the Used Oil Payment Program for FY 2014/2015, by approving submittal of the County Administrator's letter.

Background and Discussion:

The Regional Waste Management Authority (RWMA) is preparing an application to the California Department of Resources Recycling and Recovery (CalRecycle) for the Used Oil Payment Program for FY 2014/15. The grant application is due by June 28, 2014, and the letters of authorization and RWMA resolution are due by July 31, 2014. The total grant funding for FY 2013/14 for the six RWMA member jurisdictions was \$60,213 and the total grant funding for FY 2014/15 is expected to be a similar amount. The final grant funding amount will be provided by CalRecycle when the payments are distributed.

The grant funds will be used to continue ongoing programs, including, but not limited to the following:

- Public education and information programs related to used oil and oil filter recycling with an updated campaign based on materials being developed.
- Support of the English as a Second Language (ESL) teacher training program based on the number of teachers/classes that participate.
- Used oil and oil filter collection and recycling costs at the Yuba-Sutter Household Hazardous Waste Facility and at the Marysville Material Recovery Facility (MRF)/Transfer Station.
- Load checking costs at the Marysville MRF/Transfer Station.
- Administrative costs.

The payment program application is being submitted as a regional program under the authority of the RWMA Joint Powers Agreement. CalRecycle requires authorization for the RWMA to act on behalf of each of the member jurisdictions. The authorization can be in the form of a letter signed by the County Administrator.

Committee Recommendation:

Due to the routine nature of this action, it was not presented at the committee level.

Fiscal

There are no known costs to the County for these grant funds.

The County of Yuba

OFFICE OF THE COUNTY ADMINISTRATOR

GOVERNMENT CENTER - 915 8TH STREET, SUITE 115
MARYSVILLE, CALIFORNIA 95901-5273
(530) 749-7575 FAX (530) 749-7312



ROBERT BENDORF
COUNTY ADMINISTRATOR

JOHN FLEMING
ECONOMIC DEVELOPMENT COORDINATOR

RUSS BROWN
COMMUNICATIONS & LEGISLATIVE
AFFAIRS COORDINATOR

GRACE M. MULL
MANAGEMENT ANALYST

TEENA CARLQUIST
EXECUTIVE ASSISTANT TO THE
COUNTY ADMINISTRATOR

June 24, 2014

Keith Martin, Administrator
Regional Waste Management Authority
2100 B Street
Marysville, CA 95901

**Re: Authorization Letter for Used Oil Payment Program Cycle 4 Application for
Fiscal Year 2013/2014**

Dear Mr. Martin:

As County Administrator of the County of Yuba, I am authorized to contractually bind the County of Yuba and hereby authorize the Regional Waste Management Authority to submit a regional Used Oil Payment Program (OPP) application and act as Lead Agency on behalf of the County of Yuba. The Regional Waste Management Authority designated as the Regional Lead, is hereby authorized to execute all documents necessary to implement and secure payment under the Used Oil Payment Programs on behalf of the County of Yuba as a Regional Participant.

Sincerely,

Robert Bendorf
County Administrator
(530) 749-7575

REGIONAL WASTE MANAGEMENT AUTHORITY

Serving Sutter County, Yuba County, Live Oak, Marysville, Wheatland and Yuba City

June 5, 2014

Mr. Robert Bendorf
Yuba County, CAO
915 8TH Street Suite 115
Marysville, CA 95901

RECEIVED

JUN 6 - 2014

COUNTY ADMINISTRATOR

Re: CalRecycle Used Oil Payment Program (OPP) Cycle 5 Application For FY 2014/2015

Dear Mr. Bendorf:

The Regional Waste Management Authority (RWMA) will be preparing an application to the California Department of Resources Recycling and Recovery (CalRecycle) for the Used Oil Payment Program for FY 2014/2015. The payment program application is due by June 26, 2014, and the letters of authorization and RWMA resolution are due by July 31, 2014. The total payment amount for FY 2013/2014 for the six RWMA member jurisdictions was \$60,213 and the total payment amount for FY 2014/2015 is expected to be a similar amount. The final payment amount will be provided by CalRecycle when the payments are distributed.

The payment program application will be submitted as a regional program under the authority of the RWMA joint powers agreement. A resolution authorizing the submittal of the regional payment program application will be considered by the RWMA Board on July 17, 2014. The funds will be used to continue ongoing programs, including, but not limited to the following:

- Public education and information programs related to used oil and oil filter recycling with an updated campaign based on materials currently being developed.
- Support of the English as a Second Language (ESL) teacher training program based on the number of teachers/classes that participate.
- Used oil and oil filter collection and recycling costs at the Yuba-Sutter Household Hazardous Waste Facility and the Marysville MRF/Transfer Station.
- Load checking costs at the Marysville MRF/Transfer Station.
- Administrative costs.

CalRecycle requires authorization for the RWMA to act on behalf of each of the member jurisdictions. This authorization can be in the form of a letter from the County Administrator/City Manager. Enclosed is an example of an appropriate letter authorizing the RWMA to act on behalf of the member jurisdictions. Please submit your letter of authorization to the RWMA office by June 28, 2014.

Please feel free to call me or Alyson Burleigh at Aurora Environmental, Inc. at (866) 393-1338 should you have any questions regarding the Used Oil Payment Program.

Sincerely,



KEITH MARTIN
Administrator

Enclosure

June 5, 2014

Keith Martin, Administrator
Regional Waste Management Authority
2100 B Street
Marysville, California 95901

**Re: Authorization Letter for Used Oil Payment Program Cycle 5 for Fiscal Year
2014/2015**

Dear Mr. Martin:

As _____ (title) of the City/County of _____, I am authorized to contractually bind the City/County of _____ and hereby authorize the Regional Waste Management Authority to submit a regional Used Oil Payment Program (OPP) application and act as Lead Agency on behalf of the City/County of _____. The Regional Waste Management Authority is hereby authorized to execute all documents necessary to implement and secure payment under the Used Oil Payment Program on behalf of the City/County of _____ as a Regional Participant.

Sincerely,

County Administrator/City Manager

(Job Title)

(Telephone Number)

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HEALTH & HUMAN SERVICES DEPARTMENT

Jennifer Vasquez, Interim Director

5730 Packard Ave., Suite 100, P.O. Box 2320, Marysville, California 95901
Phone: (530) 749-6311 Fax: (530) 749-6281



Michael Kinnison, M.D.

Interim Health Officer
Phone: (530) 749-6366

TO: Board of Supervisors
Yuba County

FROM: Jennifer Vasquez, Interim Health & Human Services Director
Kathy Cole, Health & Human Services Deputy Director

A handwritten signature in black ink, appearing to be "Kathy Cole", is written over the name of the Deputy Director.

DATE: June 24, 2014

SUBJECT: Resolution of the Board of Supervisors Authorizing the Health and Human Services Department to Enter into Agreement with the California Department of Public Health for Centers for Disease Control and Prevention Public Health Emergency Preparedness, and State General Fund Pandemic Influenza Funds

RECOMMENDATION: Board of Supervisors approval of the Resolution of the Board of Supervisors authorizing the Health and Human Services Department to enter into an Agreement with California Department of Public Health (CDPH) for Centers of Disease Control and Prevention Public Health Emergency Preparedness (CDC PHEP), and State General Fund Pandemic Influenza (State GF Pan Flu) funds for the period of July 1, 2014 through June 30, 2015; and further, authorizing the Chair of the Board to execute documents as required by the grant and to accept funds is recommended.

BACKGROUND: Since July 2002, Yuba County, through its Health and Human Services Department, has received Public Health Emergency Preparedness funds for the purpose of assisting county health departments in planning, preparing for, protecting against, responding to, recovering from and mitigating against the effects of emergencies with public health impacts.

DISCUSSION: For the grant funding period of July 1, 2014 through June 30, 2015, CDPH will provide funds in the amount of \$203,285.00; consisting of \$140,810.00 for CDC PHEP and \$62,475.00 for State GF Pan Flu. With these funds, the public health infrastructure of the County will be better prepared to recognize, respond to and minimize illness and injury resulting from public health emergencies, including pandemic influenza.

COMMITTEE: The Human Services Committee recommended approval on June 10, 2014.

FISCAL IMPACT: Adoption of this Resolution of the Board will not impact County funds. There is no County Match requirement for the CDC PHEP or State GF Pan Flu funds.

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA

| | | |
|---------------------------------------|---|----------------------|
| RESOLUTION AUTHORIZING THE YUBA |) | |
| COUNTY HEALTH AND HUMAN SERVICES |) | |
| DEPARTMENT TO ENTER THE 2014-15 |) | |
| PUBLIC HEALTH EMERGENCY |) | Resolution No. _____ |
| PREPAREDNESS (PHEP), STATE GENERAL |) | |
| FUND PANDEMIC INFLUENZA (GF PAN FLU), |) | |
| FUNDING AGREEMENT WITH THE |) | |
| CALIFORNIA DEPARTMENT OF PUBLIC |) | |
| HEALTH AND FURTHER, AUTHORIZES THE |) | |
| CHAIRMAN TO EXECUTE DOCUMENTS AS |) | |
| REQUIRED BY THIS AGREEMENT |) | |
| _____ |) | |

WHEREAS, the State of California has made funds available to state health agencies for the purpose of assisting county health departments in planning, preparing, and maintaining public health preparedness to ensure immediate and adequate response to acts or threats of bioterrorism, other infectious disease outbreaks or other public health threats and emergencies; and

WHEREAS, it is in the best interest of the residents of the County of Yuba that the public health infrastructure of the County of Yuba be prepared to recognize, respond to and minimize illness and injury resulting from acts or threats of bioterrorism, other infectious disease outbreaks or other public health threats and emergencies.

NOW, THEREFORE, BE IT RESOLVED the Yuba County Board of Supervisors authorizing the Yuba County Health and Human Services Department to enter into the 2014-15 Public Health Emergency Preparedness (PHEP), State General Fund Pandemic Influenza (GF Pan Flu), funding agreement with the California Department of Public Health;

BE IT FURTHER RESOLVED the Chairman of the Yuba County Board of Supervisors is authorized to:

- (1) accept funds totaling \$203,285.00 (\$140,810.00 PHEP funds, and \$62,475.00 State GF Pan Flu funds) for public health preparedness for the period and any subsequent funds awarded;
- (2) to execute, upon review and approval of the County Counsel, documents as required by the contract;
- (3) execute and authorize the transfer and allocation of funds for the stated period; and

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- (4) to amend contracts for additional or lesser funding, and to execute amendments or memorandums of understanding developed under this grant if the allocation, or a portion thereof, is awarded.

A copy of the said contract or any amendment thereto, shall be filed in the office of the Clerk of the Board, 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 _____, 2014 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

County of Yuba

BY: _____
Chair

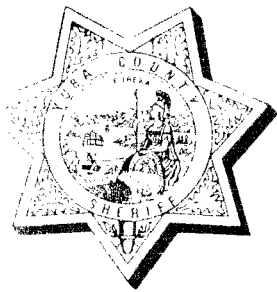
ATTEST: Donna Stottlemeyer
Clerk of the Board of Supervisors

By: _____

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

By:  _____

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Yuba County Sheriff's Department

Steven L. Durfor, Sheriff-Coroner

215 5th Street, Suite 150, Marysville, CA 95901

Ph: 530-749-7777 • Fax: 530-741-6445



June 24, 2014

TO: YUBA COUNTY BOARD OF SUPERVISORS

FROM: STEVEN L. DURFOR, SHERIFF *SLD*

SUBJECT: RECORDS DESTRUCTION

RECOMMENDATION:

Approve the destruction of the records outlined on the attached list (Attachment A).

BACKGROUND:

Some of the records in the attached list may be destroyed pursuant to Section 26205.1 of the California Government Code which permits the Board, by resolution, to authorize County officers in possession of non-judicial records, papers, documents and files to destroy such records, papers, documents and files on the conditions set forth in said statute, and on such other conditions as this Board may impose. Other records, which were prepared pursuant to state statute or county ordinance, but not expressly required by law to be filed and preserved and are over two years old requires a 4/5th vote of Board of Supervisors, finding records are no longer needed for county purposes (Government Code §26202). Rather than attempt to parse those records that may be exempt from requiring Board approval for destruction, we have included all records we intend to destroy in this action.

DISCUSSION:

The records outlined on Attachment A have been reviewed by the Auditor-Controller and have determined that their office has no need for the records need not be retained for audit purposes. The Auditor-Controller provided a memo documenting this finding dated February 27, 2014 and is labeled Attachment B.

On April 27, 2014, County Counsel provided a memo documenting their review of the documents proposed for destruction. It is the finding of County Counsel that the records listed in Attachment A may be destroyed unless the Sheriff's Department is required to retain them in accordance with a state mandate (see Attachment C).

The Sheriff's Office has reviewed the records listed in Attachment A and certifies that they are no longer needed for audit purposes or pursuant to any state mandated program.

COMMITTEE ACTION:

This item was not taken to committee due to its routine nature.

FISCAL IMPACT:

None

Attachments

LIST OF RECORDS FOR PROPOSED DESTRUCTION

Personnel Records:

Closed Department Personnel Files (employees gone for over 10 years)
Closed Department Volunteer Personnel Files (volunteers gone for over 10 years)
IA Files (investigations finalized over 5 years ago)

Finance Records:

FY 03-04: Financial Ledgers, Monthly Billings & Medical Billings
FY 04-05: Financial Ledgers, Monthly Billings & Medical Billings
FY 05-06: Financial Ledgers, Monthly Billings & Medical Billings
FY 06-07: Financial Ledgers, Monthly Billings & Medical Billings
FY 07-08: Financial Ledgers, Monthly Billings & Medical Billings

Animal Care Services Records: FY 2004-2008 itemized below

Files Maintenance & Disposition

Transitory Material

General Correspondence

Office Administration

Office Administration
Administration of Personnel
Class Specification
Rabies Titers
Accident/Injuries
Shift Schedule
Standby Roster - Animal Control Officers
County Trapper
Safety
Trustee Rules & Regulations
Firearms Use & Safety
Application's for Release of Information
Community Service – Time Sheets
Staff Meeting
Policies/Procedures
IT Work Orders

Office Supplies, Services and Equipment

Supply Sources
Vehicle Information
Budget, Expense Codes & Fund Status

- Inventory
- Radio & Telephone Information
- General Services - Work Orders
- Accounts Receivable
- Accounts Payable
- Computer Information
 - HLP - Chameleon
 - APC Back-UPS Pro
 - Dell-Notebook Computer
 - HP Jetdirect 170X External
 - Print Server
- Operating Manuals/Warranties

Meetings & Conferences

- Board of Supervisors
- Meetings & Conferences
- Others

Animal Bite Reports

- Animal Bite Reports

Administration of Animal Shelter

- Administration of Animal Shelter
- Receipts and Deposits
- Animal Control Ordinances
- Dog Licensing Program
- Assistance Dogs - Identification Tag Affidavits
- Micro Chip Information
- Guard Dogs
- Kennel Information
- Disaster Response Information
- Trespassing Letters
- Hazardous Waste Disposal
- Beale Air Force Base
- Marysville City Agreement
- Wheatland City Agreement
- Animal Trap Agreement
- YSDI Agreement
- Veterinary Services Contract
- Spay/Neuter Services Acct 101-4400-427-23-12
- Spay/Neuter Deposits Trust Account 291-0000-371-98-99
- Spay/Neuter Deposits - Claims
- Listings for Animal Rescue Clubs

Humane Societies
Cooperative & Release Agreements for Breed Rescues
Homeless Homer's Adoption Kit Program
Citizen Complaints, Comments
Newspaper Clippings
Branding Information
General Information
Public Auction Information
Circus/Pet Shop - Inspections
Lost & Found Information
Estimates of Fees
Adoption Program
Certificates – DEA, Veterinary Premise
State Mandated Cost Programs
Euthanasia Disposition Records
Euthanasia Solution Information
West Nile Virus Information
Owner Surrender Forms
Euthanasia Forms
Animal Treatment Records
Law Enforcement Animal Intake Records
Yuba College Vet Tech Program
Yuba College Vet Tech Evaluations

Shelter Reports

Monthly Report
Annual Rabies Activities Report
Annual Statistical Reports
Gun Use Report
Vicious & Potentially Dangerous Dogs
Disturbing the Peace
Public Nuisance
Animal Cruelty/Neglect Cases
Zoning
Incident Reports

Communicable Disease Report

Animal Records

Notices of Violation
Citations
Notices of Impoundment

Fix-it Tickets
Subpoenaed Animal Control Records
Dog License,
Animals Records - Incoming/Outgoing

The County of Yuba

AUDITOR - CONTROLLER



C. RICHARD EBERLE, CPA

915 8th Street, Suite 105
Marysville, CA 95901-5273
(530) 749-7810

February 27, 2014

Alan Long
Support Services Division Commander
Yuba County Sheriff's Dept
215 5th St, Suite 150
Marysville, CA 95901

Captain Long,

After reviewing the documentation and confirmation from your staff that the documents listed with your letter dated December 4, 2013, need not be retained for other audit purposes, the Auditor-Controller's Office has no need of the documents presented.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Eberle", is written over a horizontal line.

C. Richard Eberle
Auditor-Controller
County of Yuba

OFFICE OF YUBA COUNTY COUNSEL

**ATTORNEY-CLIENT PRIVILEGED
MEMORANDUM**

DATE: APRIL 17, 2014
TO: CAPTAIN ALAN LONG, YUBA COUNTY SHERIFF'S DEPARTMENT
FROM: BOBBIE ROSS TODD, DEPUTY COUNTY COUNSEL **BRT**
SUBJECT: LIST OF RECORDS FOR DESTRUCTION

You submitted the above-referenced document to us for review and also inquired as to whether any of the records sought to be destroyed need to be retained for audit purposes. Our response is as follows:

After reviewing our the list of records and relevant code sections concerning records retention referenced in the County's records retention policy, the documents listed may be destroyed unless any of them are required to be kept longer in accordance with a state-mandated program that the Sheriff's Department or Animal Control is subject to. In addition, if any of the records were prepared pursuant to a state statute or county ordinance, a 4/5 vote of the Board of Supervisors approving destruction of the records must be obtained before those records may be destroyed.

Please let our office know if you have any questions or concerns regarding the above. Thank you.

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The County of Yuba

OFFICE OF TREASURER AND TAX COLLECTOR

DAN M. MIERZWA
TREASURER & TAX COLLECTOR



GOVERNMENT CENTER 247-14
915 8th STREET, SUITE 1
MARYSVILLE, CA 95901-5413

TELEPHONE (530) 749-7840
FAX (530) 749-7844

TO: Board of Supervisors

FROM: Dan M. Mierzwa, Treasurer & Tax Collector June 12, 2014

RE: Application for Discharge from Accountability for collection of taxes, penalties, and interest.

RECOMMENDATION:

Approve discharging the Tax Collector from the accountability for the collection of taxes, penalties and interest on Unsecured Property Taxes as per the attached list.

BACKGROUND:

The attached list of delinquent Unsecured Property taxes currently does not justify the continued cost of trying to collect nor pursue further collection efforts as there may be no assets and or we are unable to locate the parties being assessed.

DISCUSSION:

By approving this action, it does not relieve the Assessee of their tax liability. Liens have been filed in Yuba County as well as additional counties where appropriate. In addition, discharged tax liabilities, if still unpaid will continue to have liens re-filed to the maximum extent of the Revenue and Taxation Code.

At any time should the accumulated amount justify the cost of collection, the Tax Collector will take the necessary action to pursue collections as time and staff allow.

FISCAL IMPACT:

As approval of Discharge of Accountability does not relieve the Assessee of their tax liability there is no fiscal impact.

COMMITTEE:

Routine in nature, therefore bypassed committee.

ASSESSMENTS TO BE DISCHARGED FOR THE TAX YEAR 2013-2014

| PRIOR YEAR UNSECURED SUPPLEMENTAL UNDER \$50.00 | | | | | | | Comments |
|---|-----------------|----------|----------|---------|---------|---------|---------------|
| Owner | Asmt | Tax Year | RollType | Tax Amt | Pen Amt | Cost | |
| BOYLE JOHN & PAMELA CP | 995-022-721-000 | 2010 | J | 33.40 | 3.34 | 20.00 | Under \$50.00 |
| PRIOR YEAR UNSECURED SUPPLEMENTAL UNDER \$50.00 TOTAL | | | | \$33.40 | \$3.34 | \$20.00 | 56.74 |

| PRIOR YEAR UNSECURED SUPPLEMENTAL | | | | | | | Comments |
|---|-----------------|----------|----------|----------|---------|--------|----------|
| Owner | Asmt | Tax Year | RollType | Tax Amt | Pen Amt | Cost | |
| SCHULER PEGGY L | 990-051-824-000 | 2010 | G | 327.26 | 32.72 | 0.00 | Deceased |
| PRIOR YEAR UNSECURED SUPPLEMENTAL TOTAL | | | | \$327.26 | \$32.72 | \$0.00 | \$359.98 |

| PRIOR YEAR UNSECURED UNDER \$0.00 | | | | | | | Comments |
|---|-----------------|----------|----------|----------|---------|----------|---------------|
| Owner | Asmt | Tax Year | RollType | Tax Amt | Pen Amt | Cost | |
| TICE NAOMI | 910-000-646-000 | 2008 | K | 5.58 | 0.55 | 20.00 | Deceased |
| ELIAS CAROLINE K | 910-001-190-000 | 2012 | K | 24.02 | 2.40 | 20.00 | Under \$50.00 |
| ANDERSON WALTER R & DIANE J JT | 910-001-569-000 | 2012 | K | 26.32 | 2.62 | 20.00 | Under \$50.00 |
| THOMAS LAURA MARIE & CHARLES RABORN | 910-000-388-000 | 2012 | K | 29.18 | 2.91 | 20.00 | Under \$50.00 |
| SONATO JUVENAL RODRIGUEZ | 910-001-274-000 | 2012 | K | 36.62 | 3.66 | 20.00 | Under \$50.00 |
| WATERBURY DORTHY | 910-000-438-000 | 2012 | K | 41.18 | 4.10 | 20.00 | Under \$50.00 |
| ESCOBEDO CHRISTINA PILAR | 910-001-631-000 | 2012 | K | 41.92 | 4.18 | 20.00 | Under \$50.00 |
| PRIOR YEAR UNSECURED UNDER \$0.00 TOTAL | | | | \$204.82 | \$20.42 | \$140.00 | \$365.24 |

| PRIOR YEAR UNSECURED | | | | | | | Comments |
|-------------------------|-----------------|----------|----------|---------|---------|-------|---|
| Owner | Asmt | Tax Year | RollType | Tax Amt | Pen Amt | Cost | |
| GALLAGHER MARIE ETAL | 800-002-017-000 | 2008 | Y | 53.71 | 5.37 | 0.00 | Business Closed |
| GALLAGHER MARIE ETAL | 800-002-017-000 | 2009 | Y | 53.82 | 5.38 | 0.00 | Business Closed |
| KAY MURRAY & ANN JT | 910-000-495-000 | 2012 | K | 58.36 | 5.82 | 20.00 | Mobile home reposessed |
| BLACKSHIRE BETTY LOUISE | 800-002-568-000 | 2011 | Y | 63.14 | 6.31 | 0.00 | Business Closed |
| BLACKSHIRE BETTY LOUISE | 800-002-568-000 | 2012 | Y | 63.89 | 6.38 | 0.00 | Business Closed |
| BOWMAN WESLEY & JACKIE | 910-000-607-000 | 2012 | K | 65.24 | 6.52 | 20.00 | Mobile home never owned by the Bowman's |
| KAY MURRAY & ANN JT | 910-000-500-000 | 2012 | K | 67.94 | 6.78 | 20.00 | Mobile home reposessed |
| LOWERY STEVE | 910-001-056-000 | 2010 | K | 70.88 | 7.08 | 20.00 | Mobile home low value - unlivable |
| LOWERY STEVE | 910-001-056-000 | 2009 | K | 71.12 | 7.10 | 20.00 | Mobile home low value - unlivable |
| KAY MURRAY & ANN JT | 910-000-492-000 | 2012 | K | 75.52 | 7.54 | 20.00 | Mobile home reposessed |
| FRENCH CAROLYN | 910-001-581-000 | 2012 | K | 77.82 | 7.78 | 20.00 | Deceased |
| KAY MURRAY & ANN JT | 910-001-265-000 | 2012 | K | 82.36 | 8.22 | 20.00 | Mobile home reposessed |
| KAY MURRAY & ANN JT | 910-000-497-000 | 2012 | K | 84.68 | 8.46 | 20.00 | Mobile home reposessed |
| GOWER PERRY ARTHUR JR | 800-001-344-000 | 2008 | Y | 86.72 | 8.67 | 0.00 | Business Closed |
| KAY MURRAY & ANN JT | 910-000-493-000 | 2012 | K | 88.20 | 8.82 | 20.00 | Mobile home reposessed |
| GOWER PERRY ARTHUR JR | 800-001-344-000 | 2012 | Y | 94.70 | 9.47 | 0.00 | Business Closed |
| GOWER PERRY ARTHUR JR | 800-001-344-000 | 2011 | Y | 102.37 | 10.23 | 0.00 | Business Closed |
| GOWER PERRY ARTHUR JR | 800-001-344-000 | 2006 | Y | 102.85 | 10.28 | 0.00 | Business Closed |
| KAY MURRAY & ANN JT | 910-000-498-000 | 2012 | K | 108.72 | 10.86 | 20.00 | Mobile home reposessed |

| | | | | | | | | | |
|--------------------------------|-----------------|------|---|--|--------------|-------------|----------|--------------|---|
| GOWER PERRY ARTHUR JR | 800-001-344-000 | 2010 | Y | | 109.26 | 10.92 | 0.00 | 120.18 | Business Closed |
| FIRST CARE MEDICAL CLINIC INC | 800-001-997-000 | 2011 | Y | | 110.62 | 11.06 | 0.00 | 121.68 | Business Closed |
| FIRST CARE MEDICAL CLINIC INC | 800-001-997-000 | 2012 | Y | | 115.36 | 11.53 | 0.00 | 126.89 | Business Closed |
| GOWER PERRY ARTHUR JR | 800-001-344-000 | 2009 | Y | | 116.37 | 11.63 | 0.00 | 128.00 | Business Closed |
| GALLAGHER MARIE ETAL | 800-002-017-000 | 2010 | Y | | 119.43 | 11.94 | 0.00 | 131.37 | Business Closed |
| PINEO KARL B & JO ANNE JT | 910-001-408-000 | 2011 | K | | 129.26 | 12.92 | 20.00 | 162.18 | Deceased |
| SISCO STEVEN | 910-001-076-000 | 2012 | K | | 262.04 | 26.20 | 20.00 | 308.24 | Mobile home low value - unlivable |
| GALLAGHER MARIE ETAL | 800-002-017-000 | 2011 | Y | | 276.67 | 27.66 | 0.00 | 304.33 | Business Closed |
| SISCO STEVEN | 910-001-076-000 | 2011 | K | | 276.72 | 27.66 | 20.00 | 324.38 | Mobile home low value - unlivable |
| ROCHIN ROBERT & KATHY | 800-002-176-000 | 2010 | Y | | 424.87 | 42.48 | 0.00 | 467.35 | Business Closed |
| ROCHIN ROBERT & KATHY | 800-002-176-000 | 2009 | Y | | 552.98 | 55.29 | 0.00 | 608.27 | Business Closed |
| MCALLISTER DANIEL & JENNIFER | 800-001-181-000 | 2011 | Y | | 574.64 | 57.46 | 0.00 | 632.10 | Business Closed |
| VANG CHARLES ZANG | 800-002-545-000 | 2012 | Y | | 576.37 | 57.63 | 0.00 | 634.00 | Business Closed |
| VANG CHARLES ZANG | 800-002-545-000 | 2011 | Y | | 627.00 | 62.70 | 0.00 | 689.70 | Business Closed |
| MCALLISTER DANIEL & JENNIFER | 800-001-181-000 | 2010 | Y | | 662.44 | 66.24 | 0.00 | 717.68 | Business Closed |
| HOPKINS DARREL & TAMMY | 800-002-110-000 | 2009 | Y | | 790.22 | 79.02 | 0.00 | 869.24 | Business Closed |
| HOPKINS DARREL & TAMMY | 800-002-110-000 | 2008 | Y | | 823.74 | 82.37 | 0.00 | 906.11 | Business Closed |
| HOPKINS DARREL & TAMMY | 800-002-110-000 | 2007 | Y | | 829.33 | 82.93 | 0.00 | 912.26 | Business Closed |
| HOPKINS DARREL & TAMMY | 800-002-110-000 | 2006 | Y | | 849.31 | 84.93 | 0.00 | 934.24 | Business Closed |
| TIMMS JOHN | 800-001-774-000 | 2009 | Y | | 1,232.92 | 123.29 | 0.00 | 1,356.21 | Business Closed |
| HAYER KHUSHWANT & SINGH SURJIT | 800-000-347-000 | 2009 | Y | | 2,534.20 | 253.42 | 0.00 | 2,787.62 | Business Closed |
| VANTRESS JIM | 800-001-114-000 | 2009 | Y | | 4,126.05 | 412.60 | 0.00 | 4,538.65 | Deceased |
| VANTRESS JIM | 800-001-114-000 | 2010 | Y | | 4,197.96 | 419.79 | 0.00 | 4,617.75 | Deceased |
| VANTRESS JIM | 800-001-114-000 | 2008 | Y | | 5,429.46 | 542.94 | 0.00 | 5,972.40 | Deceased |
| BIG VALLEY READY MIX INC | 800-002-604-000 | 2007 | Y | | 9,258.50 | 925.85 | 0.00 | 10,184.35 | Business Closed Inc suspended |
| BIG VALLEY READY MIX INC | 800-002-604-000 | 2008 | Y | | 9,299.92 | 929.99 | 0.00 | 10,229.91 | Fixtures, & Equipment stolen, stripped & |
| BIG VALLEY READY MIX INC | 800-002-604-000 | 2009 | Y | | 9,318.64 | 931.86 | 0.00 | 10,250.50 | vandalized. Real property foreclosed upon |
| BIG VALLEY READY MIX INC | 800-002-604-000 | 2010 | Y | | 9,932.54 | 993.25 | 0.00 | 10,925.79 | County Counsel assisted with judgement |
| BIG VALLEY READY MIX INC | 800-002-604-100 | 2007 | Y | | 11,701.00 | 1,170.10 | 0.00 | 12,871.10 | process |
| BIG VALLEY READY MIX INC | 800-002-604-100 | 2009 | Y | | 12,863.33 | 1,286.33 | 0.00 | 14,149.66 | |
| BIG VALLEY READY MIX INC | 800-002-604-100 | 2008 | Y | | 12,875.73 | 1,287.57 | 0.00 | 14,163.30 | |
| BIG VALLEY READY MIX INC | 800-002-604-100 | 2010 | Y | | 17,332.79 | 1,733.27 | 0.00 | 19,066.06 | |
| BIG VALLEY READY MIX INC | 800-002-604-000 | 2012 | Y | | 25,741.74 | 2,574.17 | 0.00 | 28,315.91 | |
| BIG VALLEY READY MIX INC | 800-002-604-000 | 2011 | Y | | 26,143.25 | 2,614.32 | 0.00 | 28,757.57 | |
| PRIOR YEAR UNSECURED TOTAL | | | | | \$171,676.70 | \$17,167.39 | \$280.00 | \$189,124.09 | |

| CURRENT YEAR UNSECURED SUPPLEMENTALS UNDER \$50.00 | | | | | | | | |
|--|-----------------|----------|----------|----------|---------|--------|----------|---------------|
| Owner | Asmt | Tax Year | RollType | Tax Amt | Pen Amt | Cost | Total | Comments |
| PIERCE SAMUEL GARRETT | 990-056-855-000 | 2012 | Q | 40.72 | 0.00 | 0.00 | 40.72 | Under \$50.00 |
| ARAWAZTEC GROUP LLC | 990-057-209-000 | 2012 | Q | 36.58 | 0.00 | 0.00 | 36.58 | Under \$50.00 |
| ARAWAZTEC GROUP LLC | 991-057-209-000 | 2013 | Q | 40.48 | 0.00 | 0.00 | 40.48 | Under \$50.00 |
| CURRENT YEAR UNSECURED SUPPLEMENTALS UNDER \$50.00 TOTAL | | | | \$117.78 | \$0.00 | \$0.00 | \$117.78 | |

| CURRENT YEAR UNSECURED SUPPLEMENTALS | | | | | | | | Comments |
|--|-----------------|----------|----------|---------|---------|--------|---------|----------|
| Owner | Asmt | Tax Year | RollType | Tax Amt | Pen Amt | Cost | Total | |
| MAXIM STANLEY P | 990-054-529-000 | 2011 | Q | 79.74 | 7.97 | 0.00 | 87.71 | Deceased |
| CURRENT YEAR UNSECURED SUPPLEMENTALS TOTAL | | | | \$79.74 | \$7.97 | \$0.00 | \$87.71 | |

| | | CURRENT YEAR SECURED | | | | | Comments |
|----------------------|-----------------|----------------------|----------|------------|----------|--------|-----------------|
| Owner | Asmt | Tax Year | RollType | Tax Amt | Pen Amt | Cost | |
| JAYCO GROUP INC | 800-001-392-000 | 2013 | U | 2,527.55 | 252.75 | 0.00 | 2,780.30 |
| CURRENT YEAR SECURED | | | | \$2,527.55 | \$252.75 | \$0.00 | \$2,780.30 |
| | | | | | | | Business Closed |

| CATEGORY | FUND | ROLL | BASE TAX |
|--|-------|------|--------------|
| PRIOR YEAR UNSECURED SUPPLEMENTAL TOTAL | G,J,X | 309 | 360.66 |
| PRIOR YEAR UNSECURED TOTAL | K,Y,Z | 302 | 171,881.52 |
| CURRENT YEAR UNSECURED SUPPLEMENTALS TOTAL | Q,V | 306 | 197.52 |
| CURRENT YEAR SECURED | T,U | 304 | 2,527.55 |
| Grand Total | | | \$174,967.25 |

| SUMMARY OF 2013-2014 DISCHARGED ASSESSMENTS | | | | | | |
|--|-------------------------|--------------|-------------|------------|--------------|--|
| PRIOR YEAR UNSECURED SUPPLEMENTAL UNDER \$50.00 TOTAL | 33.40 | 3.34 | 20.00 | 56.74 | | |
| PRIOR YEAR UNSECURED SUPPLEMENTAL TOTAL | 327.26 | 32.72 | 0.00 | 359.98 | | |
| PRIOR YEAR UNSECURED UNDER 50.00 TOTAL | 204.82 | 20.42 | 140.00 | 365.24 | | |
| PRIOR YEAR UNSECURED TOTAL | 171,676.70 | 17,167.39 | 280.00 | 189,124.09 | | |
| CURRENT YEAR UNSECURED SUPPLEMENTALS UNDER \$50.00 TOTAL | 117.78 | 0.00 | 0.00 | 117.78 | | |
| CURRENT YEAR UNSECURED SUPPLEMENTALS TOTAL | 79.74 | 7.97 | 0.00 | 87.71 | | |
| CURRENT YEAR SECURED | 2,527.55 | 252.75 | 0.00 | 2,780.30 | | |
| Assessment Count - 67 | Total Discharged Amount | \$174,967.25 | \$17,484.59 | \$440.00 | \$192,891.84 | |



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THE COUNTY OF YUBA
 BOARD OF SUPERVISORS



— P R O C L A M A T I O N —
 HONORING JODY JONES

WHEREAS, Jody Jones became the Caltrans District 3 Director in 2001 and managed from the heart of the district at the Headquarters Office in Marysville, the County seat of Yuba County; and

WHEREAS, Jody's career with Caltrans spans more than three decades and her service to District 3 has included working closely with the 28 local governments in the SACOG region as a Transportation Planner, District Division Chief, North Region Environmental and District 3 Planning Division Chief, the statewide Planning Program Manager, and the District 3 Director since 2001; and

WHEREAS, Jody worked with a staff of approximately 2,000 on project development, which included significant infrastructure projects in and around Yuba County that supported the residential and business needs of our communities; and

WHEREAS, Jody supported SACOG's innovative work through Caltrans' planning grant awards encouraging integrated planning for an efficient, safe and multi-modal transportation system to meet the diverse needs of all of the communities within the SACOG region; and

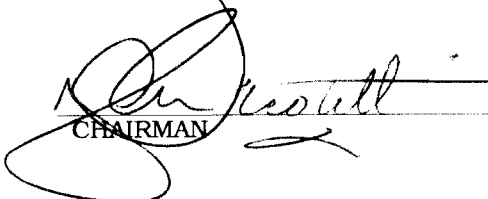
WHEREAS, Jody has always been a strong advocate for local agencies, helping Yuba County deliver many federal-aid projects as efficiently and economically as possible; and

WHEREAS, Jody helped Yuba County deliver its first interchange project in decades, with the completion of the Plumas Lake Boulevard Interchange; and

WHEREAS, Jody's tenure with Caltrans helped the state highway system in the Yuba Sutter area receive many valuable and needed upgrades, including the expansion of Highways 70 and 99, as well as the reconstruction of Highways 70 and 20 through Marysville with concrete paving.

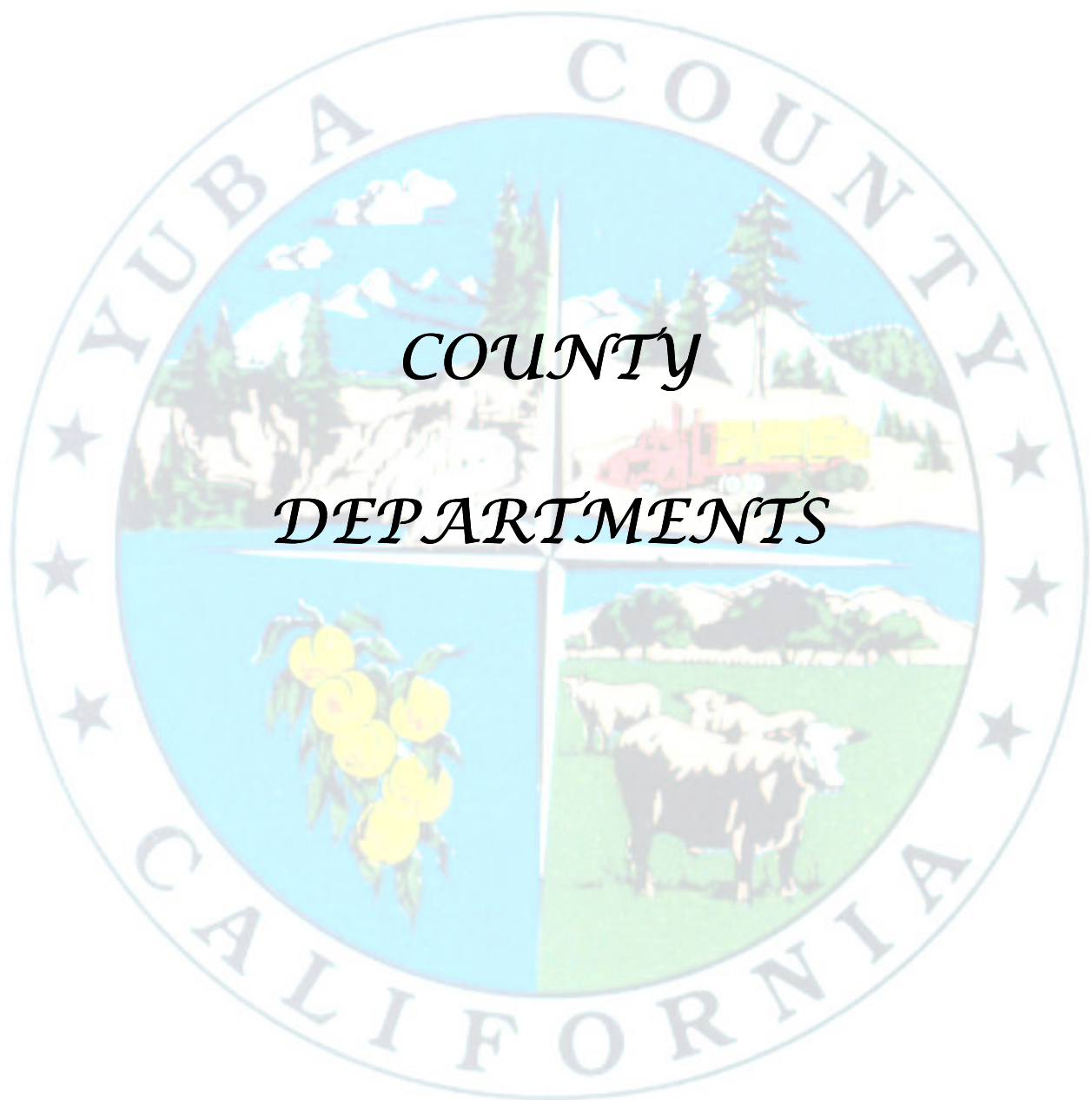
NOW, THEREFORE, the Yuba County Board of Supervisors hereby commends Jody Jones for her 30 years of dedicated service to the community and wishes her a long and happy retirement.




 CHAIRMAN


 CLERK OF THE BOARD OF SUPERVISORS

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COUNTY
DEPARTMENTS

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The County of Yuba

Community Development & Services Agency

Kevin Mallen, Director

Phone – (530) 749-5430 • Fax – (530) 749-5424
915 8th Street, Suite 123
Marysville, California 95901
www.co.yuba.ca.us



BUILDING 249-14
749-5440 • Fax7

CODE ENFORCEMENT
749-5455 • Fax 749-5424

ENVIRONMENTAL HEALTH • CUPA
749-5450 • Fax 749-5454

HOUSING & COMMUNITY SERVICES
749-5460 • Fax 749-5464

PLANNING
749-5470 • Fax 749-5434

PUBLIC WORKS • SURVEYOR
749-5420 • Fax 749-5424

June 24, 2014

To: Yuba County Board of Supervisors

From: Sean Powers, Director of Finance and Administration

A handwritten signature in black ink, appearing to read "Sean Powers".

Subject: Approve Resolution Amending the Total Costs of Abatement Assessed Against Property Located at 1799 Hile Avenue, Linda, CA and to Authorize Recording an Amended Abatement Lien.

RECOMMENDATION: Approve the resolution amending administrative portion of the total abatement cost to zero including penalties and interest and record an amended abatement lien regarding the subject address.

BACKGROUND: On December 19, 2008, property owners Fred & Mary Dequine were served with a Notice and Order to Abate Public Nuisance ordering them to correct or remove code violations consisting of a residence severely damaged by fire and maintained in a dangerous and substandard condition; and the accumulation and storage of junk, trash, refuse and debris.

Fred & Mary Dequine did not request a hearing to show cause why the use of their property should not be found to be a public nuisance and abated pursuant to the Yuba County Ordinance Code. Nor did they correct or remove the violations as ordered, the result being that Code Enforcement personnel oversaw the abatement of the violations on May 15, 2009. Fred & Mary Dequine are both deceased and their estate and subject property are held with the Public Administrator.

The demand for payment for the abatement sent to Fred & Mary Dequine remains unpaid, the total abatement base amount due now being \$17,204.00 plus penalties and interest now totaling \$31,311.28. Additional unpaid property taxes bring a total amount owed of \$35,313.57 for this parcel. The estimated value of the parcel is \$25,000.

The Board approved this parcel for a tax defaulted sale on October 3, 2013 with no successful sale in February 2014 by the Treasurer and Tax Collector's Office.

DISCUSSION: The total abatement and property taxes owed prevent a sale by any prospective buyer as the taxes owed exceed the market value. This property can be purchased by the Neighborhood Stabilization Program (NSP), but only at market value for the acquisition. The goal of the County of Yuba Neighborhood Stabilization Program is to stabilize property values

and homeownership rates in neighborhoods impacted by vacant properties and foreclosures. A good faith offer was made on the property to initiate acquisition and lead up to this action before the Board of Supervisors.

Amending the administrative cost of the abatement from \$9,404.00 to zero and removing the penalties and interest associated with just that portion will allow the purchase of this parcel by NSP. The administrative component is made up of soft costs including staff time and does not include any hard costs for actual outside abatement services. The abatement costs plus penalties and interest will remain in place. The majority of the acquisition funds will be applied to the amount owed to the Treasurer and Tax Collector's Office. Several other taxing agencies will benefit from back taxes collected and bring property taxes current on this parcel.

An owner-occupied new home will be the end result for this parcel once NSP has completed the project.

COMMITTEE ACTION: This item was previously discussed with the Board in order to make the initial offer on the property and therefore is being presented directly to the full Board in order to formally move forward with the acquisition.

FISCAL IMPACT: Implementing the requested recommendation will facilitate a partial cost recovery and reimbursement of the abatement costs. The County is forgoing \$17,115.28 in abatement administration revenue including penalties and interest assuming the full amount could be collected. The current market value makes collectability unlikely.

The County of Yuba

OFFICE OF TREASURER AND TAX COLLECTOR

DAN M. MIERZWA
TREASURER & TAX COLLECTOR



GOVERNMENT CENTER
915 8th STREET, SUITE 103
MARYSVILLE, CA 95901-5273

TELEPHONE (530) 749-7840
FAX (530) 749-7844

May 2, 2014

021-051-011-000

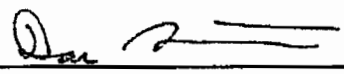
Dequine Fred & Mary
1799 Hile Ave Linda CA

| Description | Base Amount | Penalties, Cost, Interest | TOTAL |
|---|-------------|------------------------------|-----------|
| COUNTY GENERAL | 691.50 | 1,520.33 | 2,211.83 |
| MJUSD GENERAL OBLIGATION BOND 2006 | 17.86 | 14.86 | 32.72 |
| MJUSD GENERAL OBLIGATION BOND 2008 | 17.48 | 11.75 | 29.23 |
| MJUSD GENERAL OBLIGATION BOND 2009 | 21.30 | 11.65 | 32.95 |
| YCCD GENERAL OBLIGATION BOND 2006 A | 4.14 | 2.60 | 6.74 |
| YCCD GENERAL OBLIGATION BOND 2006 B | 6.74 | 5.17 | 11.91 |
| YCCD GENERAL OBLIGATION BOND 2006 C | 1.58 | 0.42 | 2.00 |
| LINDA STREET LIGHTING | 84.00 | 53.76 | 137.76 |
| GLEDHILL LAND & LIGHT | 92.40 | 59.11 | 151.51 |
| TRLIA LEVEE & FLOOD CONTROL ASSESSMENT | 48.48 | 32.30 | 80.78 |
| LINDA FIRE WEED ABATEMENT | 830.00 | 291.80 | 1,121.80 |
| LINDA DELINQUENT WATER & SEWER | 73.16 | 73.15 | 146.31 |
| CO CODE ENFORCEMENT ABATEMENT | 7,800.00 | 6,396.00 | 14,196.00 |
| CO CODE ENFORCEMENT ADMINSTRATIVE | 9,404.00 | 7,711.28 | 17,115.28 |
| MANDATORY GARBAGE COLLECTION - RECOLOGY | 61.56 | 50.47 | 112.03 |
| MANDATORY GARBAGE ADMINISTRATIVE FEE | 25.00 | 20.50 | 45.50 |
| TOTALS | 19,179.20 | 16,255.15 | 35,434.35 |

| | |
|--|------------------|
| Default Credit | (120.78) |
| Total amount owed if paid by June 30, 2014 | <u>35,313.57</u> |

I certify under penalty of perjury of the laws of the state of California that the foregoing is true and correct.

Executed in Marysville, CA on May 2, 2014.


Dan M. Mierzwa, Treasurer & Tax Collector

The County of Yuba

Community Development & Services Agency

Kevin Mallen, Director

Phone - (530) 749-5430 • Fax - (530) 749-5434
915 8th Street, Suite 123
Marysville, California 95901
www.co.yuba.ca.us



BUILDING
749-5440 • Fax 749-5518

CODE ENFORCEMENT
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ENVIRONMENTAL HEALTH • CUPA
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HOUSING AND COMMUNITY SERVICES
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PLANNING
749-5470 • Fax 749-5434

PUBLIC WORKS • SURVEYOR
749-5420 • Fax 749-5424

FINANCE AND ADMINISTRATION
749-5430 • Fax 749-5434

DATE: September 22, 2009

TO: Board of Supervisors

FROM: Community Development & Services Agency, Code Enforcement Division
Jeremy Strang, Division Manager
John Rohrbach, Code Enforcement Officer *JR*

SUBJECT: Accounting Hearing to Determine Costs of Abatement to be Assessed Against Property Located at 1799 Hile Avenue, Linda, CA and to Authorize Recording an Abatement Lien.

RECOMMENDATION: Confirm the attached Cost Accounting and adopt Findings of Fact, Conclusions of Law and Orders authorizing the assessment of administrative and abatement costs and penalties and the recording of a lien regarding the subject address.

BACKGROUND: On December 19, 2008, property owners Fred & Mary Dequine were served with a Notice and Order to Abate Public Nuisance ordering them to correct or remove code violations consisting of a residence severely damaged by fire and maintained in a dangerous and substandard condition; and the accumulation and storage of junk, trash, refuse and debris.

Fred & Mary Dequine did not request a hearing to show cause why the use of their property should not be found to be a public nuisance and abated pursuant to the Yuba County Ordinance Code. Nor did they correct or remove the violations as ordered, the result being that Code Enforcement personnel oversaw the abatement of the violations on May 15, 2009. The demand for payment sent to Fred & Mary Dequine remains unpaid, the total due now being \$17,204.00. Please refer to Attachment A for the Cost Accounting.

Fred & Mary Dequine have been given written notice of this Accounting Hearing, a copy of which is attached hereto marked as Attachment B.

DISCUSSION: This hearing has been scheduled to allow evidence and testimony to be presented and heard on the sole questions of whether the accounting of the costs and penalties reflected in Attachment A are accurate and reasonable and whether such costs and penalties should be assessed and a lien recorded.

COMMITTEE ACTION: None required.

FISCAL IMPACT: Implementing the requested recommendation will facilitate cost recovery and reimbursement of appropriate funds and accounts.

HEARING TO ASSESS PROPERTY AND RECORD
NOTICE OF ABATEMENT LIEN
BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA

| | | | |
|---------------------|---|------------------------------------|------------------|
| COUNTY OF YUBA, |) | CASE NO. | CE08-0353 |
| |) | | |
| Plaintiff, |) | RE: | 1799 Hile Avenue |
| |) | | Linda, CA |
| vs. |) | | |
| |) | APN: | 021-051-011 |
| Fred & Mary Dequine |) | | |
| |) | FINDINGS OF FACT | |
| |) | CONCLUSIONS OF LAW | |
| Defendants. |) | ORDERS OF THE BOARD OF SUPERVISORS | |

FINDINGS OF FACT

1. Assessor's Parcel # 021-051-011 is located at 1799 Hile Avenue, Linda, CA 95901, and is owned by Fred & Mary Dequine.
2. On December 19, 2008, property owners Fred & Mary Dequine were served with a Notice and Order to Abate Public Nuisance ordering them to correct or remove code violations consisting of a residence severely damaged by fire and maintained in a dangerous and substandard condition; and the accumulation and storage of junk, trash, refuse and debris.
3. Fred & Mary Dequine did not request a hearing to show cause why the use of their property should not be found to be a public nuisance and abated pursuant to the Yuba County Ordinance Code. Nor did they abate the violations as ordered.
4. On May 15, 2009, the property was abated by the Code Enforcement Division for the County of Yuba pursuant to the Notice and Order to Abate Public Nuisance.
5. The property owners Fred & Mary Dequine were served with written notice of this hearing.
6. A Hearing was held on September 22, 2009 to assess the costs of abating the public nuisances and to determine if the administrative and abatement costs and penalties should be made a lien on said property.

(a) A one-page memorandum along with supporting documentation marked as Attachment A (Cost Accounting) and Attachment B (Notice of Hearing) was submitted at the Hearing by John Rohrbach, Code Enforcement Officer.

(b) The owners, Fred & Mary Dequine were () were not () present.

7. The administrative and abatement costs and penalties incurred totaled: \$17,204.00.

CONCLUSIONS OF LAW

1. Fred & Mary Dequine were properly notified to appear before the Board of Supervisors on September 22, 2009 at 9:30 a.m. to show cause, if any, why the administrative and abatement costs and penalties for the property located at 1799 Hile Avenue, Linda, CA, APN 021-051-011, abated pursuant to the Notice and Order to Abate Public Nuisance, should not be assessed against the property and why a Notice of Abatement Lien should not be recorded.
2. Administrative and abatement costs and penalties regarding APN 021-051-011 were properly incurred in the amount of \$17,204.00 and the property and its owners bear the costs of same.

ORDERS

1. It is hereby found and ordered that the administrative and abatement costs and penalties to date incurred by the County of Yuba in the amount of \$17,204.00 shall be an assessment against the property located at 1799 Hile Avenue, Linda, CA, APN 021-051-011.
2. It is hereby found and ordered that administrative and abatement costs and penalties shall be assessed against the property as provided by Government Code Section 25845 (d) and that a Notice of Abatement Lien of administrative and abatement costs and penalties shall be recorded as authorized by Government Code Section 25845(e).
3. These Orders may be recorded by the Director of Yuba County Community Development & Services Agency.

4. Notice of these Orders shall be mailed with a Proof of Service to the owner of the property.
5. This decision is final. The time within which judicial review of this decision may be sought is governed by California Code of Civil Procedure, Section 1094.6 and the Yuba County Ordinance Code Chapter 1.16. Any petition seeking judicial review must be filed in the appropriate court not later than the 90th day following the date on which this decision was made; however, if within ten (10) days after the decision was made, a request for the record of the proceedings is filed and the required deposit in an amount sufficient to cover the estimated cost of preparation of such record is timely deposited, the time within which such petition may be filed in court is extended to not later than the 30th day following the date on which the record is either personally delivered or mailed to you or your attorney of record.

PASSED AND ADOPTED at the regular meeting of the Board of Supervisors of the County of Yuba held on the 22nd day of September 2009, by the following vote:

AYES: Supervisor Vasquez, Nicoletti, Griego, Abe and Stocker

NOES: None

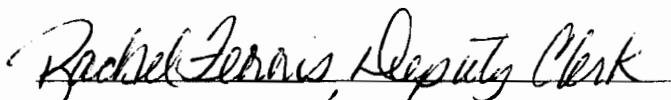
ABSENT: None

ABSTAIN: None



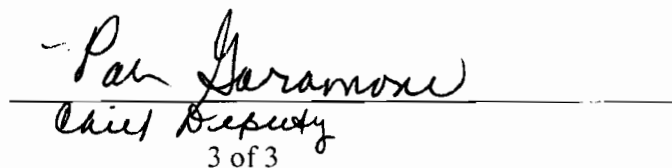
Chairperson of the County of Yuba
State of California

ATTEST: Donna Stottlemeyer
Clerk of the Board of Supervisors



Rachel Ferris, Deputy Clerk

APPROVED AS TO FORM: Angil Morris-Jones
County Counsel



Paul Garamore
Chief Deputy
3 of 3

YUBA COUNTY CODE ENFORCEMENT COST ACCOUNTING

Date: September 22, 2009

Case #: CE08-0353

APN: 021-051-011

Owner: Fred & Mary Dequine

Situs: 1799 Hile Avenue, Linda CA 95901

| Date | Reason for Charge | Hours | Total |
|-----------|--|--------------|--------------------|
| 19-Dec-08 | Phone Conference with Yuba County Sheriff's Dept | .25 | \$ 26.25 |
| 22-Dec-08 | Researched County Tax Records | .25 | 26.25 |
| 22-Dec-08 | Office Visit from Property Owner's Representative | .50 | 52.50 |
| 31-Dec-08 | Reinspection | .50 | 52.50 |
| 07-Jan-09 | Reinspection | .50 | 52.50 |
| 12-Jan-09 | Prepared Notice of Non-Compliance | .50 | 52.50 |
| 12-Jan-09 | Phone Call from Complainant | .25 | 26.25 |
| 13-Jan-09 | Faxed Service Disconnect Request to PG&E | .25 | 26.25 |
| 14-Jan-09 | Recorded Notice of Non-Compliance | .50 | 52.50 |
| 21-Jan-09 | Prepared Request for Proposal | 1.00 | 105.00 |
| 09-Apr-09 | Prepared Abatement Contract | 4.00 | 420.00 |
| 15-May-09 | Commenced Abatement | 5.00 | 525.00 |
| 18-May-09 | Completed Abatement | 3.00 | 315.00 |
| 27-May-09 | Prepared & Mailed Billing Statement # 355 | .50 | 52.50 |
| 22-Sep-09 | Hearing Prep & Presentation | 4.00 | 420.00 |
| 22-Sep-09 | Prepare Release of Abatement Lien | .50 | 52.50 |
| 22-Sep-09 | Prepare Notice of Compliance | .50 | 52.50 |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | | | |
| | Total Staff Hours at \$105.00 per Hour | 22.00 | \$ 2,310.00 |
| 27-May-09 | Unpaid Billing Statement # 338 | | 1,824.00 |
| 18-May-09 | Reimbursement of Contractor's Fee (G.W. Demolition) | | 7,800.00 |
| 18-May-09 | Administrative Penalties @ \$86.00 Per Day (March 19, 2009 to May 18, 2009.) | | 5,246.00 |
| 22-Sep-09 | Recording Fee, Two Documents | | 24.00 |
| | | | |
| | | Total | \$17,204.00 |



The County Of Yuba

Community Development &
Services Agency

CODE ENFORCEMENT

Telephone: (530) 749-5455

Fax: (530) 749-5424



915 8th Street, Suite 123, Marysville, California 95901

Fred & Mary Dequine
728 Harris Street
Marysville CA 95901

NOTICE OF HEARING TO ASSESS PROPERTY AND RECORD ABATEMENT LIEN

YOU ARE HEREBY NOTIFIED to appear before the Yuba County Board of Supervisors at 915 8th Street, Marysville, California, in the Board of Supervisors Chambers, on September 22, 2009, at the hour of 9:30 a.m., or as soon thereafter as the matter may be heard, to show cause, if any there may be, why the administrative and abatement costs and penalties for the property located at 1799 Hile Avenue, Linda CA, APN 021-051-011, abated pursuant to the Notice and Order to Abate Public Nuisance, should not be assessed against the property and why an abatement lien should not be recorded thereby.

If you fail to appear at the hearing or if you fail to raise any defense or assert any relevant points at the hearing, the County will assert that you have waived all rights to assert such defenses or rights.

At the hearing, you may present evidence and witnesses in your behalf, and you may examine any witnesses who present evidence.

You may appear personally or have a representative appear at the hearing in your behalf and be heard on the sole questions of whether the accounting of the costs and penalties reflected in Attachment A are accurate and reasonable and whether such costs and penalties should be assessed and a lien recorded.

Dated: September 3, 2009

Certified Mail # 7003 0500 0005 1305 9763

Enclosure: Attachment A, Cost Accounting

CODE ENFORCEMENT OFFICER FOR THE
COUNTY OF YUBA

BY: John Rohrbach
John Rohrbach

Attachment B

1
2

RECORDING REQUESTED BY:

County of Yuba
Community Development & Services Agency
Code Enforcement Division
915 8th Street, Suite 123
Marysville, CA 95901

AND WHEN RECORDED, MAIL TO:

County of Yuba
Community Development & Services Agency
Code Enforcement Division
915 8th Street, Suite 123
Marysville, CA 95901

NO FEE TO RECORD PURSUANT TO
G.C. 38773.2 (G)

2009R-013609

TERRY A. HANSEN
YUBA COUNTY RECORDER
MARYSVILLE, CA
RECORDED ON
09/24/2009 03:42PM
REC FEE: 0.00
PAGE 1 OF 2
DEPUTY INITIALS: DMH

NOTICE OF ABATEMENT LIEN

Pursuant to the authority contained in Government Code Section 25845 and the Yuba County Code Chapter 7.36, the County of Yuba did on the 19th day of December 2008, find a nuisance on the below described property, and the County of Yuba did on the 15th day of May 2009, cause the nuisance to be abated on the property hereinafter described; and the County of Yuba did on the 22nd day of September 2009, pursuant to the Yuba County Board of Supervisors' Orders, assess administrative and/or abatement costs upon the real property hereinafter described and the same has not been paid nor any part thereof, and the County of Yuba does hereby claim a lien on said property in the sum of \$ 17,204.00 and the same shall be a lien upon said property, until said sum, subject to the same penalties for ordinary taxes, has been paid in full and discharged of record. The real property hereinbefore mentioned, and upon which the lien is claimed, is that certain piece or parcel of property lying and being in the County of Yuba, State of California and more particularly described as follows:

Owner(s) Name(s): Fred & Mary Dequine
Last Known Address: 728 Harris Street, Marysville CA 95901
Situs Address: 1799 Hile Avenue, Linda CA 95901
APN: 021-051-011
Legal Description: Portion of Lot 6, as shown upon the map entitled, "Subdivision of the Southerly portion of Yuba Gardens, Tract No. 2" filed in the office of the County Recorder of the County of Yuba, State of California, in Volume 3 of Maps, Page 49 and more particularly described as follows:

Beginning at the Southeast corner of said Lot 6, thence, West along the South line of said Lot, a distance of 50.0 feet, thence North parallel with the East line of said Lot to the North line of said Lot, thence East along said North line 50.0 feet to the Northeast corner of said Lot, thence South along said East line 372.13 feet to the point of beginning.

2-
8

DATED: 9-24-09

County of Yuba, Code Enforcement Division

BY:

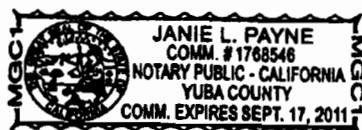
John Rohrbach
John Rohrbach
Code Enforcement Officer

STATE OF CALIFORNIA)
COUNTY OF YUBA) ss.

On September 24th, 2009, before me, Janie L. Payne, a Notary Public, personally appeared John Rohrbach who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signatures on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Janie L. Payne
Notary Public in and for said County and State

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA**

**RESOLUTION AUTHORIZING AMENDING)
THE TOTAL COSTS OF ABATEMENT)
ASSESSED AGAINST PROPERTY)
LOCATED AT 1799 HILE AVENUE, LINDA,)
CA APN 021-051-011 AND TO AUTHORIZE)
RECORDING AN AMENDED ABATEMENT)
LIEN.)**

RESOLUTION NO. _____

WHEREAS, Assessor's Parcel 021-051-011 is located at 1799 Hile Avenue, Linda, CA 95901, and owned by Fred & Mary Dequine; and

WHEREAS, on December 19, 2008, property owners Fred & Mary Dequine were served with a Notice and Order to Abate Public Nuisance ordering them to correct or remove code violations consisting of a residence severely damaged by fire and maintained in a dangerous and substandard condition; and the accumulation and storage of junk, trash, refuse and debris; and

WHEREAS, Fred & Mary Dequine did not request a hearing to show cause why the use of their property should not be found to be a public nuisance and abated pursuant to the Yuba County Ordinance Code. Nor did they abate the violations as ordered and on May 15, 2009, the property was abated by the Code Enforcement Division for the County of Yuba pursuant to the Notice and Order to Abate Public Nuisance; and

WHEREAS, the property owners Fred & Mary Dequine were served with written notice of the hearing which was held on September 22, 2009 to assess the costs of abating the public nuisances and to determine if the administrative and abatement costs and penalties should be made a lien on said property; and

WHEREAS, administrative and abatement costs and penalties regarding APN 021-051-011 were properly incurred in the amount of \$17,204.00 and the property and its owners bear the costs; and

WHEREAS, the demand for payment for the abatement sent to Fred & Mary Dequine remains unpaid, the total abatement base amount due is \$17,204.00 plus penalties and interest now totaling \$31,311.28 with additional unpaid property taxes totaling amount owed of \$35,313.57 for this parcel with an estimated value of \$25,000; and

WHEREAS, the total taxes owed prevent a sale to any prospective buyer as the abatement and property taxes owed exceed the market value and the Board approved this parcel for a tax defaulted sale on October 3, 2013 with no successful sale in February 2014 by the Treasurer and Tax Collector's Office; and

WHEREAS, this property can be purchased by the Neighborhood Stabilization Program (NSP), but only at market value with the goal to stabilize property values and homeownership rates in neighborhoods impacted by vacant properties and foreclosures; and

WHEREAS, amending the administrative cost of the abatement from \$9,404.00 to zero and removing the penalties and interest associated with just the administrative portion will allow the purchase of this parcel by NSP and the administrative component is made up of soft costs including staff time and does not include any hard costs for actual outside abatement services; and

WHEREAS, the abatement costs plus penalties and interest will remain in place and the majority of the acquisition funds will be applied to the amount owed to the Treasurer and Tax Collector's Office; and

WHEREAS, the Board of Supervisors authorized the Yuba County Community Development and Services Agency Director or his designee to complete the purchase, rehabilitation, reconstruction, and resale of APN 021-051-011 on April 22, 2014 with a purchase price estimated at \$25,000 and a good faith offer was made on the property to initiate acquisition.

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NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors authorizes amending the total costs of abatement assessed against property located at 1799 Hile Avenue, Linda, CA APN 021-051-011 by amending the administrative cost of the abatement to zero and removing the penalties and interest for the administrative portion and authorizes recording an amended abatement lien.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the _____ day of _____, 2014 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

CHAIR

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

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



RECORDING REQUESTED BY:

County of Yuba
Community Development & Services Agency
Code Enforcement Division
915 8th Street, Suite 123
Marysville, CA 95901

AND WHEN RECORDED, MAIL TO:

County of Yuba
Community Development & Services Agency
Code Enforcement Division
915 8th Street, Suite 123
Marysville, CA 95901

AMEND NOTICE OF ABATEMENT LIEN

Pursuant to the authority contained in Government Code Section 25845 and the Yuba County Code Chapter 7.36, the County of Yuba did on the 19th day of December 2008, find a nuisance on the below described property, and the County of Yuba did on the 22nd day of September 2009, pursuant to the Yuba County Board of Supervisors, assessed administrative and/or abatement costs upon the real property hereinafter described and the same has not been paid nor any part thereof. The County of Yuba did on the 24th day of June 2014, pursuant to the Yuba County Board of Supervisors, and the County of Yuba does hereby amend the lien on said property to the reduced sum of \$14,196.00 and the same shall be the amended lien upon said property, until said sum, subject to the same penalties for ordinary taxes, has been paid in full and discharged of record. The real property hereinbefore mentioned, and upon which the lien is claimed, is that certain piece or parcel of property lying and being in the County of Yuba, State of California and more particularly described as follows:

Owner(s) Name(s): Fred & Mary Dequine
Last Known Address: 728 Harris Street, Marysville CA 95901
Situs Address: 1799 Hile Avenue, Linda CA 95901
APN: 021-051-011
Legal Description: Portion of Lot 6, as shown upon the map entitled, "Subdivision of the Southerly portion of Yuba Gardens, Tract No.2" filed in the office of the County Recorder of the County of Yuba, State of California, in Volume 3 of Maps, Page 49 and more particularly described as follows:

Beginning at the Southeast corner of said Lot 6, thence, West along the South line of said Lot, a distance of 50.0 feet, thence North parallel with the East line of said Lot to the North line of said Lot, thence East along said North line 50.0 feet to the Northeast corner of said Lot, thence South along said East line 372.13 feet to the point of beginning.

Original Notice of Abatement Lien recorded in Yuba County, CA on 9/24/2009

Document Number: 2009R-013609

DATED: _____

County of Yuba, Code Enforcement Division

BY: _____

Kevin Mallen, Director
Community Development and Services Agency

STATE OF CALIFORNIA)
COUNTY OF YUBA) ss.

On _____, 2014, before me, _____, a Notary Public, personally appeared _____ who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signatures on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Notary Public in and for said County and State



STAFF REPORT

DATE: May 29, 2014

TO: The Honorable John Nicoletti, Chairman
Members of the Yuba County Board of Supervisors

FROM: Brynda Stranix, District Director
Yuba-Sutter Economic Development District

SUBJECT: Yuba-Sutter Economic Development District
2014 Comprehensive Economic Development Strategy (CEDS)

BACKGROUND

This Comprehensive Economic Development Strategy (CEDS) is the result of a local planning process designed to guide the economic growth of the Yuba-Sutter region. The CEDS process helps create jobs, foster a more stable and diverse economy, and improve living conditions. It provides a mechanism for coordinating the efforts of individuals, organizations, local governments, and private industry concerned with economic development.

An annually updated CEDS is required to qualify for U.S. Department of Commerce, Economic Development Administration (EDA) assistance under its public works, economic adjustment, and most planning programs.

All public works projects must be included the District's most recent CEDS to be considered for funding by EDA.

This document represents the goals and objectives of the Yuba-Sutter Economic Development District which is comprised of Yuba and Sutter counties and the cities of Marysville, Live Oak, and Wheatland.

DISCUSSION

The CEDS process is a continuing economic development planning process, developed with broad-based and diverse community participation. The CEDS document contains:

- An analysis of economic and community development problems and opportunities;
- An economic development background of the Yuba-Sutter district, with a discussion of the economy, including geography, population, labor force, resources and the environment;
- A section setting forth goals and objectives for taking advantage of the opportunities and solving the economic development problems; and,
- A plan of action, including suggested projects to implement objectives and goals set forth in the strategy.

The CEDS reflects the specific challenges and opportunities of the Yuba-Sutter Economic Development District and contains three main elements: analysis, vision and action plan.

The analysis assesses the state of the regional economy, the opportunities and threats posed by external trends and forces and the availability of partners and resources for economic development. The community's vision and goals,

together with an appraisal of the region's competitive advantages set the strategic direction of the action plan. The action plan establishes program priorities for implementation.

I would also like to point out that in this analysis, many of the goals and projects included in the final document are supported by all jurisdictions in the District. Those specific goals and projects are wastewater treatment facilities, regional flood control, reconstruction of the 5th Street bridge and, of course, the third bridge that would span the Feather River which has been a long-term goal of this community for years.

The CEDS Committee's purpose is to formulate a regional economic strategy for the District. It incorporated direction from both Yuba and Sutter counties and the cities of Live Oak, Marysville and Wheatland.

The committee was comprised of community and business leaders representing a diverse cross section of the region and I would like to take this opportunity to mention them by name and thank them for their effort and devotion to this process. They are:

| | |
|-----------------|--|
| Dana Burroughs | Yuba-Sutter Economic Development Corporation |
| Nieves Castro | Caltrans |
| Kevin DeHoff | The Country Florist |
| Rachel Farrell | Harmony Health Medical Clinic |
| Megan Foster | Yuba-Sutter Farm Bureau |
| Renee Garcia | U.S. Bank |
| Bob Harland | Greenfreak, LLC |
| Kary Hauck | WAG Media Group |
| John Hodge | Greenfreak, LLC |
| Lee Jones | The Harkey House Bed and Breakfast Inn |
| Steve Miller | Appeal-Democrat |
| Coleen Morehead | Sutter Buttes Regional Land Trust, Executive Director |
| Rikki Shaffer | Yuba-Sutter Chamber of Commerce, Executive Director |
| Brynda Stranix | Yuba-Sutter Economic Development Corporation/District, President/Chief Operating Officer |

Each jurisdiction included in the District was also represented on the committee, those individuals are:

| | |
|--------------------|---|
| Stan Cleveland | Sutter County, Board of Supervisors |
| John Fleming | Yuba County Economic Development Coordinator |
| Jim Goodwin | City of Live Oak, City Manager |
| Kevin Mallen | Yuba County Community Development and Services Agency, Director |
| Walter Munchheimer | City of Marysville, City Manager |
| Al Sawyer | Sutter County, Assistant Director for Public Works |
| Stephen Wright | City of Wheatland, City Manager |

I am happy to report that our community was well represented in the CEDS process by these individuals. We, as a community, can take special pride in knowing we have such dedicated citizens among us. It has been my distinct pleasure working with each of them.

The 2014 Comprehensive Economic Development Strategy is available at www.ysedc.org.

FISCAL IMPACT

We anticipate no fiscal impact as a result of this agenda item.

ACTION REQUESTED

Approve and adopt the 2014 Comprehensive Economic Development Strategy report and authorize its submittal to the United States Department of Commerce, Economic Development Administration as set out in the resolution before you.

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA, STATE OF CALIFORNIA**

RESOLUTION APPROVING THE)
2014 COMPREHENSIVE)
ECONOMIC DEVELOPMENT STRATEGY)
AND PROGRAM PROJECTION FOR)
THE YUBA-SUTTER ECONOMIC)
DEVELOPMENT DISTRICT AS)
PREPARED AND RECOMMENDED BY)
YUBA-SUTTER ECONOMIC)
DEVELOPMENT CORPORATION AND)
THE COMPREHENSIVE ECONOMIC)
DEVELOPMENT STRATEGY COMMITTEE.)

RESOLUTION NO. _____

WHEREAS, U.S. Department of Commerce, Economic Development Administration (EDA) requires the preparation and adoption of a Comprehensive Economic Development Strategy (CEDS) by the local Comprehensive Economic Development Strategy Committee to contain public works projects approved by the County of Yuba, the CEDS Committee, Yuba-Sutter Economic Development District and EDA prior to consideration of federal funding of said public works projects; and

WHEREAS, the CEDS Committee began preparation of the required annual report in March 2014, and approved and adopted said document April 3, 2014; and

WHEREAS, said action also directed the CEDS document be submitted to the Yuba County Board of Supervisors for its review and action;

NOW THEREFORE BE IT RESOLVED that the Yuba County Board of Supervisors, after reviewing said CEDS document, hereby approves the report and authorizes its submittal to the Economic Development Administration.

Passed and adopted this _____ day of _____ 2014 by the following vote:

AYES:

NOES:

ABSENT:


ABSTAIN:

John Nicoletti, Chair
Yuba County Board of Supervisors

ATTEST:

Donna Stottlemeyer, Clerk of the Board

APPROVED AS TO FORM: COUNTY COUNSEL



Angil P. Morris-Jones, County Counsel

**YUBA COUNTY
HUMAN RESOURCES & ORGANIZATIONAL
SERVICES DEPARTMENT**

915 8TH STREET, SUITE 113, MARYSVILLE, CA 95901

DATE: June 24, 2014
TO: Board of Supervisors
FROM: Martha K. Wilson, Human Resources Director 

RECOMMENDATION

Adopt the attached resolution to commence the Pre-Retirement Option 2W Death Benefit, Section 21548, for the classifications participating in the CalPERS Safety Retirement Plan and authorize the Clerk of the Board of Supervisors to complete the required Certifications of Compliance with Government Code Section 7507 and Governing Body's Action.

DISCUSSION

In the Spring of 2013, during contract negotiations with the Deputy Sheriff's Association (DSA) the County agreed to research the cost of implementation of the Pre-Retirement Option 2W Death Benefit for CalPERS Safety retirement members. This benefit is already afforded to the CalPERS Miscellaneous members.

The attached Resolutions and Certifications are necessary for CalPERS to begin the process of the contract amendment and allows the County to implement the benefit, if it desires to do so, by June of 2015 using the current actuarial study.

COMMITTEE

None – Administrative Only.

FISCAL IMPACT

An actuarial valuation for the adoption of this plan amendment determined that the change in present value of benefits would be \$332,177, resulting in a minimal change to the total employer rate of 0.095%.

RESOLUTION OF INTENTION
TO APPROVE AN AMENDMENT TO CONTRACT
BETWEEN THE
BOARD OF ADMINISTRATION
CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM
AND THE
BOARD OF SUPERVISORS
COUNTY OF YUBA

WHEREAS, the Public Employees' Retirement Law permits the participation of public agencies and their employees in the Public Employees' Retirement System by the execution of a contract, and sets forth the procedure by which said public agencies may elect to subject themselves and their employees to amendments to said Law; and

WHEREAS, one of the steps in the procedures to amend this contract is the adoption by the governing body of the public agency of a resolution giving notice of its intention to approve an amendment to said contract, which resolution shall contain a summary of the change proposed in said contract; and

WHEREAS, the following is a statement of the proposed change:

To provide Section 21548 (Pre-Retirement Option 2W Death Benefit) for service credit accumulated on and after the effective date of this amendment to contract for local safety members.

NOW, THEREFORE, BE IT RESOLVED that the governing body of the above agency does hereby give notice of intention to approve an amendment to the contract between said public agency and the Board of Administration of the Public Employees' Retirement System, a copy of said amendment being attached hereto, as an "Exhibit" and by this reference made a part hereof.

By: _____
Presiding Officer

Title

Date adopted and approved

CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Customer Account Services Division
 Retirement Account Services Section
 P.O. Box 942709
 Sacramento, CA 94229-2709
 (888) CalPERS (225-7377)

**CERTIFICATION OF COMPLIANCE WITH
 GOVERNMENT CODE SECTION 7507**

By signing below, I hereby certify that in accordance with Section 7507 of the Government Code statements 1, 2, and 3 are true; and that statement 4 is applicable and is true if I have placed my initials beside the statement:

1. Services of an actuary were secured to provide a statement of the actuarial impact upon future annual costs before authorizing changes in retirement plan benefits.
2. The actuary prepared a statement of the actuarial impact of the proposed changes in benefits upon future annual costs, including normal cost and any additional accrued liability. The statement of the actuarial impact for the increase in benefits was made public on June 24, 2014 at a public meeting of the Board of Supervisors of the County of Yuba which is at least two weeks prior to the adoption of the final Resolution / Ordinance.
3. Adoption of the retirement benefit increase will not be placed on the consent calendar.
4. _____ [INITIAL HERE IF THIS STATEMENT APPLIES]
 An actuary was present to provide information as needed at the public meeting at which the adoption of the benefit change was considered. (The presence of an actuary is required if future costs of the benefit changes exceed 1/2 of 1% of the future annual costs of the existing benefits.)

 Signature

 Print Name of Authorized Signer

 Title

Date _____

PERS-CON-12AA (rev. 6/09)

CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Customer Account Services Division
Retirement Account Services Section
P.O. Box 942709
Sacramento, CA 94229-2709
(888) CalPERS (225-7377)

CERTIFICATION OF GOVERNING BODY'S ACTION

I hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Board of Supervisors of the County of Yuba on June 24, 2014.

Clerk/Secretary

Title

The County of Yuba

Yuba County Public Guardian


Public Guardian / Conservator / Conservator



252-14

Asha Davis

TO: Board of Supervisors

FROM: Public Guardian 

SUBJECT: Year End Budget Reconciliation – Request for Additional General Fund Appropriation

DATE: 6/24/14

Recommendation

1. Approve increase in general fund appropriation in the amount of \$18,710.
2. Approve and authorize Chairman to sign general fund contingency transfer in the amount of \$3,758 and revenue increase in the amount of \$1,424.

Background/Discussion

TCM Revenue

The TCM program reimburses participating counties for the federal share of costs (typically 50%) for case management services provided to Medi-Cal beneficiaries in specific target populations. Participating counties use their certified public expenditures (CPEs) to draw down federal funds.

The Public Guardian contracts with the Health and Human Services Department, Public Health Division, to invoice TCM encounters and prepare the annual cost report. HHSD Admin/Finance uses the PG overhead, encounters and time survey results from the *prior* fiscal year to prepare the annual cost report. The cost report (due by November 1st of each year) determines the encounter (reimbursement) rate to be used for the *current* FY. The cost report is submitted to the state Audits & Investigation who does a preliminary review and then forwards to CMS for review/approval. Once CMS approves (roughly in January/February) we can begin invoicing using the encounter rate developed in the cost report for the *current* FY.

The current reimbursement rate is provided to the department in the third quarter of the fiscal year. An analysis is used to project revenue figures for the department in advance. Projections for the current fiscal year were not realized, resulting in a request for additional general fund resources in the amount of \$18,710 to balance the department's 13/14 fiscal year budget.

Staffing

The Public Guardian Dept. experienced a change in staff as the Deputy vacated her position on 6/6/14. Efforts were made to fill the position in advance of her departure. With prior approval from the County Administrator, the position was successfully filled as of 5/20/14. Additionally, the department has acquired an extra help position for office support. This position was filled on 5/27/14. Additional costs for staffing adjustments total \$5,182 of which \$3,758 in additional general fund resources is requested.

The temporary overlap of staffing (Deputy) was approved by the County Administrator for the purpose of training and continuity. The extra help position will be subsidized by a federally funded program, but will require back filling to cover upfront cost. The reimbursement rate for this program is 75%, and we anticipate \$1,424 will be realized in July 2014 and subsequently applied to the 13/14 fiscal year budget.

Committee Action

This is a rare request for the department as anticipated revenue, in past fiscal years, has either been achieved or exceeded.

Fiscal Impact

If approved, the action will result in an increase in general fund appropriation for the Public Guardian in the amount of \$22,468 (\$18,710 increase appropriation, \$3,758 transfer from general fund contingency).

WHITE - AUDITOR - CONTROLLER
YELLOW - COUNTY ADMINISTRATOR
PINK - DEPARTMENT

AUDITOR - CONTROLLER TRANSFER NO. _____

COUNTY OF YUBA
REQUEST FOR TRANSFER OR
REVISION OF APPROPRIATION, ESTIMATED REVENUE OR FUNDS

DATE: 6/10 20 14

DEPARTMENT Public Guardian

REQUEST APPROVAL OF THE FOLLOWING TRANSFER FISCAL YEAR ENDING JUNE 30, 20 14

BUDGET OR ESTIMATED REVENUE

☒ ESTIMATED REVENUE INCREASED

☒ APPROPRIATION DECREASED

☒ APPROPRIATION INCREASED

| ACCOUNT NO. | NAME | AMOUNT |
|-------------------|------|--------|
| 101-0000-371-9829 | | 4424 |
| | | 5182 |
| 101-6900-410-7101 | | 3758 |
| | | |
| | | |
| | | |
| | | |

| ACCOUNT NO. | NAME | AMOUNT |
|--------------------|------|--------|
| 101-4100-427-01-01 | | 1,371 |
| 101-4100-427-02-02 | | 194 |
| 101-4100-427-02-04 | | 1,628 |
| 101-4100-427-02-07 | | 5 |
| 101-4100-427-01-03 | | 1,899 |
| 101-4100-427-02-03 | | 57 |
| 101-4100-427-02-05 | | 28 |

FUND TRANSFERS

FUNDS TO BE REDUCED:

| FUND | AMOUNT |
|-------------------|--------|
| 101-6900-410-7101 | 3758 |

FUNDS TO BE INCREASED:

| FUND | AMOUNT |
|-------------------|--------|
| 101-0000-371-9829 | 3758 |

GENERAL LEDGER (AUDITOR - CONTROLLER USE ONLY)

| FUND | ACCOUNT | AMOUNT | | | FUND | ACCOUNT | AMOUNT | |
|------|---------|--------|--------|--|------|---------|--------|--------|
| | | DEBIT | CREDIT | | | | DEBIT | CREDIT |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

REASON FOR TRANSFER:

APPROVED:

☒ AUDITOR - CONTROLLER

[Signature]
Signature

6/11/14
Date

Signature

[Signature]
DEPARTMENT OR PUBLIC OFFICIAL

[Signature]

☒ COUNTY ADMINISTRATOR:

Robert Berry
Signature

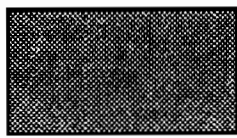
6/10/14
Date

TITLE

Approved as to Availability of Budget Amounts and Balances in the Auditor/Controllers Office.

AUDITOR - CONTROLLER

Auditor/Controller, Dean E. Sellers



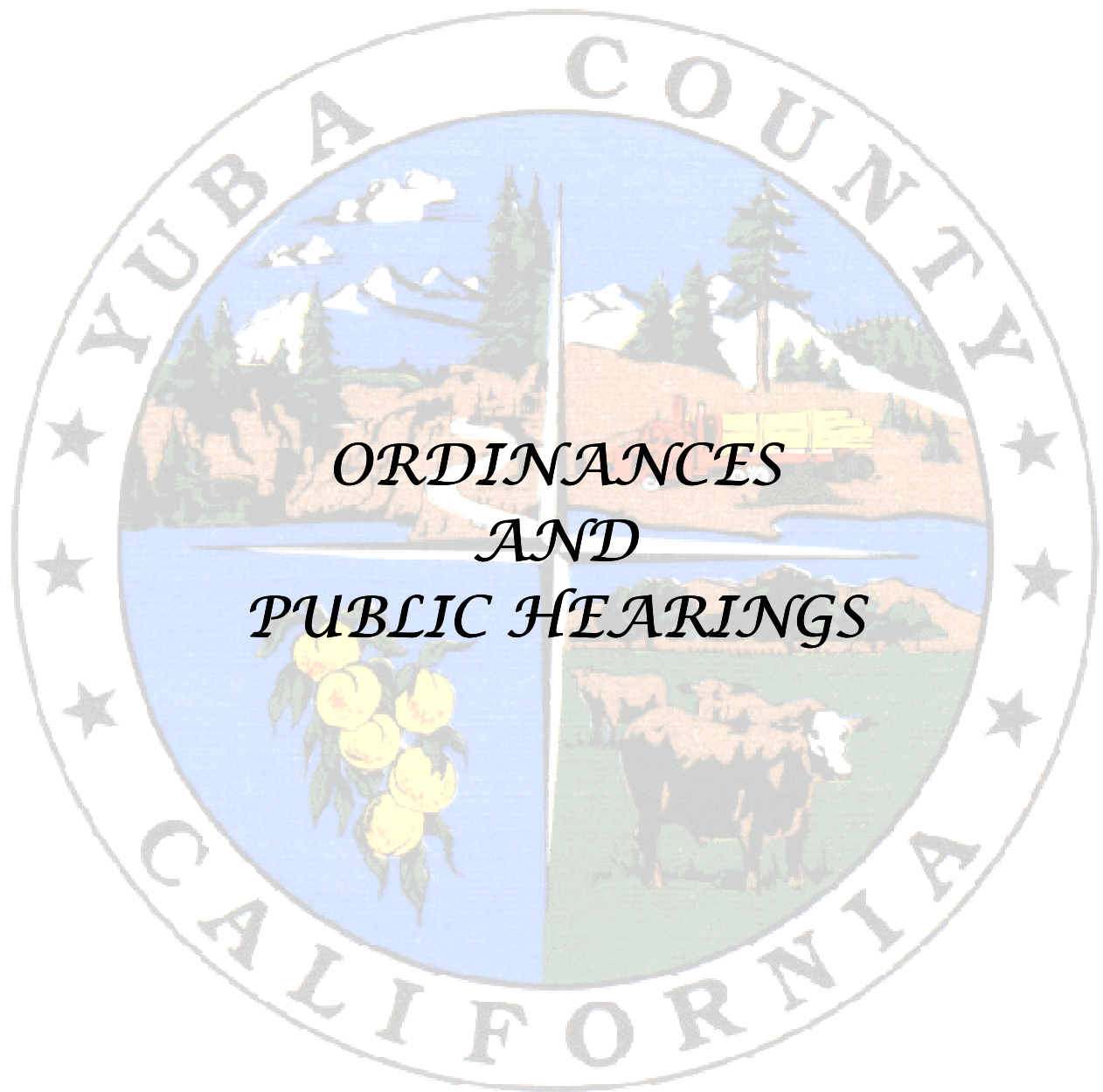
Approved:

BOARD OF SUPERVISORS

Clerk of the Board

Date

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*ORDINANCES
AND
PUBLIC HEARINGS*

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The County of Yuba

Community Development & Services Agency

Kevin Mallen, Director
Phone – (530) 749-5430 • Fax – (530) 749-5424
915 8th Street, Suite 123
Marysville, California 95901
www.co.yuba.ca.us



BUILDING 253-14
749-5440 • Fax 749-5416
CODE ENFORCEMENT
749-5455 • Fax 749-5424
ENVIRONMENTAL HEALTH • CUPA
749-5450 • Fax 749-5454
HOUSING & COMMUNITY SERVICES
749-5460 • Fax 749-5464
PLANNING
749-5470 • Fax 749-5434
PUBLIC WORKS • SURVEYOR
749-5420 • Fax 749-5424

To: Board of Supervisors
From: Michael Lee, Public Works Director 
Date: June 24, 2014
Subject: Updating PLSP/NASA Traffic Impact Fees

Recommendation:

Adopt the attached resolution approving the Plumas Lake Specific Plan/North Arboga Study Area Road Fee Nexus Study (PLSP/NASA) Update and establishing revised PLSP/NASA Road Improvement Impact Fees, and make a finding that the action is statutorily exempt from the California Environmental Quality Act (CEQA).

Background/Discussion:

Yuba County's current PLSP/NASA traffic impact fees are based on a nexus study and associated resolution adopted by the Board of Supervisors in 2005. Development impact fees are a common mechanism utilized by local governments in California to fund the expansion of facilities and infrastructure to accommodate new development in order to minimize impacts to existing residences and businesses. The fee is based on the transportation infrastructure needs to develop the plan areas.

The existing fee structure consists of a base fee and an advance funding charge (AFC). The AFC was established in order to construct projects on a timeline that best protected the safety of the traveling public and was essentially a loan that was to be repaid after the highest priority transportation infrastructure was built. Collection of the AFC was suspended for the last couple years because adequate funds had been collected to construct the most needed infrastructure and to help foster development during the economic downturn.

Since adoption of the initial PLSP/NASA traffic impact fee program, most of the high priority projects have been constructed. These include the Plumas Lake Boulevard Interchange, large portions of River Oaks Boulevard, two park and ride facilities, and the Feather River Boulevard Interchange (currently under construction). Given this, we are proposing to eliminate the AFC as part of this impact fee update. Furthermore, we are proposing to eliminate repayment of any paid AFC by past developers who do not have approved reimbursement agreements with the County. This is appropriate for two reasons: i) the developer failed to timely enter into a reimbursement agreement with the County, and ii) essentially all of the projects on which AFC was paid are no longer owned by the developer who paid the AFC, because the properties were lost to foreclosure, bankruptcy, or sold under market value during the huge real estate crash. The only exception to this is KB Homes' Cobblestone subdivision, in which

case the County will honor reimbursement of the AFC as stipulated in the approved reimbursement agreement with KB Homes.

The most notable changes included with the update of the PLSP/NASA Impact Fee Study and associated fee program are summarized below.

- Elimination of the Advanced Funding Charge going forward.
- Elimination of repayment for past collected AFC, except for approved reimbursement agreements (KB Homes).
- Inclusion of the approved Bear River and Country Club Estates projects into the fee study area.
- Elimination of portions of the McGowan Parkway corridor from the impact fee study area since essentially none of the projects to be funded by the fee program is along that corridor. This area is located south of McGowan Parkway, north of the Cross Canal, west of SR 70, and east of the Union Pacific Railroad.

Further discussion in the Nexus Study Update includes an overview of the necessity of impact fees, purposes for which impact fees have been collected to date and projects completed, planned residential and non-residential growth and the associated needed expansion of transportation facilities, and changes to the fee structure and administrative processes to improve facilitation of the impact fee program.

Below are the proposed fee amounts (2014 \$) for traffic development impact fees in the PLSP/NASA fee study area.

Development Impact Fee – Residential (per unit)

| Land Use Type | Proposed PLSP/NASA Road Fee | Existing PLSP/NASA Road Fee | Percent Change* |
|---------------------------|-----------------------------|-----------------------------|-----------------|
| Single Family Residential | \$5,059 | \$6,718 | -24.7% |
| Multi-Family Residential | \$3,035 | \$5,038 | -39.8% |

Development Impact Fee – Non-Residential (per s.f.)

| Land Use Type | Proposed PLSP/NASA Road Fee | Existing PLSP/NASA Road Fee | Percent Change* |
|--------------------------|-----------------------------|-----------------------------|-----------------|
| Convenience Commercial | \$3.04 | \$18.42 | -87.2% |
| Community Commercial | \$3.04 | \$11.64 | -79.7% |
| Travel Commercial | \$3.04 | \$16.11 | -85.3% |
| Other Highway Commercial | \$3.04 | \$10.87 | -78.2% |
| Office | \$3.04 | \$4.21 | -43.8% |
| Other Business Park | \$3.04 | \$3.45 | -31.3% |
| Light Industrial | \$0.07 | \$2.40 | -97.6% |

*Note savings are even higher if we take into account elimination of the AFC.

Environmental Review:

The adoption of this resolution is statutorily exempt from the California Environmental Quality Act (CEQA) and the CEQA Guidelines under Section 15273(a), including Section 15273(a)(4), pertaining to rates, tolls, fares, and charges necessary for meeting operational expenses.

Committee Action:

The Land Use & Public Works Committee reviewed this item and recommends approval.

Fiscal Impact:

Adoption of traffic development impact fees at the levels recommended in the PLSP/NASA Road Fee Nexus Study are necessary to mitigate the costs of traffic impacts associated with new development in the Study area, and fees collected should offset the cost of the needed improvements.

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA**

**RESOLUTION ADOPTING)
PLSP/NASA ROAD FEE NEXUS)
STUDY UPDATE AND)
ESTABLISHING REVISED PLSP/)
NASA ROAD IMPROVEMENT FEES)**

RESOLUTION NO. _____

WHEREAS, the County of Yuba has previously adopted the Plumas Lake Specific Plan and North Arboga Study Area Specific Plans and associated EIRs (“Plan Areas”);

WHEREAS, the Plan Areas call for the adoption of impact fees necessary to implement various goals, policies, objectives and implementation measures;

WHEREAS, the Board of Supervisors has also considered the report entitled “Plumas Lake Specific Plan/North Arboga Study Area Road Fee Update” (“Nexus Study”) as authored by Economic & Planning Systems, Inc.;

WHEREAS, the Nexus Study sets forth in detail the types and general location of the facilities that will be required to be constructed to service anticipated growth in the Plan Areas;

WHEREAS, the Board of Supervisors, prior to adopting new fees, conducted a public meeting at which oral and written presentations were permitted;

WHEREAS, the Board of Supervisors held a public hearing prior to adoption of this Resolution; and

WHEREAS, costs of construction will continue to escalate and annual adjustments to development impact fees are necessary to keep pace with such construction cost increases. Such annual adjustments for construction cost escalation do not represent a relative increase in the amount of any development fee but rather a method of retaining parity between the amount of the fee and the costs of construction.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Yuba:

Section 1 Purpose and Findings

A. Purpose: In order to implement the goals and objectives of the Plan Areas and comply with the requirements of the Mitigation Fee Act (Gov. Code, § 66000 et seq.) the County has caused to be prepared the Nexus Study, a copy of which is on file with the Clerk of the Board of Supervisors. This report sets forth the public facilities and equipment that would likely be required to be constructed/acquired, or which have already been constructed/acquired, in order to meet the needs caused by new development. The Board of Supervisors does hereby accept the Nexus Study and in so doing determines that development impact fees are needed to be imposed upon persons obtaining building permits for new structures within the Plan Areas (herein “Developers”) in order to finance these public facilities and equipment, and to pay for new development’s fair share of the acquisition/construction cost of these improvements.

B. Findings: The Board of Supervisors finds and determines:

1. The facilities set forth in the Nexus Study are representative of the facilities required to implement the circulation elements of the Plan Areas.
2. The Nexus Study and related information, including the basis upon which the fees are calculated, has been available to the public at the Public Works Department for a minimum of 14 days.
3. In establishing the fees described in the following Sections, the Board of Supervisors has found the fees to be consistent with the Specific Plans, and Pursuant to Government Code section 65913.2, has considered the effects of the fee with respect to the County’s housing needs as established in the Housing Element of the General Plan.
4. The Nexus Study includes various required determinations including:
 - a. it identifies the purpose of the fee;
 - b. it identifies the use to which the fee will be put;
 - c. it shows a reasonable relationship between the fee’s use and the types of development projects on which the fee is imposed;
 - d. it shows a reasonable relationship between the need for the public facilities and types of development projects on which the fee is imposed; and

- e. it shows a reasonable relationship between the amount of the fee and the cost.

These determinations are incorporated by reference into this resolution.

Section 2 **Levy of Fee**

- A. Road Improvement Fee: PLSP/NASA Road Improvement Fees are calculated at the time of issuance of the building permit triggering their collection and due prior to final inspection of said building permit for development in the Plan Areas, for the purpose of paying for roadway and circulation improvements. The revenues raised from Road Improvement Fees, shall be held, maintained, used and accounted for by the County as required in section 66013 of the Fee Mitigation Act. The initial amount of the fee shall be as set forth on Attachment “A” hereto, which is incorporated herein by reference.

The County reserves the right to use the proceeds on other circulation improvements within the Plan Area boundaries as long as the expenditures are consistent with the goals, intent and purposes of the Plan Areas and the circulation objectives identified in the Nexus Study.

- B. Calculation/Classification of Uses: For purposes of calculating the applicable fee, the County adopts the use table attached hereto as attachment “B”, which is incorporated herein by reference. For uses not listed on the table, the Community Development and Services Agency Director shall make a determination as to the most similar use. For unique circumstances on uses listed on the table, the Community Development and Services Agency Director may make a determination as to an appropriate adjustment to the amount of use that is applicable.

Section 3 **Collection of the Fee**

The fees shall be collected prior to issuance of final building permit.

Section 4 **Credits**

A Developer may request a credit against the Road Improvement Fee for improvements constructed and accepted by the County. Credits will only be given for improvements which would have been constructed and accepted by the County. Any request for a credit shall be in writing on such forms as may be developed by the Public Works Director. Administration of credits shall be consistent with the principles set forth in the Nexus Study.

In the event that a Developer is entitled to credits in excess of Road Impact Fees otherwise due, the Developer and the County may enter into a reimbursement agreement by which the Developer is reimbursed from future Road Impact Fees. Priority of

reimbursement shall be consistent with the Nexus Study.

Section 5 Interfund Borrowing

The County may use the Fee proceeds for interfund borrowing, as long as the fees are used solely for improvements necessary to implement the Plan Areas and the loans are accounted for in compliance with the Mitigation Fee Act.

Section 6 Effective Date

Any fee imposed pursuant to this Resolution shall not take effect until sixty (60) days after the date of adoption by the Board of Supervisors.

Section 7 Annual Adjustment

An annual adjustment to account for construction cost escalations shall be applied to all development impact fees in the manner and time specified herein:

- A. Prior to the end of each fiscal year, the Public Works Director shall report his or her finding on the annual escalation of construction costs for the prior twelve (12) months through May and the Road Improvement Fees shall be adjusted accordingly.
- B. The basis for this annual adjustment shall be the percentage increase in the average of the San Francisco and 20-Cities Construction Cost Index (CCI) as published by Engineering News Record, for the period ending May of the previous fiscal year, or other similar construction cost index.
- C. The Department of Public Works shall post the annual adjustment in fees as specified in this section.

Section 8 Referrals and Appeals

The Public Works Director or Community Development and Services Agency Director may refer any determination or approval required by this Resolution to the Board of Supervisors.

Any party may appeal any decision of the Public Works Director or Community Development and Services Agency Director to the Board of Supervisors by filing a written appeal with the Clerk of the Board within ten (10) days of any decision. For appeals that protest the imposition or amount of the fee, the protested amount as determined by the Community Development and Services Agency Director shall first be tendered to the County. The Board may adopt a fee schedule for

considering appeals. The Clerk of the Board shall set the hearing within thirty (30) days of submission of the appeal and the hearing shall occur within ninety (90) days of its receipt. The Board may continue the matter if necessary, however the Board shall issue a written decision no later than 30 days after making its decision. The written decision shall be final.

Section 9 Severability

If any provision, clause, sentence, or paragraph of this Resolution or the imposition of any fee authorized by this Resolution in its application to any person or circumstance shall be held invalid, such invalidity shall not affect the other provisions of this Resolution which can be given effect without the invalid provisions or application of fees. To this end, the provisions of the Resolution are declared to be severable.

Section 10 Adoption

The foregoing Resolution was introduced at a regular meeting of the Board of Supervisors this ____ day of _____, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

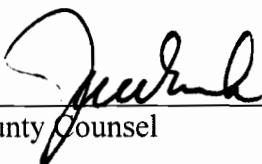
ABSENT:

Chair

ATTEST:

Clerk of the Board

APPROVED AS TO FORM:



County Counsel





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CITY OF MARYSVILLE

526 "C" Street • P.O. Box 150 • Marysville, CA 95901 • (530)749-3901 • Fax (530)749-3992

RECEIVED
JUN 6 2014
Clerk/Board of Supervisors

June 5, 2014

Yuba County Board of Supervisors
915 Eighth Street, Suite 109
Marysville, CA 95901

Dear Board of Supervisors:

As you know, for many years the City of Marysville has consolidated its elections with those conducted by the County Clerk.

Resolution No. 2014-26, which was adopted by the Marysville City Council on June 3, 2014, gives notice of a General Municipal Election to be held on November 4, 2014, and requests consolidation with the General Election to be held by the County of Yuba.

We have always found the staff in the Clerk's Office very helpful during this process, and would appreciate your approval, which would allow us to consolidate with the County for the upcoming election.

Thank you for your consideration and assistance.

Sincerely,

Billie J. Fangman
City Clerk

Enc: Resolution 2014-26
cc: Terry Hansen, County Clerk
Donna Stottlemeyer, Clerk of the Board

BOS CORRESPONDENCE A1

RESOLUTION NO. 2014-26

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARYSVILLE,
CALIFORNIA, CALLING AND GIVING NOTICE OF A GENERAL MUNICIPAL
ELECTION TO BE HELD ON NOVEMBER 4, 2014, AND REQUESTING
CONSOLIDATION WITH THE GENERAL (STATEWIDE) ELECTION AND
ESTABLISHING THE MANNER OF HOLDING SAID ELECTION

At a regular meeting of the City Council of the City of Marysville, California,
held on the 3rd day of June, 2014.

BE IT RESOLVED by the City Council of the City of Marysville as follows:

SECTION 1

A General Municipal Election is hereby called and ordered to be held in the City
of Marysville on November 4, 2014, for the purpose of electing two members of the City
Council for a term beginning December 2, 2014 and ending on December 4, 2018.

SECTION 2

In accordance with the provisions of Sections 10400 and 10403 of the Elections
Code, the City Council of the City of Marysville does hereby request that the Board of
Supervisors of the County of Yuba, California, consolidate the General Municipal
Election called pursuant to Section 1 of this Resolution with the General (Statewide)
Election to be held on November 4, 2014.

SECTION 3

The General Municipal Election hereby called shall be held in the manner
provided for the General (Statewide) Election with which said General Municipal
Election is consolidated, and within the territory affected by the consolidations, the
precincts, polling places, hours of election, and voting booths shall, in every case, be the
same, and there shall be only one set of election officers in each of the precincts. Such
precincts, polling places, hours of election, and precinct board members for the General
(Statewide) Election shall be the same as those provided for the General Municipal
Election within the territory affected by the consolidation.

SECTION 4

Pursuant to provisions of Section 10002 of the Elections Code, the City Council
of the City of Marysville hereby requests that the Board of Supervisors of the County of
Yuba, California, permit the Yuba County Clerk to render to the City of Marysville such
services as the City Clerk may request relating to the above-mentioned election including
publication of all required election notices. The City Clerk is hereby authorized and
directed to reimburse the County in full for the cost of any services performed by the
Yuba County Clerk pursuant hereto upon presentation of an invoice to the City Clerk.

SECTION 5

Pursuant to Section 13307 of the Elections Code, each candidate may submit a statement of qualifications to be included with the voter pamphlet sent with the sample ballot, which shall not exceed two hundred (200) words and shall be paid for by said candidate. The Yuba County Clerk is authorized to collect a fee from the candidate to cover such costs as provided by law.

SECTION 6

Pursuant to the provisions of Section 10411 of the Elections Code, the Yuba County Board of Supervisors shall be and is authorized and directed to canvass the results of the General Municipal Election hereby called.

SECTION 7

Pursuant to Election Code Sections 15372-15374 the County Clerk shall prepare a Certified Statement of Results within 28 days after the election and forward said certified statement to the City Clerk.

SECTION 8

The City Manager and the City Clerk, as authorized by the City Manager, are hereby further authorized and directed to take such further actions and execute such documents as are necessary to cause the General Municipal Election to be conducted on behalf of the City of Marysville.

I HEREBY CERTIFY that the foregoing Resolution was duly and regularly introduced and adopted by the Council of the City of Marysville, California, on the 3rd of June, 2014, by the following vote:

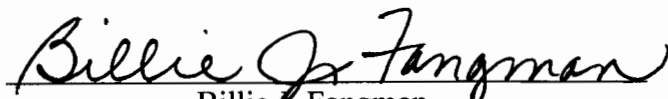
AYES: Michael Selvidge, Dale Whitmore, Jim Kitchen, Christopher Pedigo,
and Ricky Samayoa

NOES: None

ABSENT: None

ABSTAIN: None

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 3rd day of June, 2014.



Billie J. Fangman
City Clerk

The foregoing instrument is a correct copy of
the original on file in this office

ATTEST: 
City Clerk of the City of Marysville, California

DEPUTY CLERK

EDMUND G. BROWN JR.
GOVERNORMATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

B

State Water Resources Control Board

RECEIVED

JUN 9 2014

Clerk/Board of Supervisors

**NOTICE OF PETITION FOR TEMPORARY CHANGE
INVOLVING THE TRANSFER OF UP TO 6,600 ACRE-FEET OF WATER
TO SAN LUIS & DELTA-MENDOTA WATER AUTHORITY
UNDER PERMIT 16479 (APPLICATION 14443)**

On May 27, 2014, the Department of Water Resources (DWR) filed a petition for temporary change to transfer water pursuant to Water Code section 1725 et seq. The requested temporary change involves the transfer of up to 6,600 acre-feet (af) of water from Garden Highway Mutual Water Company (GHMWC) to San Luis & Delta-Mendota Water Authority (SLDMWA). In order to facilitate the transfer, DWR has petitioned the State Water Resources Control Board to modify the authorized place of use of DWR's Permit 16479 to include the service area of SLDMWA.

Due to the critical drought conditions in 2014, the US Bureau of Reclamation (Reclamation) allocated no Central Valley Project (CVP) water to its agricultural contractors south of the Sacramento/San Joaquin Delta this year. The districts within SLDMWA are experiencing severe water supply shortages within their services areas. SLDMWA negotiated a one-year agreement with GHMWC for the transfer of up to 6,600 af of water to augment the limited water supplies available within SLDMWA's service area. Under the agreement, the transfer water will be made available through groundwater substitution and will be delivered by Reclamation or DWR to SLDMWA's service area through the Delta Mendota Canal or California Aqueduct from date of transfer approval through October 30, 2014. Any export of transfer water outside the period of July 1 through September 30 will require the concurrence of the National Marine Fisheries Service, U.S. Fish and Wildlife Service and California Department of Fish and Wildlife. Temporary changes under Water Code section 1725 may be effective for a period of up to one year.

The petition and related project information can be viewed at:
http://www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/index.shtml.

Pursuant to California Water Code section 1726(f), any interested person may file a comment regarding the petition. Comments filed in response to this notice should be submitted to the persons listed below and must be received by 4:30 p.m. on **June 23, 2014**.

Send comments to both:

Jane Ling
Permitting Section
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812
jane.ling@waterboards.ca.gov

Department of Water Resources
c/o Nancy Quan
P.O. Box 942836
Sacramento, CA 94236-0001
nquan@water.ca.gov

For more information regarding this project, including procedures for filing objections, please contact Jane Ling at (916) 341-5335 or jane.ling@waterboards.ca.gov.

DATE OF NOTICE: **June 6, 2014**

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE OFFICER

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, Ca 95812-0100 | www.waterboards.ca.gov





EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

RECEIVED

**NOTICE OF PETITION FOR TEMPORARY CHANGE
INVOLVING THE TRANSFER OF UP TO 6,600 ACRE-FEET OF WATER
TO SAN LUIS & DELTA-MENDOTA WATER AUTHORITY
UNDER PERMIT 16479 (APPLICATION 14443)**

JUN 9 2014

Clerk/Board of Supervisors

On May 27, 2014, the Department of Water Resources (DWR) filed a petition for temporary change to transfer water pursuant to Water Code section 1725 et seq. The requested temporary change involves the transfer of up to 6,600 acre-feet (af) of water from Garden Highway Mutual Water Company (GHMWC) to San Luis & Delta-Mendota Water Authority (SLDMWA). In order to facilitate the transfer, DWR has petitioned the State Water Resources Control Board to modify the authorized place of use of DWR's Permit 16479 to include the service area of SLDMWA.

Due to the critical drought conditions in 2014, the US Bureau of Reclamation (Reclamation) allocated no Central Valley Project (CVP) water to its agricultural contractors south of the Sacramento/San Joaquin Delta this year. The districts within SLDMWA are experiencing severe water supply shortages within their services areas. SLDMWA negotiated a one-year agreement with GHMWC for the transfer of up to 6,600 af of water to augment the limited water supplies available within SLDMWA's service area. Under the agreement, the transfer water will be made available through groundwater substitution and will be delivered by Reclamation or DWR to SLDMWA's service area through the Delta Mendota Canal or California Aqueduct from date of transfer approval through October 30, 2014. Any export of transfer water outside the period of July 1 through September 30 will require the concurrence of the National Marine Fisheries Service, U.S. Fish and Wildlife Service and California Department of Fish and Wildlife. Temporary changes under Water Code section 1725 may be effective for a period of up to one year.

The petition and related project information can be viewed at:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/index.shtml.

Pursuant to California Water Code section 1726(f), any interested person may file a comment regarding the petition. Comments filed in response to this notice should be submitted to the persons listed below and must be received by 4:30 p.m. on **June 23, 2014**.

Send comments to both:

Jane Ling
Permitting Section
Division of Water Rights
P.O. Box 2000
Sacramento, CA 95812
jane.ling@waterboards.ca.gov

Department of Water Resources
c/o Nancy Quan
P.O. Box 942836
Sacramento, CA 94236-0001
nquan@water.ca.gov

For more information regarding this project, including procedures for filing objections, please contact Jane Ling at (916) 341-5335 or jane.ling@waterboards.ca.gov.

DATE OF NOTICE: **June 6, 2014**

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE OFFICER

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | www.waterboards.ca.gov





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JUN 9 2014



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Clerk/Board of Supervisors

State Water Resources Control Board

**NOTICE OF PETITIONS FOR TEMPORARY CHANGE
INVOLVING THE TRANSFER/EXCHANGE UNDER CONTRA COSTA WATER DISTRICT
PERMIT 20749 (APPLICATION 20245)
AND THE SPECIFIED PERMITS OF THE U.S. BUREAU OF RECLAMATION**

On May 27, 2014, Contra Costa Water District (CCWD) and the U.S. Bureau of Reclamation (Reclamation) filed petitions for temporary change to transfer up to 5,000 acre-feet (af) of water pursuant to California Water Code section 1725 et seq. The petitioners request the temporary addition of the Banks Pumping Plant point of diversion/diversion to CCWD Permit 20749 (Application 20245) and Reclamation Permits 12721, 11967, 12722, 12723, 12725, 12726, 11315, 11316, 11968, 11969, 11971, and 11973 (Applications 5626, 5628, 9363, 9364, 9366, 9367, 13370, 13371, 15374, 15375, 16767, and 17374). The transfer water is stored in Los Vaqueros Reservoir under CCWD Permit 20749. CCWD proposes to reduce its Central Valley Project (CVP) supply deliveries/diversions at Old and Middle River intakes and increase its use of stored water in Los Vaqueros Reservoir. The 5,000 af diversion reduction would be transferred to Alameda County Water District at Banks Pumping Plant and through the South Bay Aqueduct.

The petitioners have requested the temporary changes occur between July 1, 2014 and September 30, 2014.

Any correspondence directed to the petitioners should be emailed to both: 1) Contra Costa Water District, c/o Lucinda Shih, lushih@ccwater.com; and 2) U.S. Bureau of Reclamation, c/o Lisa Holm, lholtm@usbr.usbr.gov.

CCWD and CVP Permits Subject to Temporary Change

| CCWD Water Right | | |
|-------------------------|---------------|------------------------|
| Application Number | Permit Number | Description |
| 20245 | 20749 | Los Vaqueros Reservoir |
| CVP Water Rights | | |
| 5626 | 12721 | Shasta Project |
| 5628 | 11967 | Trinity Project |
| 9363 | 12722 | Shasta Project |
| 9364 | 12723 | Shasta Project |
| 9366 | 12725 | Contra Costa Canal |
| 9367 | 12726 | Contra Costa Canal |
| 13370 | 11315 | Folsom Project |
| 13371 | 11316 | Folsom Project |
| 15374 | 11968 | Trinity Project |
| 15375 | 11969 | Trinity Project |
| 16767 | 11971 | Trinity Project |
| 17374 | 11973 | Trinity Project |

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, Ca 95812-0100 | www.waterboards.ca.gov

Pursuant to California Water Code section 1725(f), any interested party may file a comment regarding these petitions. **Comments must be received by the Division of Water Rights by 4:30 p.m. on June 23, 2014. A copy must also be provided to the petitioners at the email addresses above.** To obtain detailed information regarding the proposed transfer, you may view the petitions by visiting the Division's website at:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/applications/transfers_tu_notices/

Should you have any other questions regarding this matter, please contact Patricia Fernandez at (916) 319-9141 or my email at patricia.fernandez@waterboards.ca.gov. Written correspondence or inquiries should be addressed as follows: State Water Resources Control Board, Division of Water Rights, Attn: Patricia Fernandez, P.O. Box 2000, Sacramento, CA 95812-2000.

Date of Notice: June 6, 2014



OFFICE OF THE GOVERNOR

RECEIVED

JUN 9 2014

Clerk/Board of Supervisors

June 6, 2014

To the California County Boards of Supervisors:

Consistent with the requirement in Elections Code section 12000, enclosed please find a copy of the proclamation calling the Statewide General Election on Tuesday, November 4, 2014.

Sincerely,

A handwritten signature in black ink, reading "Jonathan K. Renner". The signature is fluid and cursive, with a large initial "J" and "R".

JONATHAN K. RENNER
Legal Affairs Secretary

Enclosure

BOS CORRESPONDENCE C

Executive Department
State of California

A PROCLAMATION
BY THE GOVERNOR OF THE STATE OF CALIFORNIA

I, **EDMUND G. BROWN JR.**, Governor of the State of California, pursuant to section 12000 of the Elections Code, proclaim that a General Election will be held throughout this State on Tuesday, the 4th day of November, 2014, at which the following offices are to be filled:

GOVERNOR;

LIEUTENANT GOVERNOR;

SECRETARY OF STATE;

CONTROLLER;

TREASURER;

ATTORNEY GENERAL;

INSURANCE COMMISSIONER;

MEMBERS OF THE STATE BOARD OF EQUALIZATION from each of the four equalization districts of the State;

REPRESENTATIVES TO THE CONGRESS OF THE UNITED STATES from each of the 53 congressional districts of the State;

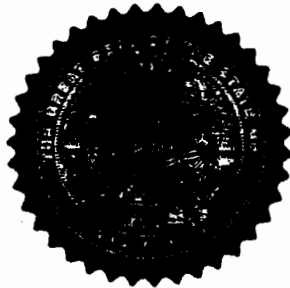
STATE SENATORS from the even-numbered districts of the 40 senatorial districts of the State;

MEMBERS OF THE ASSEMBLY from each of the 80 assembly districts of the State;

SUPERINTENDENT OF PUBLIC INSTRUCTION;

Also, such other state, county, judicial or other officers as are provided by law to be filled at such election.

I further proclaim that at such election there will also be submitted to the vote of the electors such proposed constitutional amendments, questions, propositions and initiative measures as are required to be so submitted by the Constitution and laws of this State.



IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 6th day of June 2014.

A handwritten signature in dark ink, appearing to read "Edmund G. Brown Jr.", written over a horizontal line.

EDMUND G. BROWN JR.
Governor of California

ATTEST:

A handwritten signature in dark ink, appearing to read "Debra Bowen", written over a horizontal line.

DEBRA BOWEN
Secretary of State

Foothill Fire Protection District

Financial Statements for the years ended

June 30, 2013 and June 30, 2012

with Independent Auditor's Report

Prepared by:
D.R. Watts Accountancy Corporation
1018 Live Oak Boulevard, Suite G
Yuba City, CA 95991
Phone (530) 755-6402 / drwattscpa@aol.com

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JUN 10 2014



FOOTHILL FIRE PROTECTION DISTRICT

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D.R. Watts Accountancy Corporation

1018 Live Oak Boulevard, Suite G

Yuba City, CA 95991

Phone (530) 755-6402 / drwattscpa@aol.com

INDEPENDENT AUDITORS' REPORT

Board of Directors
Foothill Fire Protection District
Brownsville, California

We have audited the accompanying financial statements of the governmental activities of the Foothill Fire Protection District as of and for the years ended June 30, 2013 and 2012, and the related notes to the financial statements, which collectively comprise the District's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of the financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the State Controller's Minimum Audit Requirements for California Special Districts. Those standards require that we plan and perform the audits to obtain reasonable assurance about whether the financial statements are free of material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall financial statement presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Opinions

In our opinion, based on our audit, the financial statements referred to above present fairly, in all material respects, the financial position of the governmental activities of the Foothill Fire Protection District as of June 30, 2013 and 2012, and the changes in financial position thereof, for the years then ended in accordance with accounting principles generally accepted in the United States of America as well as accounting systems prescribed by the State Controller's Office and state regulations governing special districts.

Accounting principles in the United States of America require that the management's discussion and analysis and the budgetary comparison information as listed in the table of contents, be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Government Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statement in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

A handwritten signature in cursive script, reading "D. R. Watts", followed by the word "Accountancy" and "Corp" in a similar style.

May 7, 2014

FOOTHILL FIRE PROTECTION DISTRICT

Management's Discussion and Analysis

June 30, 2013 and June 30, 2012

This discussion and analysis is intended to be a summarized analysis and interpretation of the Foothill Fire Protection District's financial activities for the years ended June 30, 2013 and June 30, 2012, based on currently known facts, decisions or conditions.

Financial Highlights

Highlights of the financial activity for the years ended June 30, 2013 and June 30, 2012 are shown for comparative purposes below:

| | <u>June 30, 2012</u> | <u>June 30, 2013</u> | <u>Increase (Decrease)</u> |
|--|----------------------|----------------------|--------------------------------|
| Revenues and Expenses | | | |
| Donations decreased by 32.3% | \$ 33,397 | \$ 22,603 | \$ (10,794) |
| Grant revenue decreased by 100.0% | 105,462 | ---- | (105,462) |
| Interest income increased by 58.4% | 4,784 | 7,575 | 2,791 |
| Total revenues decreased by 44.9% | 258,156 | 142,144 | (116,012) |
| Medical supplies exp increased by 233.5% | 1,629 | 5,434 | 3,805 |
| Repairs /maint-trucks increased by 1097.0% | 2,619 | 31,339 | 28,720 |
| Training/education increased by 250.4% | 2,184 | 7,652 | 5,468 |
| Total expenses increased by 6.6% | 175,579 | 187,238 | 11,659 |
| Assets | | | |
| Cash and investments decreased by 20.1% | 629,870 | 503,286 | (126,584) |
| Capital assets, net of accumulated depreciation decreased by 16.3% | 490,366 | 410,387 | 79,979 |
| Fund Balances | | | |
| General Fund balance decreased by 20.6% | 648,632 | 514,759 | (133,873) |
| Mitigation Fund balance increased by 25.9% | 3,266 | 4,114 | 848 |

Overview of the Financial Statements

This discussion and analysis is intended to serve as an introduction to the District's basic financial statements. The District's basic financial statements are comprised of the following components: 1) Independent Auditor's Report, 2) Management's Discussion and Analysis, 3) Statement of Net Assets, 4) Statement of Activities, 5) Balance Sheets, 6) Statements of Revenues, Expenditures and Changes in Fund Balances, and 6) Notes to the Financial Statements. This report also contains other supplementary information in addition to the basic financial statements.

Notes to the Financial Statements: The notes provide additional information that is essential to a full understanding of the data provided in the financial statements. The notes to the financial statements can be found on pages 11-17 of this report.

Supplemental Information: In addition to the basic financial statements and accompanying notes, this report also presents certain required supplementary information: 1) Schedule of Operating Expenses and 2) Statement of Revenue and Expenditures – Budget and Actual. These reports can be found on pages 18 through 20.

Budgetary Highlights

- ❖ Total revenues of the District exceeded the budgeted revenues by \$111,274 in the year ended June 30, 2012 and was under budget in the year ended June 30, 2013 by \$5,353.
- ❖ Service and supplies expenditures were lower than budgeted amounts by \$14,311 for the year ended June 30, 2012 and exceeded budgeted amounts by \$3,692 in the year ended June 30, 2013.

Capital Assets

The fixed assets, along with additions, deletions, and accumulated depreciation, are detailed in the Notes to the Financial Statements, Note 4. The District purchased thermal imaging units, a tank lift unit and other equipment in the year ended June 30, 2012. A computer and television were purchased in the year ended June 30, 2013.

Requests for Information

This financial report is designed to provide a general overview of the District's finances for all those with an interest. Questions concerning any of the information provided in this report or requests for additional financial information should be addressed to the Foothill Fire Protection District, Richard Cunningham, Fire Chief, P.O. Box 332, Brownsville, CA 95919.

FOOTHILL FIRE PROTECTION DISTRICT**Statements of Net Position**

June 30, 2013 and June 30, 2012

| | 2013 Governmental Activities | 2012 Governmental Activities |
|--|------------------------------------|------------------------------------|
| ASSETS | | |
| Cash and investments (Note 3) | \$ 503,286 | \$ 629,870 |
| Prepaid expense | 14,569 | 15,548 |
| Grant receivable | ---- | 5,462 |
| Deposits | 1,018 | 1,018 |
| Capital assets, net of accumulated depreciation (Note 4) | <u>410,388</u> | <u>490,366</u> |
| Total Assets | 929,261 | 1,142,264 |
| DEFERRED OUTFLOWS OF RESOURCES | <u>----</u> | <u>----</u> |
| Assets and Deferred Outflows of Resources | <u>\$ 929,261</u> | <u>\$ 1,142,264</u> |
| LIABILITIES | | |
| USDA loan | <u>\$ ----</u> | <u>\$ 169,760</u> |
| Total Liabilities | ---- | 169,760 |
| DEFERRED INFLOWS OF RESOURCES | ---- | ---- |
| NET POSITION | | |
| Invested in capital assets, net of related debt | 410,388 | 490,366 |
| Restricted | 4,114 | 3,266 |
| Unrestricted | <u>514,759</u> | <u>478,872</u> |
| Total Net Position | <u>929,261</u> | <u>972,504</u> |
| Liabilities, Deferred Inflows of Resources and Net Position | <u>\$ 929,261</u> | <u>\$ 1,142,264</u> |

See accompanying notes.

FOOTHILL FIRE PROTECTION DISTRICT
Statements of Activities
For the Years Ended June 30, 2013 and June 30, 2012

| | 2013 | 2012 |
|--|-------------------|-------------------|
| EXPENSES | | |
| Governmental Activities-Public Protection: | | |
| Service and supplies | \$ 103,041 | \$ 85,039 |
| Depreciation | <u>84,197</u> | <u>90,540</u> |
| Total Program Expenses | <u>187,238</u> | <u>175,579</u> |
| PROGRAM REVENUES | | |
| Charges for services | <u>----</u> | <u>3,849</u> |
| Net Program Expenses | 187,238 | 171,730 |
| GENERAL REVENUES | | |
| Benefit assessments | 110,659 | 109,914 |
| Donations | 22,603 | 33,647 |
| Mitigation fees | 806 | ---- |
| Use of money and property | 7,576 | 4,784 |
| Grant revenue | ---- | 105,462 |
| Miscellaneous revenue | <u>2,351</u> | <u>2,163</u> |
| Total General Revenues | 143,995 | 255,970 |
| Change in Net Position | (43,243) | 84,240 |
| Net Position, Beginning of Year | <u>972,504</u> | <u>888,264</u> |
| Net Position, End of Year | <u>\$ 929,261</u> | <u>\$ 972,504</u> |

See accompanying notes.

FOOTHILL FIRE PROTECTION DISTRICT**Balance Sheet-Governmental Funds****JUNE 30, 2013**

| | General Fund | Mitigation Fund | Total Governmental Funds |
|---|-------------------|--------------------|--------------------------------|
| ASSETS | | | |
| Cash and investments (Note 3) | \$ 499,172 | \$ 4,114 | \$ 503,286 |
| Prepaid expense | 14,569 | ---- | 14,569 |
| Deposits | <u>1,018</u> | <u>----</u> | <u>1,018</u> |
| Total Assets | 514,759 | 4,114 | 518,873 |
| Deferred outflows of resources | <u>----</u> | <u>----</u> | <u>----</u> |
| Assets and Deferred Outflows of Resources | <u>\$ 514,759</u> | <u>\$ 4,114</u> | <u>\$ 518,873</u> |

LIABILITIES, DEFERRED INFLOWS OF RESOURCES AND FUND BALANCES

| | | | |
|---|-------------------|-----------------|-------------------|
| Deferred Inflows of Resources | \$ ---- | \$ ---- | \$ ---- |
| Fund Balances | | | |
| Restricted: | | | |
| Mitigation fund | ---- | 4,114 | 4,114 |
| Unrestricted: | | | |
| Undesignated | <u>514,759</u> | <u>----</u> | <u>514,759</u> |
| Total Fund Balances | <u>514,759</u> | <u>4,114</u> | <u>518,873</u> |
| Liabilities, Deferred Inflows of Resources and Fund Balances | <u>\$ 514,759</u> | <u>\$ 4,114</u> | <u>\$ 518,873</u> |

Amounts reported for governmental activities in the statement of net assets are different because:

Capital assets used in the governmental activities are not financial resources and therefore are not reported in the governmental funds. In the statement of net assets, all assets are reported, including capital assets and accumulated depreciation.

| | |
|---|-------------------|
| Total fund balance, governmental fund | \$ 518,873 |
| Capital assets at historical cost | 1,376,943 |
| Accumulated depreciation | <u>(966,555)</u> |
| Total net position, governmental activities | <u>\$ 929,261</u> |

See accompanying notes.

FOOTHILL FIRE PROTECTION DISTRICT

Balance Sheet-Governmental Funds

June 30, 2012

| | General Fund | Mitigation Fund | Total Governmental Funds |
|---|-------------------|--------------------|--------------------------------|
| ASSETS | | | |
| Cash and investments (Note 3) | \$ 626,604 | \$ 3,266 | \$ 629,870 |
| Grant receivable | 5,462 | ----- | 5,462 |
| Prepaid expense | 15,548 | ----- | 15,548 |
| Deposits | <u>1,018</u> | <u>-----</u> | <u>1,018</u> |
| Total Assets | 648,632 | 3,266 | 651,898 |
| Deferred outflows of resources | <u>----</u> | <u>----</u> | <u>----</u> |
| Assets and Deferred Outflows of Resources | <u>\$ 648,632</u> | <u>\$ 3,266</u> | <u>\$ 651,898</u> |
| LIABILITIES, DEFERRED INFLOWS OF RESOURCES AND FUND BALANCES | | | |
| Deferred Inflows of Resources | \$ ---- | \$ ---- | \$ ---- |
| Fund Balances | | | |
| Restricted: | | | |
| Mitigation fund | ---- | 3,266 | 3,266 |
| Unrestricted: | | | |
| Undesignated | <u>648,632</u> | <u>-----</u> | <u>648,632</u> |
| Total Fund Balances | <u>648,632</u> | <u>3,266</u> | <u>\$ 651,898</u> |
| Liabilities, Deferred Inflows of Resources and Fund Balances | <u>\$ 648,632</u> | <u>\$ 3,266</u> | <u>\$ 651,898</u> |

Amounts reported for governmental activities in the statement of net assets are different because:

Capital assets used in governmental activities are not financial resources and therefore are not reported in the governmental funds. In the statement of net assets, all assets are reported, including capital assets and accumulated depreciation.

| | |
|---|-------------------|
| Total fund balance, government fund | \$ 651,898 |
| Capital assets at historical cost | 1,372,724 |
| Accumulated depreciation | (882,358) |
| Long-term debt, USDA loan | <u>(169,760)</u> |
| Total net position, governmental activities | <u>\$ 972,504</u> |

See accompanying notes.

FOOTHILL FIRE PROTECTION DISTRICT
Statement of Revenues, Expenditures and Changes in Fund Balances
GOVERNMENTAL FUNDS
For the Year Ended June 30, 2013

| | <u>General Fund</u> | <u>Mitigation Fund</u> | <u>Total Governmental Funds</u> |
|---|-------------------------|----------------------------|---|
| REVENUES | | | |
| Property taxes | \$ 110,659 | \$ ---- | \$ 110,659 |
| Donations | 22,603 | ---- | 22,603 |
| Charge for services | ---- | 806 | 806 |
| Use of money and property | 7,534 | 42 | 7,576 |
| Miscellaneous revenue | <u>2,351</u> | <u>----</u> | <u>2,351</u> |
| Total revenues | <u>143,147</u> | <u>848</u> | <u>143,995</u> |
| EXPENDITURES | | | |
| Current | | | |
| Services and supplies | 103,042 | ---- | 103,042 |
| Capital outlay | <u>4,218</u> | <u>----</u> | <u>4,218</u> |
| Total expenditures | <u>107,260</u> | <u>----</u> | <u>107,260</u> |
| Excess of revenues over (under) expenditures | 35,887 | 848 | 36,735 |
| OTHER FINANCING SOURCES | | | |
| Pay off loan | <u>(169,760)</u> | <u>----</u> | <u>(169,760)</u> |
| Net change in fund balances | (133,873) | 848 | (133,025) |
| Fund balances, July 1, 2012 | <u>648,632</u> | <u>3,266</u> | <u>651,898</u> |
| Fund Balances, June 30, 2013 | <u>\$ 514,759</u> | <u>\$ 4,114</u> | <u>\$ 518,873</u> |

See accompanying notes.

FOOTHILL FIRE PROTECTION DISTRICT
Statement of Revenues, Expenditures and Changes in Fund Balances
GOVERNMENTAL FUNDS
For The Year ended June 30, 2012

| | General Fund | Mitigation Fund | Total Governmental Funds |
|---|-------------------|--------------------|--------------------------------|
| REVENUES | | | |
| Benefit assessments | \$ 109,914 | \$ ----- | \$ 109,914 |
| Donations | 33,647 | ----- | 33,647 |
| Charge for services | 3,849 | ----- | 3,849 |
| Use of money and property | 4,739 | 45 | 4,784 |
| Grant revenue | 105,462 | ----- | 105,462 |
| Miscellaneous revenue | <u>2,163</u> | <u>-----</u> | <u>2,163</u> |
| Total revenues | <u>259,774</u> | <u>45</u> | <u>259,819</u> |
| EXPENDITURES | | | |
| Current | | | |
| Services and supplies | 85,039 | ----- | 85,039 |
| Capital outlay | <u>28,081</u> | <u>-----</u> | <u>28,081</u> |
| Total expenditures | <u>113,120</u> | <u>-----</u> | <u>113,120</u> |
| Excess of revenues over (under) expenditures | 146,654 | 45 | 146,699 |
| OTHER FINANCING SOURCES | | | |
| Loan proceeds, USDA | <u>169,760</u> | <u>-----</u> | <u>169,760</u> |
| Net change in fund balances | 316,414 | 45 | 316,459 |
| Fund balances, July 1, 2011 | <u>332,218</u> | <u>3,221</u> | <u>335,439</u> |
| Fund balances, June 30, 2012 | <u>\$ 648,632</u> | <u>\$ 3,266</u> | <u>\$ 651,898</u> |

See accompanying notes.

FOOTHILL FIRE PROTECTION DISTRICT

NOTES TO THE FINANCIAL STATEMENTS

JUNE 30, 2013 AND JUNE 30, 2012

NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

A. Reporting Entity

The Foothill Fire Protection District, the "District", was formed in July, 1986 under the California Health and Safety Code. The District is an autonomous special district of the State of California operating in Yuba County, and is governed by a five member Board of Directors. These financial statements encompass all fiscal activities conducted by the District.

B. Basis of Presentation

Government-wide Financial Statements

The Statement of net assets and statement of activities display information about the reporting government as a whole. They include all funds of the reporting entity except for fiduciary funds. The statements distinguish between governmental and business-type activities, if any. Governmental activities are financed through taxes, intergovernmental revenues and other nonexchange revenues. Business-type activities are financed in whole or in part by fees charged to external parties for goods or services. The District does not have business-type funds.

Fund Financial Statements

Fund financial statements of the reporting entity are organized into funds, each of which is considered to be separate accounting entities. Each fund is accounted for by providing a separate set of self-balancing accounts that constitute its assets, liabilities, fund equity, revenues and expenditures/expenses. Funds are organized into three major categories; government, proprietary, and fiduciary. An emphasis is placed on major funds within the governmental and proprietary categories. A fund is considered major if it is the primary operating fund of the District or meets the following criteria.

1. Total assets, liabilities, revenues or expenditures/expenses of that individual governmental or enterprise fund are at least 10 percent of the corresponding total for all funds of that category or type; and
2. Total assets, liabilities, revenues, or expenditures/expenses of the individual governmental fund or enterprise fund are at least 5 percent of the corresponding total for all governmental and enterprise funds combined.

FOOTHILL FIRE PROTECTION DISTRICT

NOTES TO THE FINANCIAL STATEMENTS

JUNE 30, 2013 AND JUNE 30, 2012

NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

C. Description of Funds and Account Groups

The accounts of the District are organized on the basis of funds, each of which is considered to be a separate set of self-balancing accounts which are comprised of each fund's assets, liabilities, fund equity, revenues and expenditures. Government resources are allocated to and for individual funds based upon the purpose for which they are to be spent and the means by which spending activities are controlled. The various funds are grouped, in the financial statements in this report, into the following fund types:

GOVERNMENT FUNDS

General Fund: The General Fund is the general operating fund of the District. It is used to account for all financial resources except those required to be accounted for in another fund.

Mitigation Fund- The Mitigation Fund is a secondary operating fund that receives fire mitigation fees.

D. Measurement Focus and Basis of Accounting

Measurement focus is a term used to describe "Which" transactions are recorded within the various financial statements. Basis of accounting refers to "When" revenues and expenditures of expenses are recognized in the accounts and reported in the financial statement regardless of the measurement focus applied.

Measurement Focus

On the government-wide Statement of Net Position and the Statement of Activities, governmental activities are presented using the "economic resources" focus as defined in item 2 below.

In the fund financial statements, the "current financial resources" measurement focus or the "economic resources" measurement focus is used as appropriate:

1. The "current financial resources" measurement focus is used when accounting for all governmental funds. With this measurement focus, only current assets and current liabilities generally are included on their balance sheets. Their operating statements present sources and uses of available spendable financial resources at the end of the period.

FOOTHILL FIRES PROTECTION DISTRICT

NOTES TO THE FINANCIAL STATEMENTS

JUNE 30, 2013 AND JUNE 30, 2012

NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

D. Measurement Focus and Basis of Accounting (continued)

2. The accounting objectives of the “economic resources” measurement focus are the determination of operating income, changes in net assets (or cost recovery), financial position, and cash flows. All assets and liabilities (whether current or noncurrent) associated with the operation of these funds are reported.

Basis of Accounting

In the government-wide Statement of Net Assets and Statement of Activities, governmental accounting activities are presented using the accrual basis of accounting. Revenues are recognized when earned and expenses are recorded when the liability is incurred or economic asset is used. Revenues, expenses, gains, losses, assets and liabilities resulting from exchange transactions are recognized when the exchange takes place.

In the fund financial statements, governmental funds are presented on the modified accrual basis of accounting. Revenues are recognized in the accounting period in which they become available and measureable. Measureable mean knowing or being able to reasonably estimate the amount. Available means collectible within the current period of soon enough thereafter to pay current liabilities. The District defines “available” to mean collectible within 60 days after the year end. Expenditures (including capital outlay) are recorded when the related fund liability is incurred.

E. Budgets and Budgetary Accounting

The District operates under the general laws of the State of California and annually adopts a budget to be effective July 1 for the ensuing fiscal year.

Formal budgetary integration is employed as a management control device during the year for the general fund.

Unused appropriations for the above annually budgeted fund lapse at the end of the year. Budgeted amounts are the original authorized amounts. There were no revisions during the year. Actual revenues and expenditures can be compared with related budgeted amounts without any significant reconciling items for the general fund.

FOOTHILL FIRE PROTECTION DISTRICT

NOTES TO THE FINANCIAL STATEMENTS

JUNE 30, 2013 AND JUNE 30, 2012

NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

F. Use of Estimates

The preparation of the general purpose financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosures of contingent assets and liabilities at the date of the general purpose financial statements and the reported amount of revenue and expenditures or expenses during the reporting period. Actual results could differ from those estimates.

NOTE 2: PROPERTY TAXES

Property assessments are attached as an enforceable lien on real property as of January 1. Assessments are levied on July 1 and are payable in two installments on November 1 and February 1. The County of Yuba bills and collects the assessments and subsequently remits the allocated amount due to the District through the County Auditor-Controller's office in installments during the year.

The County of Yuba has elected into the Teeter Plan for property tax distributions. Therefore, the District receives 100 percent of the secured property tax levies to which it is entitled, whether or not collected. Unsecured delinquent taxes are considered fully collectible and no allowance for uncollectible taxes is provided.

Property taxes are accrued as receivable in the period when they are levied. Property tax revenues are recognized when they become available. "Available" means due, or past due, and receivable within the current period and collected or expected to be collected soon enough thereafter to be used to pay liabilities for the current period. This period was 60 days from the end of the fiscal year.

FOOTHILL FIRE PROTECTION DISTRICT

NOTES TO THE FINANCIAL STATEMENTS

JUNE 30, 2013 AND JUNE 30, 2012

NOTE 3: CASH AND INVESTMENTS

Cash and investments of the District for the years ended June 30, 2013 and June 30, 2012 are summarized below:

| | <u>June 30, 2013</u> | <u>June 30, 2012</u> |
|---|----------------------|----------------------|
| Investments in Yuba County Treasury - General Fund | \$ 498,172 | \$ 625,603 |
| Investments in Yuba County Treasury - Mitigation Fund | 4,114 | 3,267 |
| Gold Country Bank - checking account | <u>1,000</u> | <u>1,000</u> |
| Total cash and investments | <u>\$ 503,286</u> | <u>\$ 629,870</u> |

Investments: The District maintains most of its cash and investments with the Yuba County Treasurer in an investment pool. On a quarterly basis the Treasurer allocates interest to participants based upon their average daily balances. Required disclosure information regarding categorization of investments can be found in the County's financial statements, which were audited by other auditors. These investments are not categorized since these funds and pools contain a diversified portfolio of securities within each category as defined below.

Category 1 includes investments that are insured or registered or for which collateral is held by the District or its agent in the District's name.

Category 2 includes uninsured and unregistered investments for which the securities are held by the broker or dealer or its trust department in the District's name.

Category 3 includes unsecured and unregistered investments for which securities are held by the broker or dealer or by its trust department or agent but not in the District's name.

NOTE 4. CAPITAL ASSETS AND DEPRECIATION

Capital assets purchased or acquired are reported at historical cost or estimated historical cost. Additions, improvements and other capital outlays that significantly extend the useful life of an asset are capitalized. Other costs incurred for repairs and maintenance are expensed as incurred. Depreciation on all assets is provided on the straight-line basis over the following estimated useful lives:

| | |
|-----------------------------|-------------|
| Structures and improvements | 20-40 years |
| Equipment | 5-10 years |
| Infrastructures | 40 years |

FOOTHILL FIRE PROTECTION DISTRICT

NOTES TO THE FINANCIAL STATEMENTS

JUNE 30, 2013 AND JUNE 30, 2012

NOTE 4. CAPITAL ASSETS AND DEPRECIATION (Continued)

GASB Statement No. 34 requires the District to report and depreciate infrastructure assets. Infrastructure assets include roads, underground pipe, etc. The District had no infrastructure assets as of June 30, 2013 or June 30, 2012.

The following is a summary of changes in the capital assets of the District for the year ended June 30, 2012:

| | Balance July 1, 2011 | Additions | Retirements | Balance June 30, 2012 |
|----------------------------------|-------------------------|--------------------|-------------------|--------------------------|
| Government Activities | | | | |
| Office equipment | 4,545 | 1,737 | ---- | 6,282 |
| Trucks | 1,184,010 | ---- | (4,718) | 1,179,292 |
| Equipment | 98,550 | 31,062 | ---- | 129,612 |
| Improvements | <u>57,538</u> | <u>----</u> | <u>----</u> | <u>57,538</u> |
| Total depreciable capital assets | 1,344,643 | 32,799 | (4,718) | 1,372,724 |
| Less accumulated depreciation | <u>(791,818)</u> | <u>(90,540)</u> | <u>----</u> | <u>(882,358)</u> |
| Net Capital Assets | <u>\$ 552,825</u> | <u>\$ (57,741)</u> | <u>\$ (4,718)</u> | <u>\$ 490,366</u> |

Depreciation expense for the fiscal year ended June 30, 2012 was \$90,540 and is charged to the public protection function in the Statement of Activities. Retirements in the "Trucks" category of \$4,718 represents a refund received in the current year on the cost of the Pierce water tender.

The following is a summary of changes in the capital assets of the District for the year ended June 30, 2013.

| | Balance June 30, 2012 | Additions | Retirements | Balance June 30, 2013 |
|----------------------------------|--------------------------|--------------------|----------------|--------------------------|
| Governmental Activities | | | | |
| Office equipment | 6,282 | 4,218 | ---- | 10,500 |
| Trucks | 1,179,292 | ---- | ---- | 1,179,292 |
| Equipment | 129,612 | ---- | ---- | 129,612 |
| Improvements | <u>57,538</u> | <u>----</u> | <u>----</u> | <u>57,538</u> |
| Total depreciable capital assets | 1,372,724 | 4,218 | ---- | 1,376,942 |
| Less accumulated depreciation | <u>(882,358)</u> | <u>(84,197)</u> | <u>----</u> | <u>(966,555)</u> |
| Net Capital Assets | <u>\$ 490,366</u> | <u>\$ (79,979)</u> | <u>\$ ----</u> | <u>\$ 410,387</u> |

Depreciation expense for the fiscal year ended June 30, 2013 was \$84,197 and is charged to the public protection function in the Statement of Activities.

FOOTHILL FIRE PROTECTION DISTRICT
NOTES TO THE FINANCIAL STATEMENTS
JUNE 30, 2013 AND JUNE 30, 2012

NOTE 6. RISK MANAGEMENT

The District is exposed to various risks of loss related to torts, theft of, damage to, and destruction of assets; errors and omissions; injuries to employees; and natural disasters for which the District carries commercial insurance.

There is no claims liability to be reported based on the requirements of Government Accounting Standards Board Statement No. 10, which requires that a liability for claims be reported if information prior to the issuance of the financial statements indicates that it is probable that a liability has been incurred at the date of the financial statements and the amount of the loss can be reasonably estimated.

There have been no significant reductions in insurance coverage from prior years and there have been no settlements exceeding the insurance coverage for each of the past three years.

FOOTHILL FIRE PROTECTION DISTRICT**Schedules of Operating Expenses
For the years ended June 30, 2013 and 2012**

| | <u>2013</u> | <u>2012</u> |
|----------------------------------|-------------------|-------------------|
| Gasoline and diesel | \$ 4,409 | \$ 5,920 |
| Repairs and maintenance - trucks | 31,339 | 2,619 |
| Tools and supplies | 2,394 | 16,719 |
| Personal safety gear | 5,089 | 9,297 |
| Medical supplies | 5,434 | 1,629 |
| Radio supplies and repairs | 1,031 | 4,139 |
| Volunteer service program | 4,016 | 4,016 |
| Volunteer response reimbursement | 10,000 | 10,000 |
| Training and education | 7,652 | 2,184 |
| Dues and subscriptions | 110 | 160 |
| Liability insurance | 9,567 | 6,929 |
| Miscellaneous operating expense | 1,461 | 1,924 |
| Workers compensation insurance | 5,981 | 4,750 |
| Rent and utilities | 1,528 | 736 |
| Firehouse Maintenance | 6,142 | 5,314 |
| Postage and office | 337 | 665 |
| Professional services | 710 | 4,735 |
| Fees and miscellaneous tax | 426 | 577 |
| Strike team payment | ---- | 1,476 |
| JPA membership dues | 1,250 | 1,250 |
| Interest on loan | 4,165 | ---- |
| Depreciation | <u>84,197</u> | <u>90,540</u> |
| Total Expenses | <u>\$ 187,238</u> | <u>\$ 175,579</u> |

FOOTHILL FIRE PROTECTION DISTRICT
GENERAL FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN GENERAL
FUND BALANCE-BUDGET AND ACTUAL

For the Year Ended June 30, 2013

| | <u>Budgeted Amounts</u> | | <u>Actual</u> | <u>Variance Positive (Negative)</u> |
|---|-------------------------|-----------------|-------------------|---|
| | <u>Original</u> | <u>Final</u> | | |
| REVENUES | | | | |
| Property taxes | \$ 110,000 | \$ 110,000 | \$ 110,659 | \$ 659 |
| Charges for services | 5,000 | 5,000 | ---- | (5,000) |
| Donations | 21,000 | 21,000 | 22,603 | 1,603 |
| Interest earned | 5,000 | 5,000 | 7,534 | 2534 |
| Miscellaneous revenue | <u>7,500</u> | <u>7,500</u> | <u>2,351</u> | <u>(5,149)</u> |
| Total revenues | 148,500 | 148,500 | 143,147 | (5,353) |
| EXPENDITURES | | | | |
| Services and supplies | 99,350 | 99,350 | 103,042 | (3,692) |
| Capital outlay | <u>49,150</u> | <u>49,150</u> | <u>4,218</u> | <u>44,932</u> |
| Total expenditures | <u>148,500</u> | <u>148,500</u> | <u>107,260</u> | <u>41,240</u> |
| Excess of revenues over (under) expenditures | <u>----</u> | <u>----</u> | 35,887 | <u>35,887</u> |
| Other Financing Sources (Uses) | | | | |
| Loan pay off | | | (169,760) | |
| Fund balances, July 1, 2012 | | | <u>648,632</u> | |
| Fund balances, June 30, 2013 | | | <u>\$ 514,759</u> | |

FOOTHILL FIRE PROTECTION DISTRICT
GENERAL FUND
SCHEDULE OF REVENUES, EXPENDITURES AND CHANGES IN GENERAL
FUND BALANCE-BUDGET AND ACTUAL

For the Year Ended June 30, 2012

| | <u>Budgeted Amounts</u> | | <u>Actual</u> | <u>Variance Positive (Negative)</u> |
|---|-------------------------|----------------|-------------------|---|
| | <u>Original</u> | <u>Final</u> | | |
| REVENUES | | | | |
| Property taxes | \$ 110,000 | \$ 110,000 | \$ 109,914 | \$ (86) |
| Charges for services | 5,000 | 5,000 | 3,849 | (1,151) |
| Donations | 21,000 | 21,000 | 33,647 | 12,647 |
| Grant revenue | ---- | ---- | 105,462 | 105,462 |
| Interest earned | 5,000 | 5,000 | 4,739 | (261) |
| Miscellaneous revenue | <u>7,500</u> | <u>7,500</u> | <u>2,163</u> | <u>(5,337)</u> |
| Total revenues | 148,500 | 148,500 | 259,774 | 111,274 |
| EXPENDITURES | | | | |
| Services and supplies | 99,350 | 99,350 | 85,039 | 14,311 |
| Improvement fund | <u>49,150</u> | <u>49,150</u> | <u>28,081</u> | <u>21,069</u> |
| Total expenditures | <u>148,500</u> | <u>148,500</u> | <u>113,120</u> | <u>35,380</u> |
| Excess of revenues over (under) expenditures | <u>----</u> | <u>----</u> | 146,654 | <u>146,654</u> |
| Other Financing Sources (Uses) | | | | |
| Loan proceeds | | | 169,760 | |
| Fund balances, July 1, 2011 | | | <u>332,218</u> | |
| Fund balances, June 30, 2012 | | | <u>\$ 648,632</u> | |

REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE
AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED
IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

To the Board of Directors
Foothill Fire Protection District
Brownsville, California

We have audited the financial statements of the Foothill Fire Protection District (an autonomous special district of the state of California) as of and for the years ended June 30, 2013 and June 30, 2012 and have issued our report thereon dated May 7, 2014. We conducted our audit in accordance with generally accepted auditing standards and the standards applicable to financial audits contained in Government Auditing Standards, issued by the Comptroller of the United States.

Internal Control over Financial Reporting

In planning and performing our audit, we considered Foothill Fire Protection District's internal control over financial reporting in order to determine our auditing procedures for the purpose of expressing our opinion on the financial statements and not to provide an opinion on the internal control over financial reporting. Our consideration of the internal control over financial reporting would not necessarily disclose all matters in the internal control that might be material weakness. A material weakness is a reportable condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low-level risk that misstatements caused by error or fraud in amounts that would be material in relation to the financial statements being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. We noted no matters involving the internal control over financial reporting and its operation that we consider to be material weaknesses.

Compliance

As part of obtaining reasonable assurance about whether Foothill Fire Protection District's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and, accordingly, we do not express such an opinion. The results of our tests did not disclose instances of noncompliance or other matters that are required to be reported under Government Auditing Standards.

This report is intended solely for the information and use of the Board of Trustees, management and various funding sources. However, this report is a matter of public record and its distribution is not limited.

A handwritten signature in cursive script that reads "D.R. Watts".

Yuba City, California

May 7, 2014

D.R. Watts Accountancy Corporation

1018 Live Oak Boulevard, Suite G

Yuba City, CA 95991

Phone (530) 755-6402 / drwattscpa@aol.com

May 7, 2014

To the Board of Directors
Foothill Fire Protection District

We have audited the financial statements of the governmental activities, the business-type activities, the aggregate discretely presented component units, each major fund, and the aggregate remaining fund information of the Foothill Fire Protection District for the years ended June 30, 2013 and June 30, 2012, and have issued our report thereon dated May 7, 2014. Professional standards require that we provide you with information about our responsibilities under generally accepted auditing standards, as well as certain information related to the planned scope and timing of our audit. We have communicated such information in our letter to you dated May 7, 2014. Professional standards also require that we communicate to you the following information related to our audit.

Significant Audit Findings

Qualitative Aspects of Accounting Practices

Management is responsible for the selection and use of appropriate accounting policies. The significant accounting policies used by Foothill Fire Protection District are described in Note 1 to the financial statements. No new accounting policies were adopted and the application of existing policies was not changed during the year. We noted no transactions entered into by the governmental unit during the year for which there is a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statements in the proper period.

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ significantly from those expected. We found no accounting estimates that we considered to be particularly sensitive.

The disclosures in the financial statements are neutral, consistent, and clear. Certain financial statement disclosures are particularly sensitive because of their significance to the financial statement users. We found no financial statement disclosures that were considered to be particularly sensitive because of their significance to the financial statement users.

Difficulties Encountered in Performing the Audit

We encountered no significant difficulties in dealing with management in performing and completing the audit.

Disagreements with Management

For purposes of this letter, professional standards define a disagreement with management as a financial accounting, reporting, or auditing matter, whether or not resolved to our satisfaction, that could be significant to the financial statements or the auditor's report. We are pleased to report that no such disagreements arose during the course of our audit.

Management Representations

We have requested certain representations from management that are included in the management representation letter dated May 7, 2014.

Management Consultations with Other Independent Accountants

In some cases, management may decide to consult with other accountants about auditing and accounting matters, similar to obtaining a "second opinion" on certain situations. If a consultation involves application of an accounting principle to the governmental unit's financial statements or a determination of the type of auditor's opinion that may be expressed on those statements, our professional standards require the consulting accountant to check with us to determine that the consultant has all the relevant facts. To our knowledge, there were no such consultations with other accountants.

Other Audit Findings or Issues

We generally discuss a variety of matters, including the application of accounting principles and auditing standards, with management each year prior to retention as the governmental unit's auditors. However, these discussions occurred in the normal course of our professional relationship and our responses were not a condition of our retention.

Other Matters

With respect to the supplementary information accompanying the financial statements, we made certain inquiries of management and evaluated the form, content, and methods of preparing the information to determine that the information complies with accounting principles generally accepted in the United States of America, the method of preparing it has not changed from the prior period, and the information is appropriate and complete in relation to our audit of the financial statements. We compared and reconciled the supplementary information to the underlying accounting records used to prepare the financial statements or to the financial statements themselves.

This information is intended for solely for the use of the Board of Directors and management of Foothill Fire Protection District and is not intended to be and should not be used by anyone other than these specified parties.

Sincerely,



D.R. Watts Accountancy Corporation

Commissioners
Michael Sutton, President
 Monterey
Jack Baylis, Vice President
 Los Angeles
Jim Kellogg, Member
 Discovery Bay
Richard Rogers, Member
 Santa Barbara
Jacque Hostler-Carmesin, Member
 McKinleyville

STATE OF CALIFORNIA
 Edmund G. Brown Jr., Governor

Fish and Game Commission



Sonke Mastrup, Executive Director
 1416 Ninth Street, Room 1320
 Sacramento, CA 95814
 (916) 653-4899
 (916) 653-5040 Fax
www.fgc.ca.gov

June 6, 2014

TO ALL AFFECTED AND INTERESTED PARTIES:

Pursuant to the requirements of Government Code section 11346.1(a)(1), the Fish and Game Commission (Commission) is providing notice of proposed emergency regulatory action relating to Pacific halibut sport fishing. The objective of this regulation is to close the Pacific halibut sport fishing season during the month of August in conformance with federal regulations.

The Commission adopted this emergency regulation at its June 4, 2014 meeting. It is anticipated that the emergency regulation will be filed with the Office of Administrative Law (OAL) on or about June 17, 2014.

Government Code section 11346.1(a)(2) requires that, at least five working days prior to submission of the proposed emergency action to the Office of Administrative Law, the adopting agency provide a notice of the proposed emergency action to every person who has filed a request for notice of regulatory action with the agency. After submission of the proposed emergency to the Office of Administrative Law, the Office of Administrative Law shall allow interested persons five calendar days to submit comments on the proposed emergency regulations as set forth in Government Code section 11349.6.

In order to be considered, public comments on proposed emergency regulations must be submitted in writing to the Office of Administrative Law (OAL), 300 Capitol Mall, Room 1250, Sacramento, CA 95814 or via email to staff@oal.ca.gov; AND to the Fish and Game Commission, 1416 Ninth Street, Room 1320, Sacramento, CA 95814, or via e-mail to fgc@fgc.ca.gov. Comments must identify the emergency topic and may address the finding of emergency, the standards set forth in sections 11346.1 and 11349.1 of the Government Code and Section 240 of the Fish and Game Code. Comments must be received within five calendar days of filing of the emergency regulations. Please refer to OAL's website (www.oal.ca.gov) to determine the date on which the regulations are filed with OAL.

Sincerely,

Sherrie Fonbuena
 Associate Governmental Program Analyst

Attachments

Regulatory Language

Section 28.20, Title 14, CCR, is amended to read:

§ 28.20. Halibut, Pacific.

(a) Season: Pacific halibut may be taken only from May 1 through July 31 and from September 1 through October 31.

(b) Limit: One.

(c) Minimum size: None.

Note: Authority cited: Sections 200, 202, 205, ~~210, 219 and 220~~, 219, 220, 240 and 316, Fish and Game Code. Reference: Sections ~~200-202~~200, 201, 202, 203.1, 205-210~~205, 207, 210, 215 and 217.5-222~~, 219, 220 and 316, Fish and Game Code.

CALIFORNIA FISH AND GAME COMMISSION
STATEMENT OF PROPOSED EMERGENCY REGULATORY ACTION

Emergency Action to
Amend Section 28.20
Title 14, California Code of Regulations
Re: Pacific halibut

I. Statement of Facts Constituting the Need for Emergency Regulatory Action

Pacific halibut along the United States west coast are jointly managed through authorities of the International Pacific Halibut Commission (IPHC), Pacific Fishery Management Council (Council), and the National Marine Fisheries Service (NMFS), in conjunction with west coast state agencies. The Council coordinates west coast management of all recreational and commercial Pacific halibut fisheries in U.S. waters through the Pacific Halibut Catch Sharing Plan (CSP), which constitutes a framework for recommending annual management measures. NMFS is then responsible for specifying the final management measures in federal regulation (Title 50 CFR Subpart E of Part 300 and the Federal Register). These federal regulations are applicable in the Federal Exclusive Economic Zone (three to 200 miles offshore) off Washington, Oregon and California.

Pursuant to the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S. Code §1801 *et seq.*), the federal government exercises exclusive jurisdiction over fishery resources from 3 to 200 miles offshore. However, because some of these fish stocks also live in state waters, it is important that federal and state fishery management actions be consistent. Section 1856 of the Magnuson-Stevens Act requires states to conform their laws to the federal regime to maintain their jurisdiction over Pacific halibut (*Hippoglossus stenolepis*), which occur in both federal and state waters. Failure to undertake conforming actions can result in the federal government formally preempting state control of the fishery in state waters (16 U.S. Code §1856(b); Title 50 Code of Federal Regulations (CFR), Part 600, Subpart G).

Under California law [Sections 200, 202, and 316 of the Fish and Game Code (FGC)], the California Fish and Game Commission (Commission) has authority to establish regulations for sport fishing in State waters (zero to three miles from shore) and to prohibit the taking or possessing of Pacific halibut in the same manner as prohibited through federal law, or by rules or regulations adopted by the IPHC. For species managed under federal fishery management plans or regulations (e.g., salmon, groundfish, coastal pelagic and highly migratory species, and Pacific halibut), the Commission has usually taken concurrent action, pursuant to the California Administrative Procedure Act, to conform State recreational regulations to federal regulations which have been adopted through an open and deliberative federal rulemaking process, including a detailed review of economic impacts. This is done in recognition of federal jurisdiction and to ensure consistency and ease of use for constituents who are subject to both State and federal laws while fishing, or possessing sport fish.

Recent Council Action Re: Pacific Halibut Fishing Off California

At its November 2013 meeting, the Council recommended changes to the 2014 recreational Pacific halibut regulations off California in order to keep catches within federal harvest limits. The recommendations included shortening the open season off California by closing the month of August, in response to substantially increased catches of Pacific halibut off California's north coast in past recent years, while Pacific halibut abundance is slightly declining across its range. The closure of August was determined to be the best available measure to manage the fishery in a manner more consistent with the allocation framework and to prevent exceeding the overall allocation. The Council's recommendations were implemented by NMFS in federal regulations that took effect on April 1, 2014.

In response to the Council's November 2013 recommendation, the Commission initially pursued a standard rulemaking under the authority of Section 205.1, FGC, to adopt a process to auto-conform State Pacific halibut sport fishing regulations to federal regulations (OAL notice #Z2014-0308-15). However, it became apparent during the rulemaking process that 1) the proposed regulation did not provide for the printing of the new season date in Title 14, and 2) the authority provided in Section 205.1, FGC, was insufficient to promulgate regulatory changes to the season date without pursuing a separate rulemaking.

These facts came to the attention of the Commission staff too late to begin a three-meeting rulemaking process in time to achieve an August closure.

The proposed amendments of Title 14, California Code of Regulations (CCR), described in this Emergency Statement must be effective in time to conform to these federal regulations, since Title 14, CCR, regulations currently allow fishing in the month of August. If Commission action, or the effective date of the regulation changes proposed in this package is delayed, there will be inconsistency in season dates between the federal and State regulations. Conflict between State and federal regulations will confuse recreational anglers, hamper the efforts of enforcement personnel, and could result in harvests that exceed the total allowable catch established in federal law for purposes of halibut conservation.

Present Regulations

Beginning in 2007, the recreational Pacific halibut season has been open from May 1 through October 31 each year. In general, most of the recreational fishery off California takes place between Memorial Day and Labor Day. Seasonally, the majority of the Pacific halibut catch (62 percent) occurs during July and August; a time when fishing opportunities for salmon and groundfish are also available.

Current State regulations (Section 28.20, Title 14, CCR) authorize recreational fishing for Pacific halibut in State ocean waters (zero to three miles offshore) from May 1 to October 31. The daily bag limit is one fish per angler and there is no minimum size limit.

Proposed Amendments

The proposed amendments to the regulations would modify subsection 28.20(a),

Title 14, CCR, to allow fishing from May 1 through July 31 and from September 1 through October 31; closing the month of August. These State regulations would be consistent with federal regulations, and are expected to achieve needed reductions in catch off the California coast to keep within harvest limits set for the west coast. Failure to effectively close the fishery during the month of August could result in exceeding federal west coast harvest limits, which could pose an immediate risk to the conservation and sustainability of this fishery resource.

II. Impact of Regulatory Action

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

- (a) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:
None.
- (b) Nondiscretionary Costs/Savings to Local Agencies:
None.
- (c) Programs Mandated on Local Agencies or School Districts:
None.
- (d) 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.

III. Authority and Reference

The Fish and Game Commission proposes this emergency action pursuant to the authority vested by sections 200, 202, 205, 219, 220, 240 and 316 of the Fish and Game Code and to implement, interpret, or make specific sections 200, 201, 202, 203.1, 205, 207, 210, 215, 219, 220, and 316 of said Code.

IV. Section 240 Finding

Pursuant to Section 240 of the Fish and Game Code, the Commission made the finding that the adoption of this regulation is necessary for the immediate conservation, preservation, or protection of birds, mammals, reptiles, or fish, including, but not limited to, any nests or eggs thereof.

Informative Digest (Plain English Overview)

The Pacific Fishery Management Council (Council) coordinates west coast management of recreational and commercial Pacific halibut (*Hippoglossus stenolepis*) fisheries in the federal fishery management zone (three to 200 miles offshore) off Washington, Oregon and California and recommends management measures that National Marine Fisheries Service (NMFS) then specifies in federal regulation.

Under California law (Sections 200, 202, and 316 of the Fish and Game Code), the California Fish and Game Commission (Commission) has authority to establish regulations for sport fishing in State waters (zero to three miles from shore) and to prohibit the taking or possessing of Pacific halibut in the same manner as prohibited through federal law, or by rules or regulations adopted by the International Pacific Halibut Commission.

Current State regulations (Section 28.20, Title 14) authorize recreational fishing for Pacific halibut in California waters from May 1 to October 31. The daily bag limit is one fish per angler and there is no minimum size limit.

At its November 2013 meeting, the Council recommended changes to the 2014 recreational Pacific halibut regulations off California. The recommendations included shortening the open season by closing the month of August. The closure of August was determined to be the best available measure to manage the fishery in a manner more consistent with the allocation framework and to prevent exceeding the overall allocation.

The NMFS adopted the Council's recommendation and the changes to the federal regulations took effect on April 1, 2014.

Due to the recent Council action to close the month of August to Pacific halibut fishing off California, the Department of Fish and Wildlife (Department) believes that it is prudent to take emergency action to quickly adhere to the federal action for the immediate conservation of California's Pacific halibut populations. The proposed emergency regulations are necessary to achieve conformance with the federal regulations in time achieve the August closure.

Proposed Amendments

The proposed amendments to the regulations would modify subsection 28.20(a) to allow fishing from May 1 through July 31 and September 1 through October 1. The modified language would be consistent with federal regulations, pursuant to the Pacific Halibut Catch Sharing Plan adopted by the Council, for Pacific halibut regulations applicable in California State waters.

Benefits: The proposed regulation will provide benefits to the environment in the conservation and preservation of wild Pacific halibut populations.

The proposed regulations are neither inconsistent nor incompatible with existing State regulations. The Legislature has delegated authority to the Commission to promulgate Pacific halibut sport fishing regulations (sections 200, 202, 205, and 316, Fish and Game Code).

RECEIVED

JUN 11 2014

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***SUTTER-YUBA
MENTAL HEALTH ADVISORY BOARD***

Clerk/Board of Supervisors

***1965 Live Oak Blvd.
Yuba City, CA 95991
(530) 822-7200***

DATE: May 27, 2014

TO: Sutter County Board of Supervisors
Yuba County Board of Supervisors

FROM: Dennis "Mike" Ayres, MHAB Secretary
Tamaira Ramsey, Board Member

SUBJECT: Annual Report for Fiscal Year 2013-14

The purpose of this memorandum is to forward the Mental Health Advisory Board's Annual Year-End report to you. This report is based on program presentations offered during the year as well as on-site visits with Program Managers and other areas of interest.

Mental Health Advisory Board – (MHAB)

The MHAB is an interactive group of members comprised of consumers, family members and individuals from our bi-county community who are interested in promoting effective Mental Health programs and services. Currently, the MHAB meets on the first (1st) Thursday of each month (except August and December).

Personnel changes during the year include the appointment of Chienyen Yang; re-appointment of Hannah Hogan and Tamaira Ramsey; and the resignation of Dianna Montes-Walker. Additionally, Chair Alma Amaya and Member Chienyen Yang were removed from the Board due to excessive unexcused absences. There are presently four vacancies on the Board; a Consumer designation, At-Large designation and a Family Member designation from Yuba County; and a Family Member designation from Sutter County. An application has been submitted and is pending review/appointment by the Sutter County Board of Supervisors to fill the Sutter County position.

The MHAB and the Substance Abuse Advisory Board (SAAB) have voted to merge into a single combined board in order to more effectively review and evaluate the community's mental health and substance abuse needs, services, facilities and special problems. The proposed title of the new board would be the Sutter –Yuba Behavioral Health Advisory Board. If approved the newly combined Behavioral Health Advisory Board will re-appoint

board members and elect new officers in order to ensure a smooth transition. This proposed change will be presented to the Boards of Supervisors of both counties for approval.

Administration

The main challenges facing Sutter-Yuba Mental Health Services (SYMHS) over the past year included personnel turnover including some upper management positions; recruitment efforts to fill vacant psychiatrist positions and use of locum tenen psychiatrists to fill these vacancies on a temporary basis; and ongoing implementation of the Cerner-Anasazi Electronic Health Record. Funding for Mental Health programs continues to be dynamic and SYMHS continues its efforts to make the most efficient and effective use possible of its resources.

The vacant position of Compliance Officer was filled by Rick Bingham, LMFT. The position of Substance Use Disorder Services Program Manager vacated by Nancy Lee in November 2012 was filled in February 2014 by Kelly Scott, LAADC, CADII, CCJP. Tony Hobson, Ph.D., was hired as the Assistant Director of Human Services/Mental Health Director and Drug and Alcohol Program Administrator in March, 2014 and Maura Quinn-Briseno filled the Psychiatric Health Facility Program Manager position vacated by Doug Bond.

Mental Health Services Act (MHSA)

The Mental Health Services Act (MHSA), also known as Proposition 63, was passed by California voters in 2004. The intent of the MHSA is to transform existing mental health systems. There are five Components of the Plan, namely: Community Services & Supports (CSS); Prevention and Early Intervention (PEI); Workforce and Education and Training (WET); Capital Facilities and Technical Needs (CFTN) and Innovation (INN).

✓ MHSA – CSS and PEI Components

CSS programs provide direct services to clients. These programs include Wellness and Recovery; Adult Urgent Services; Youth, Transition Age Youth, Adult, and Older Adult Full Service Partnerships, Ethnic Outreach, Children's System of Care, etc. During the year that ended April 30, 2014, these programs served 1,962 clients.

Since the Community Prevention program was approved in 2009, over 15,000 people in the local community have received training and education in early intervention and prevention skills.

✓ MHSA – Workforce Education and Training Component

A public hearing was held in June 2014 to review updates to the WET Plan Component. Updated WET Plan components include: Workforce Development and Evidence-Based Practices Trainings; Cultural Competence Trainings; an Intern Supervision Program; a Youth Workforce and Career Plan; and Adult Education/Employment Support Plan; and a Tuition Reimbursement Program.

✓ MHSA Capital Facilities and Technology Component:

Planning for development of a Wellness and Recovery Center (WeRC) in the “White House” is expected to resume after Kings View relocates at the end of the Fiscal Year. This project was delayed because project costs came in well above planning estimates. Some work has been completed on this project and the space was needed during initial implementation of SYMHS’ Electronic Health Record system.

Implementation of and training on the Electronic Health Record (EHR) system continues to be an on-going project. The Managed Care Organization unit is fully operational and the doctors have been trained on the Doctors Homepage and E-Prescribing; however, E-Prescribing itself will be fully implemented at a later date. Document Imaging has been implemented in the Business Office and should be implemented in Medical Records by the end of the summer.

✓ MHSA Innovation Plan (IP) Component

A public hearing was held in September 2012 to consider and approve SYMHS’ MHSA Innovation Component. Subsequently, the State recommended a number of conceptual changes to the Plan. The State recommended changes were incorporated into the revised Innovation plan and supported by the MHB in September 2013. The adopted plan includes: Sutter County and Yuba County Collaborative AB109 Project; Hmong Spiritual Healing Project; and Post- Transition Age Youth (TAY) Wellness Program. Implementation is proceeding as planned.

In October, 2013, SYMHS underwent a triennial audit by the Department of Health Care Services (DHCS) using the new DHCS protocol and received an outstanding performance review.

On March 13, 2014 the EQRO (External Quality Review Organization) performed their annual site-review. SYMHS ranked satisfactorily in all areas.

Budget

At mid-year, expenses were running below budget projections in both the core Mental Health Budget (4-102) and the Mental Health Services Act Budget 4-104). The core budget represents 71.4% and the MHSA budget represents 28.6% of the total FY 2013/2014 SYMHS budget.

Beginning in FY 2011/2012, the methodology by which MHSA funds are disbursed to counties was changed so that these revenues are received more timely. This change has resulted in more volatility, but is an overall significant improvement. Work continues on development of plans to fully expend allocated MHSA Innovation funding.

The full impact of the Affordable Care Act and the associated Medi-Cal expansion on SYMHS is not yet known and is being closely monitored.

Program Goals:

SYMHS Program goals were established at the July 2013 meeting. At present, nearly all program goals are either complete or on track for completion. A copy of the FY 2013-14 Program Goals including the status of each goal is attached for your information.

DA/TR/sh

Attachment

***SY Mental Health Departmental (Program) Goals
Identified for FY 2013-14***

Administration – Tony Hobson, Ph.D., Mental Health Director

Previous Mental Health Director, Brad Luz, Ph.D., resigned in September, 2013 and new Mental Health Director, Tony Hobson, Ph.D., was hired in March, 2014.

1. Continue ongoing implementation of Anasazi Electronic Health Record (EHR) software system to include:
 - a. Continue training of staff in use of EHR system.
We have trained all of our staff on the use of the EHR. During the past year, 108 staff received additional training.
 - b. Make best use of opportunities to improve business and clinical process as implementation of EHR continues
Access to more complete data as a result of EHR implementation has resulted in improved cost reporting.
 - c. Continue efforts to interface EHR system with contract providers.
All of Victor's staff has been trained with the exception of their psychiatrist.
2. Continue implementation of MHSA programs with emphasis on:
 - a. Fiscal management of Mental Health and MHSA budget units to assure optimal use of resources.
SYMHS recently submitted our budget for FY 13/14. What remains is the revenue for future Innovation through MHSA. Efforts are underway to develop additional Innovative program(s) to expend MHSA dollars allocated for this purpose.
 - b. Continue plan development for Capital Facilities, Housing and Innovation components of funding with the County Administrator's Office and Public Works.
Kings View Corporation is actively seeking office space in Yuba City. When they locate suitable space and move out of the White House, planning to implement the vision of the Capital Facilities plan to convert the White House to a Wellness and Recovery Drop-in center with "smart classrooms" suitable for providing new training opportunities for Mental Health clients will resume. Locating Kings View in the White House has significantly facilitated SYMHS' transition to the EHR.

SYMHS is actively working with the Regional Housing Authority of Sutter and Nevada Counties to find opportunities for additional supported housing for SYMHS clients in Sutter and Yuba Counties.

An Innovation plan has been submitted to and approved by the Mental Health Services Oversight and Accountability Commission and implementation is in progress. Additional opportunities for Innovation-funded projects are being considered for inclusion in the next plan amendment currently in work.
 - c. Submit final plan for Innovation Program (INN) component of MHSA and implement program.
See above.
 - d. Continue implementation of Workforce Education and Training (WET) Programs with WET Coordinator.

The WET coordinator's contract has been restructured and a revised WET Plan is under development. Recipients of WET-funded scholarships have been selected and scholarship funds are being paid out on an ongoing basis.

3. Work with Regional Housing Authority of Sutter and Nevada Counties to develop a 3rd supported housing project for Mental Health clients using the remaining MHSA funding.

See above.

4. Continue to monitor and adapt to changes that result from the implementation of the Affordable Care Act and state Health Care Reform legislation in order to:

- a. Orient board members (MHAB and SAAB), department staff and community partners to potential impacts on and resulting changes in service delivery.

We have not fully realized what the impact of ACA will have on SYMHS.

- b. Position SYMHS to be in timely compliance with necessary changes as 2014 implementation deadlines approach.

We have begun the process of developing MOU's with managed care providers.

Steve Marshall, MPA, Deputy Mental Health Director of Admin Services

1. Closely monitor information related to implementation of the Affordable Care Act in California and work with staff to develop appropriate adjustments to the Mental Health budget when sufficient information becomes available.
Information regarding ACA impact continues to be insufficient for most decision-making.
2. Improve timeliness of submission of annual financial reports including Cost Reports and MHSA Revenue and Expenditure Reports.
Implementation of the EHR is providing more complete information that is improving SYMHS' ability to complete these complex reporting obligations timely.
3. Improve timeliness of contract renewal process and maintain consistency in updating contract log.
There has been improvement in this area, but more remains to be done.
4. Closely monitor payments from the State of California and manage cash flow for both budget units.
Changes in Realignment and MHSA funding mechanisms have significantly improved the state's timeliness for payments. Improved cash flow has allowed SYMHS to pay down a portion of its cash flow loan during this period.
5. Improve timeliness and tracking of contract renewals and approvals.
See above.
6. Update Human Services Department HIPAA Privacy policies and procedures, forms, etc., to comply with the *HIPAA Omnibus Final Rule*.
This work is in progress. A new *Client Privacy Rights* policy has been drafted and a policy on *Use and Disclosure of Protected Health Information* is under development.

Laura Ruble, LCSW, Deputy Mental Health Director of Clinical Services

1. Evaluate the current Compliance Program and Workplan and update as necessary.
The Compliance Program and Work plan is still a priority. With multiple losses of staff this past year, a little work has been completed, but the larger project will remain in effect for this coming year.
2. Continue oversight of the electronic health record implementation with specific focus on the Doctors Homepage, E-Prescribing, Managed Care Organization, PHF conversion, PES conversion, scanning module, and improved documentation standards.
The implementation of the electronic health record is ongoing. The Managed Care Organization unit is fully operational. The Dr.'s have been trained on the Doctors Homepage and E-Prescribing, yet this area is not fully implemented due to their concerns. The document scanning module is fully operational in the Business Office, and this should be completed in Medical Records by the end of summer. New trainings have occurred on treatment plan formatting guides, the new clinician's homepage and some of the basics. One of our organizational providers, Victor Community Support Services (VCCS), has fully implemented Anasazi and is working in our electronic health record. The PES conversion should occur this year and the PHF conversion will probably move into next fiscal year.
3. Katie A implementation planning with Sutter and Yuba County Social Services to define current structure and needs. Planning phase to remain until DHCS provides amendments to the current MHP contract.
Katie A. discussions have been ongoing with both Sutter and Yuba child welfare systems. Katie A. is now in our electronic health record. Staff has been trained and currently CSOC is delivering these services. We have successfully identified the subclass members and are working in identification of the general class members.
4. Oversight of the Program Managers goals to monitor their outcome measures.
The Program Managers have done a good job at progressing toward their goals.
5. Vision for the Affordable Health Reform and its impact on SYMHS service delivery.
This area is still in progress and being monitored. We are working towards a Memorandum of Understanding with the health care providers and organizations.
6. Ensure that full utilization of the Locus and CALOCUS outcome measurement tools are in every service delivery area.
Full implementation has occurred in many areas of youth and adult outpatient services and with our contractor VCCS. We will need to move to use the Locus and CALocus as instruments in the discharge criteria.

Business Office (Donna Thompson)

1. Revise and document business processes with the continued implementation of the Anasazi EHR system to maximize efficiencies.

The Business Office continues to revise and document processes as we continue the implementation of the Anasazi EHR. Many of the processes are continually revised to ensure efficient and accurate claims to private insurance, Medicare, and Medi-Cal. This documentation process is a continual and ongoing process.

2. Provide meaningful training to staff, including cross-training to ensure there is back-up available in all areas for assistance during periods of absence and increased workload. Business Office staff continues to be cross-trained in all areas of Business Office operations. Over the past year, each staff member has completed the Anasazi billing process for a period of three (3) consecutive months each. This process has helped to educate each staff member on how routine daily tasks impact the work of others and the claiming process; on how to effectively read the data system to ensure accounts are accurate; and on how to assist consumers in understanding their accounts and in resolving disputes. In addition, on a few occasions over the past year, unexpected absences of the staff assigned to billing did not delay the process. Because of the cross-training other staff stepped in and completed the process without delay.

Adult Outpatient Services (Linda Loos, Susan Redford, Mark Schlutsmeier, Emerita Banuelos, & Staff)

1. Increase and improve access to mental health services for Latino clients. Monitor, track, and analyze data obtained from Latino Open Access Clinic, including implementation of a barrier analysis specific to this population. Utilize data obtained to determine efficacy of current efforts, identify barriers and to inform the development of additional strategies needed to address this goal. *NOTE - This goal was retained from FY 2012-13.*

As part of our dedicated and continuing goal to increase and improve access to mental health services for Latino clients, the Ethnic Outreach Team Leader and the Adult Outpatient Program Manager initiated and developed a survey designed to elicit feedback regarding perceived barriers to accessing mental health services for Latino and/or Spanish-speaking community members and consumers during this past calendar year (2013). The survey was subsequently adopted by the Latino PIP committee and was distributed internally and in a variety of community-based venues. The information obtained via this survey was then utilized to develop a barrier analysis, informing strategic interventions of the PIP committee in addition to contributing to ongoing efforts in adult outpatient to address and mitigate barriers to access for the bilingual/LEP Latino and/or Spanish-speaking bi-county population we serve.

In Adult Outpatient Services, we continue to monitor, track, trend, and analyze data regarding utilization of weekly Latino Open Access Clinics. The Ethnic Outreach Team Leader routinely prepares and forwards to the Program Manager a monthly report regarding utilization, referrals, and dispositions out of Latino Open Access Clinics. Utilization of this service has been increasing over time.

We have continued our community networking efforts, and recently implemented (Feb—Apr '14) a series of outreach events in Live Oak, in collaboration with CHIP, a regional CBO and community partnership organization providing programming for affordable housing communities. The “*Platicas*” project is being facilitated by two multi-cultural/bilingual licensed LCSWs, one from adult and one from youth services.

We are pleased to report that as a result of feedback from the community, the results of the survey implemented early last year, annual EQRO audit recommendations, and ongoing data collection efforts, a new bilingual Spanish-speaking Intervention Counselor position was created to provide culturally-sensitive bilingual case management services for Latino and/or Spanish-speaking adults and youth. Interviews have been scheduled and we hope to have a candidate identified within the next month.

Our progress on this goal thus far can be summarized as follows:

- Implementation of Latino Open Access Clinics (LOAC) in Adult Outpatient Services
- Hiring of a part-time extra help bilingual/bicultural Mental Health Worker I to assist with LOAC and to provide interpreter services for mono-lingual or LEP Spanish-speakers needing assistance with psychiatry appointments
- Hiring of a part-time bicultural/bilingual Peer Mentor to provide navigation/transportation support for Latino and monolingual Spanish-speaking clients receiving Adult Outpatient Services
- Development and implementation of a survey for the purpose of conducting a barrier analysis per EQRO recommendation

- Implementation of the *Platicas* Project in Live Oak, in collaboration with CHIP (Community Housing Improvement Projects/Regional Housing Authority of Sutter, Nevada and Colusa Counties).
- Recruitment of a bilingual Spanish-speaking Intervention Counselor, to provide case management support for Latino youth and adults.

We propose retaining the primary goal of “*Increase and improve access to mental health services for Latino clients*” for the 2014—2015 fiscal year, as the adult outpatient team would like to continue to work toward improved access, mitigation of perceived barriers and the creation of a more “user friendly” and welcoming environment for Latino and Spanish-speaking clients.

2. Recruit, interview for, and hire a Supervising Intervention Counselor for the Adult/Older Adult Full Service Partnership.

Wanda Short, LPT was hired in December 2013 as the Supervising Intervention Counselor for HOPE FSP and CSS case management staff.

This goal has been achieved and may be retired.

3. The Vocational Training Program, under the auspices of the Wellness and Recovery Program, will work collaboratively with Mental Health America Yuba Sutter (MHAYS) to increase capacity to provide job training skills to mental health clients by focusing on the following tasks:

- Expand the number of host sites available for job training
- Expand the number of trainees placed in host sites
- Liaise and work with local employers to provide qualified trainees with increased opportunities for permanent employment

Over the past year, the Vocational Training Program (VTP) has expanded the number of host sites available for job training. In addition to previously held sites, trainees have been placed at Valley Truck and Tractor, West Coast Muscle, and The American Red Cross.

The number of trainees placed in host sites has fluctuated somewhat dramatically over the past 12 months. There have been as many as 12 and as few as 2 trainees placed in host sites at any given time. Currently, 7 trainees are working in placement sites, while 8 clients are participating in the pre-placement “Work Wednesday” skills group. The Employment Resource Specialist actively solicits referrals to this program from mental health providers.

The Employment Resource Specialist continues to work with existing sites to encourage consideration of VTP trainees for permanent employment. She is also working to develop new collaborations with businesses not currently participating in this program, in hope of creating additional opportunities for both trainees and permanent employment.

Major “Win” for the year: Several VTP trainees were hired and/or offered permanent employment positions at each of our larger sites during the past 12 months.

We propose retiring this goal, as written, and engaging in collaborative discussions regarding new strategies to create vocational training opportunities for mental health consumers.

CSOC and Youth Services (Jackie Stanfill and Sandra Turnbull)

CSOC Services

1. Determine steps to implement Katie A. procedures and requirements.
Katie A implementation has been delayed due to statewide issues with coding and billing procedures and the contract between Department of Healthcare Services and the Counties. However, we have begun to track who the kids are that this applies to and have piloted services such as Intensive Care Coordination with youth in group home placement. Youth who have been identified as Katie A have been given priority in getting into the CSOC program. Services through CSOC are very similar to Katie A services.
2. Train most staff in Wraparound process so these skills are pervasive in the CSOC workforce. They are applicable to Katie A and to all CSOC best practices.
Wraparound process, i.e. use of regular Child and Family Team meetings to coordinate care, is more pervasive than last year. The training was not completed because the Wraparound Supervisor has been out on medical leave for a substantial part of the year. She is due back 4/28/14.
3. Develop better understanding of statewide PEI projects and their applicability to our local area.
Statewide PEI projects have assisted us with advertising locally for the Know the Signs campaign for suicide prevention. This has been the primary use of statewide campaigns locally. Other statewide money – such as for Student Mental Health Initiative – is controlled by the Dept. of Education. We were able to put on an anti-stigma event in each county through a grant for stigma and discrimination reduction.

Youth Services

1. Hire and train a Mental Health Therapist III. Develop supervisory tree to include this position.

A new Mental Health Therapist III started in August 2013. She has learned the county Mental Health structure, and assumed a full caseload. She is supervising Associate Clinical Social Worker clinician in our Psychiatric Emergency Services Unit and a Bachelor of Social Work student. She is assuming supervisory responsibility for triage processes in Youth Services.

2. Develop programs of service appropriate for level of care across all three children's service delivery systems and ameliorate barriers to access services across systems. The referral process to our subcontractor was consolidated into the Youth Services triage process. We are now using a standardized tool, the Child and Adolescent Level of Care Utilization System to direct clients to the most appropriate level of care. Negotiations with subcontractor and subsequent transition of subcontractor to Anasazi and medical leaves by both Youth Services and CSOC Program Managers in the latter half of the year impacted meaningful planning about services across the systems.
3. Develop closer liaison with both Child Protective Services Units to ensure every child entering dependency is screened for mental health needs.

The department as a whole has identified the need for MOU's with both counties' Child Protective Services departments to ensure compliance with the goals of a new state mandate to provide services to eligible children who are in both systems. This is currently in process.

Quality Assurance Office

1. Successfully recruit, hire, and train a new Medical Clerk for Quality Assurance.
We were successful in hiring and training a full-time medical clerk, however she took a promotion shortly into the job and so a new medical clerk was trained in November.
2. Continue to oversee the implementation phases of our Electronic Health Record.
Currently, employees have received Navigator Training, Scheduler Training and Clinician Homepage Training as well as training on the Intake Tool. Pending implementation will focus on the Doctor's Homepage, which includes e-prescribing and integrating the Electronic Health Record into the Psychiatric Health Facility. This will involve updating several policies and procedures around the medical record usage and processes.
The implementation of the electronic health record is ongoing. The Managed Care Organization unit is fully operational. The Dr.'s have been trained on the Doctors Homepage and E-Prescribing, yet this area is not fully implemented due to their concerns. The document scanning module is fully operational in the Business Office, and this should be completed in Medical Records by the end of summer. New trainings have occurred on treatment plan formatting guides, the new clinician's homepage and some of the basics. One of our organizational providers, Victor Community Support Services (VCCS), has fully implemented Anasazi and is working in our electronic health record. The PES conversion should occur this year and the PHF conversion will probably move into next fiscal year.
3. Maintain Documentation Training Modules for all areas of Medi-Cal documentation requirements. Trainings occur on a monthly basis in a classroom-like setting.
Roundtable Documentation Training, Anasazi Training and New Employee Documentation Training are occurring. I hope to implement Continuing Education Credits for these trainings in the future.

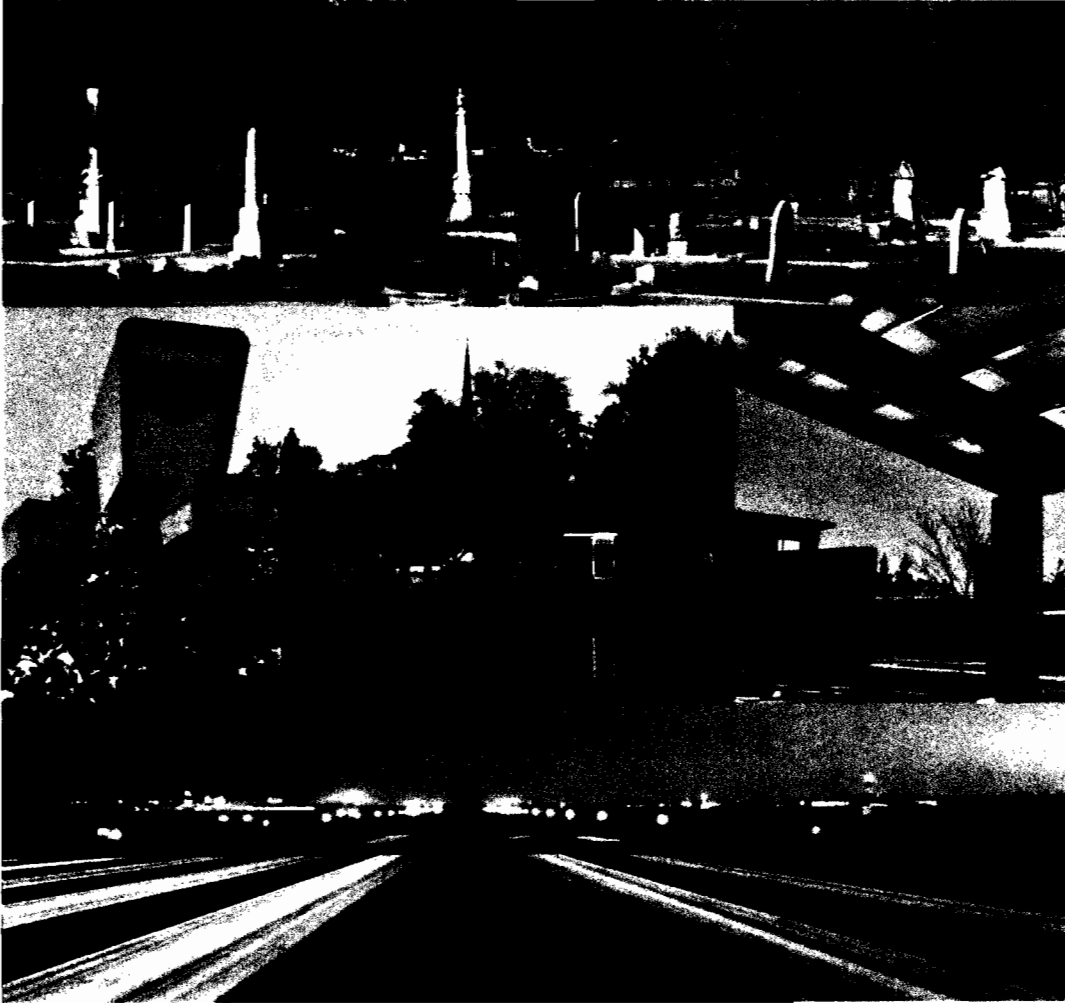
Psychiatric Health Facility (PHF) Program (Maura Quinn-Briseno MFT, Program Manager)

Previous Program Manager of PHF & PES, Doug Bond, MFT, retired 12/6/2013 and new Program Manager, Maura Quinn-Briseno, MFT was hired February, 2014.

1. Develop and implement a strategy to update policies and procedures in PES and PHF. To date, approximately 98% of the PHF Policies & Procedures have been reviewed and updated. Ongoing review and update will be accomplished by PHF Nursing Supervisor, PHF/PES Program Manager and PHF Clinical Director/Psychiatrist, as needed, meeting the last Tuesday of each month to review and update Policies & Procedures. These meetings will begin 4/29/14.
2. Continue to build and maintain out of county referral resources. There are currently seven counties that contract with SYMHS for Inpatient services and two counties that are in the process of developing a contract. PES and PHF staff has continued to maintain communication with north state counties, to promote contracts and referrals for Inpatient services, develop improved relationships and to problem solve interface/referral issues. This includes communication and education provided to community hospitals, providing medical clearance of clients being referred from out of county. Approximately six months ago, a quarterly meeting with north state counties was initiated by SYMHS to discuss needs and problems related to Inpatient services.
3. Promote and develop healthy living skills and lifestyles through group and leisure time activities. Inpatient staff continues to provide education and activity groups to our Inpatient population on various health enhancing topics. Plan is in progress to hire a part-time recreation therapist to replace the previous recreation therapist who no longer works for the PHF. This person will provide leadership and resource material to improve PHF clients overall health, healthy lifestyles and leisure activities. A plan is being developed to convert the PHF to a non-smoking facility as a step towards increasing clients overall health and well-being. Many MH staff have become involved, during off time, with Dr. Barnett's Fit and Happy health program which uses diet and exercise to increase individual's health status.

Psychiatric Emergency Services (PES) Program Maura Quinn-Briseno, MFT, Program Manager)

1. Develop and implement a strategy to update policies and procedures in PES and PHF. To date, approximately 98% of the PES P & P's have been reviewed and updated. Ongoing review and update will be accomplished by meetings with PES Supervisor, PHF/PES Program Manager and PHF Clinical Director/Psychiatrist, as needed, the last Tuesday of each month to review and update Policies & Procedures. These meetings will begin 4/29/14.
2. Develop and implement a training program specific to PES. Monthly PES training program was started in September 2013 to address important clinical issues. In 2014, implementation of expanded PES meetings every 2-3 weeks, which incorporate a training topic for each meeting; such as review of critical issues, update/review of PES procedures pertaining to legal and safety issues or various clinical topics.



Yuba County Grand Jury Final Report 2013-2014

NOTICE OF PREPARATION

RECEIVED

H

JUN 13 2014

Date: June 12, 2014

Clerk/Board of Supervisors

To: Governor's Office of Planning and Research/State Clearinghouse Unit, Responsible Agencies, Trustee Agencies, and Interested Parties

From: Three Rivers Levee Improvement Authority

**RECEIVED BY EACH
BOARD MEMBER**

Subject: Announcement of:

- 1) Notice of preparation of an environmental impact report for Yuba Goldfields 200-Year Flood Protection Project
- 2) Two public scoping meetings to be held on Monday, June 23, 2014, from 3:00 p.m. to 5:00 p.m. and from 6:00 p.m. to 7:00 p.m. in the Beckwourth Room, Suite #213 A & B, at the Yuba County One-Stop Center, 1114 Yuba Street, Marysville, California
- 3) Scoping comments due by 5:00 p.m. on Monday, July 14, 2014

The Three Rivers Levee Improvement Authority (TRLIA) is proposing to implement 200-year flood protection improvements within or just south of the Yuba Goldfields to reduce the flood risk to southwest Yuba County. The proposed project would include either: (i) construction of an embankment along one of three alternative alignments within the Yuba Goldfields that is high enough and stable to protect against the 200-year flood or (ii) construction of a levee south of the Goldfields. Any of the proposed alternatives would meet the U.S. Army Corps of Engineers (USACE) and California Department of Water Resources (DWR) requirements for 200-year flood protection. As lead agency, TRLIA intends to prepare an environmental impact report (EIR) in accordance with the California Environmental Quality Act (CEQA) (Public Resources Code, Section 21000 et seq.; see also Title 14 of the California Code of Regulations Sections 15220, 15222 [State CEQA Guidelines]) to evaluate the significance of potential environmental impacts that could result from project implementation.

TRLIA has prepared this notice of preparation (NOP) in accordance with Section 15082 of the State CEQA Guidelines to inform responsible and trustee agencies and interested parties that an EIR will be prepared. The purpose of this NOP is to provide sufficient information about the proposed project and its potential environmental impacts to allow the Governor's Office of Planning and Research, responsible and trustee agencies, and interested parties with the opportunity to provide a meaningful response related to the scope and content of the EIR, including significant environmental issues and reasonable alternatives and mitigation measures. Additional information regarding the project may be reviewed on TRLIA's Web site at <http://www.trlia.org/EnvironmentalDocs.asp>.

PUBLIC SCOPING PERIOD

As CEQA lead agency, TRLIA will hold a 30-day public review period to receive comments on this NOP and input to the EIR.

PROJECT ALTERNATIVES

State CEQA Guidelines Section 15126.6(a) requires that an EIR describe a range of reasonable and feasible alternatives to the project, or to the location of the project, that are capable of attaining most of the objectives of the project while also avoiding or substantially lessening the significant environmental effects of the project, and to evaluate the comparative merits of the alternatives.

TRLIA has identified four alternative flood protection alignments (**Exhibit 3**). Three of these would involve constructing an embankment using dredge tailings within the Goldfields high enough to protect against the 200-year flood event. The fourth would involve constructing an engineered levee south of the Goldfields designed to protect against the 200-year flood event. All alternatives would be designed to meet USACE and DWR urban levee design criteria for 200-year flood protection.

TRLIA has designated Alternative 1 as the Proposed Project. However, TRLIA is evaluating all four action alternatives at an equal level of detail in the EIR, and may ultimately select any of the four action alternatives for implementation. It is TRLIA's objective with this approach to use the CEQA process, with additional public input and information from its concurrent feasibility study, to determine and implement the alternative that best meets project objectives.

The four action alternatives are as follows:

- ▶ Alternative 1: 100-Year Project Enlargement—approximately 9.0 linear miles of 200-year embankment encompassing approximately 331 acres within the Goldfields,
- ▶ Alternative 2: West-Side Goldfields Boundary Alignment—approximately 8.8 linear miles of 200-year embankment encompassing approximately 318 acres within the Goldfields,
- ▶ Alternative 3: South Bank Yuba River Alignment with Relocation of Waterway 13—approximately 9.1 linear miles of 200-year embankment encompassing approximately 291 acres within the Goldfields adjacent to the south bank of the Yuba River, and
- ▶ Alternative 4: Levee South of the Goldfields—approximately 3.5 linear miles of 200-year levee encompassing approximately 199 acres just south of the Goldfields.

Because substantial portions of the Goldfields already exceed the embankment geometry required for the 200-year embankment, the fill material needed to construct the embankment would be taken either from adjacent areas that exceed the required flood protection elevation or from portions of the surrounding embankment located outside of the 200-year embankment geometry. The general construction sequence would involve clearing the embankment footprint, excavating high-mound areas, and trucking the material to low areas an average distance of 400 feet where the material would be spread and shaped by bull dozers.

The embankment would have a crest elevation ranging from 100 feet North American Vertical Datum of 1988 (NAVD 88) at the downstream end of the alignment to 189 feet NAVD 88 on the upstream end, which is 3 feet above the 200-year water surface elevation in the Goldfields; a minimum top width of 35 feet; a waterside slope of 3:1 horizontal (H) to vertical (V); and a landside slope of 5H:1V. The embankment would also include a 16-

The RD 784 service area is bounded on the north by the Yuba River, on the west by the Feather River, on the south by the Bear River, and on the east by the Western Pacific Interceptor Canal. TRLIA has implemented a program of repairs to the RD 784 levee system to provide 200-year flood protection to properties within the RD 784 service area. The TRLIA Program was completed in four phases (**Exhibit 2**). The last of these, the Upper Yuba Levee Improvement Project (UYLIP), was completed in summer 2012. The UYLIP improved the Yuba River south levee from Simpson Lane to the Goldfields, which is also where the SPFC ends. The northern terminus of the UYLIP was tied into the Goldfields with the assumption that the Goldfields serve as high ground. Contrary to this assumption, however, TRLIA has determined that flood flows could enter the Goldfields through potential breaches in the tailings mound embankments at one or more critical erosion sites along the south bank of the Yuba River, resulting in a continued flood risk in the RD 784 service area.

To reduce this flood risk, TRLIA is proposing to either construct an embankment within the Goldfields or construct a levee just south of the Goldfields that would prevent Yuba River flood flows during a 200-year flood event from flowing through the Goldfields and flanking the SPFC.

PROJECT PURPOSE, OBJECTIVES, AND NEED

The overall purpose of the proposed project is to provide sustainable 200-year flood protection to the RD 784 service area.

The seven project objectives are as follows:

- ▶ Provide a 200-year flood protection solution that will prevent flood waters from flowing through the Goldfields and flanking the SPFC.
- ▶ Provide a solution that can be implemented by 2025.
- ▶ Provide a solution that is sustainable for the long term.
- ▶ Minimize impacts on aggregate mining operations by avoiding areas of future mining operations, by being compatible with future mining operations, or by being capable of modification to be compatible with future mining operations.
- ▶ Minimize impacts on gold dredging operations by avoiding areas of future dredging operations, by being compatible with future dredging operations, or by being capable of modification to be compatible with future dredging operations.
- ▶ Minimize impacts on environmental resources.
- ▶ Provide environmental benefits, if feasible.

These objectives were important for the identification, development, selection, and consideration of the CEQA alternatives to be evaluated in the EIR.

The project is needed because TRLIA has determined that flood flows could enter the Goldfields through potential breaches in the tailings mound embankments at one or more critical erosion sites along the south bank of the Yuba River, resulting in a continued flood risk in the RD 784 service area.

foot-wide compacted surface patrol road along the crest to allow for regular periodic inspections and maintenance activities, and to provide access during high flow events for flood fighting purposes.

The levee south of the Goldfields would have a 20-foot-wide crest, 3H:1V waterside (north side) and landside (south side) slopes, and a 5-foot-high by 300-foot-wide seepage berm at the landside toe to address seepage and stability issues. TRLIA would construct the levee and seepage berm with imported levee material (clay soil) from an existing permitted stockpile within 5 miles of the project site. The levee would also include a 16-foot-wide surface patrol road along the crest for operations and maintenance, and flood fighting purposes.

Construction of the selected alternative is proposed to begin sometime within the next 10 years depending on funding. Construction would be implemented in two phases if one of the three alternatives within the Goldfields is selected, with the first phase requiring 2.5 – 4.5 months to complete, depending on the selected alternative, and the second phase requiring approximately 3.5 months to complete. If the levee south of the Goldfields is selected for implementation, it would be constructed in a single phase less than 4.5 months in duration.

REQUIRED APPROVALS AND PERMITS

The EIR will serve as a critical component of TRLIA's documentation to satisfy the requirements of CEQA with regard to approval of the proposed project. TRLIA, as the lead agency, will oversee preparation and certification of the EIR, and will be responsible for its availability to the public and other interested agencies and parties.

Implementation of the Goldfields 200-Year Flood Protection Project would require approval by the TRLIA Board of Directors. Other permitting agencies with permitting approval or review authority over portions of the project may include:

- ▶ National Marine Fisheries Service—federal Endangered Species Act (ESA) consultation and incidental take authorization, effects on Essential Fish Habitat established by Magnuson-Stevens Fishery Conservation and Management Act;
- ▶ USACE—permitting under Section 404 of the Clean Water Act, right-of-way approval;
- ▶ U.S. Fish and Wildlife Service—ESA consultation and incidental take authorization;
- ▶ U.S. Bureau of Land Management—right-of-way approval;
- ▶ Central Valley Flood Protection Board—encroachment permits
- ▶ California Department of Fish and Wildlife—compliance with the California Endangered Species Act (CESA) and California Fish and Game Code Section 1602 (Streambed Alteration Agreement);
- ▶ Central Valley Regional Water Quality Control Board (Region 5) —National Pollutant Discharge Elimination System permitting under Clean Water Act Section 402, Waste Discharge Requirements for effects on waters of the state, and Clean Water Act Section 401 water quality certification when permitting under Section 404 of the Clean Water Act is required;

- ▶ California State Office of Historic Preservation—National Historic Preservation Act Section 106 compliance for projects with federal involvement;
- ▶ DWR—acceptance into the SPFC;
- ▶ Feather River Air Quality Management District—review of effects on air quality and Authority to Construct/Permit to Operate; and
- ▶ Yuba County—construction authorizations/grading permits.

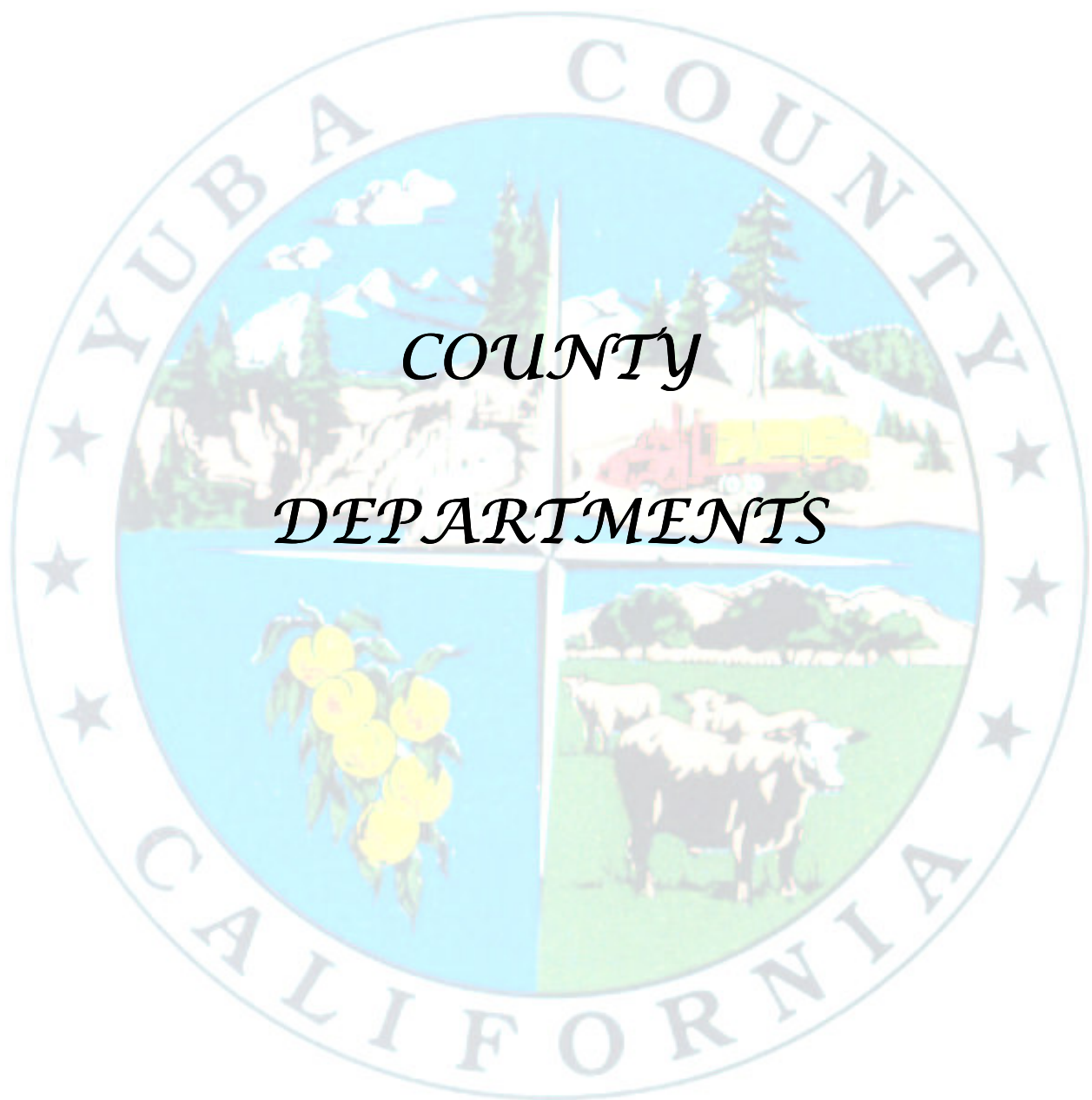
PROBABLE ENVIRONMENTAL IMPACTS

The EIR will identify, describe, and evaluate the significance of the potential environmental impacts associated with implementation of each of the alternatives and will also include feasible mitigation measures. The alternatives evaluated in the EIR will represent a reasonable range of alternatives to avoid or substantially reduce the project's potential significant adverse environmental effects.

Evaluation of environmental effects in the EIR will focus on the potential for the alternatives to have significant impacts on aesthetics; agricultural and forestry resources; air quality; biological resources, including special-status species under the ESA and CESA; cultural resources; geology, soils, minerals, and paleontological resources; greenhouse gas emissions; hazards and hazardous materials; hydrology and water quality; land use, population, and housing; noise; recreational resources; transportation and traffic; and utilities and public services.

The EIR will also analyze the potential cumulative impacts of each alternative in conjunction with past, present, and reasonably foreseeable related projects as relevant to each of the environmental technical sections and will evaluate the potential for the proposed project to induce additional growth in the region.

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COUNTY
DEPARTMENTS

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The County of Yuba



Office of the County Administrator

Robert Bendorf, County Administrator
John Fleming, Economic Development Coordinator
Russ Brown, Communications & Legislative Affairs Coordinator
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TO: BOARD OF SUPERVISORS
FROM: ROBERT BENDORF, COUNTY ADMINISTRATOR *RB/B*
RE: PROPOSED BUDGET FOR FY 2013-2014
DATE: JUNE 24, 2014

RECOMMENDATIONS

It is recommended that the Board of Supervisors:

1. Receive presentation from the County Administrator on the Proposed Budget for FY 2014-2015.
2. Accept the Proposed Budget for FY 2014-2015 and direct staff to make available copies for public review.
3. Adopt the Proposed Budget for FY 2014-2015 as the County's interim spending plan, including position allocation changes, pending formal adoption of the Final Budget.
4. Acknowledge that;
 - a. The Proposed Budget is balanced with estimated revenues and the use of limited one-time funds, therefore is not structurally balanced.
 - b. Actions by the State of California may require adjustments to the Proposed Budget as adopted by the Board.
 - c. Restoration of Proposed Budget reductions will require equivalent reductions in funds from other County priorities.
5. Set dates for FY 2014-2015 Budget Workshops of August 12th and August 19th.
6. Set public hearings for September 16th – 23th for adoption of the Final Budget.

BACKGROUND / DISCUSSION

In January of this year, as reported to the Board of Supervisors, the estimated deficit for the General Fund was stated as approximately 2.5 million dollars. The deficit is due to salary and benefit increases (which includes increases in health and pension costs), minimal or static general fund revenue level increases, and the use of "one-time" funds. The following amounts do not reflect non-general fund impacts:

| | |
|--|------------------|
| Health Insurance / Salary / Pension Cost Increases | \$ 1,208,012 |
| Use of previous year Fund Balance | \$ 1,747,925 |
| General Fund Revenue Increases | <u>(413,876)</u> |
| TOTAL | \$ 2,542,061 |

Budget Process

Each department was asked to submit a budget that absorbed cost increases and any reductions in operating revenues specific to their department. While some larger departments were able to absorb those increases, most were not. The recommendations from departments, if they had to absorb a majority of cost increases, would have left many of them at staffing levels that would result in a significant decrease in services to the public.

Upon receiving all departmental budgets, refining revenue estimates for the upcoming fiscal year and determining other potential budget impacts, staff from the County Administrator's office met with each of the departments individually to discuss their budgets, discuss service priorities and workload indicators and to discuss potential solutions. In some cases, staff met with selected departments a second time to further reduce General Fund appropriations.

General Fund Reserves

No General Fund reserves are being recommended to balance the budget. For Fiscal Year 2014-2015, reserve levels are recommended to be above the stated policy level of 5%. This action is consistent with Board direction to achieve a stated goal of 10% reserve funding level within the next five years. The Proposed Budget increases the reserve funding level by \$300,000. The new reserve amount increases the policy level from 5% to 6.96%.

| | | |
|--------------|-------------|-----------------------------------|
| FY 2013-2014 | \$1,442,588 | General Fund Reserves |
| FY 2014-2015 | \$1,742,588 | Recommended General Fund Reserves |

General Fund Contingencies

General Fund Contingencies are recommended at the same level as FY 2013-2014 which is slightly above the 1.5% policy level at 2.19%.

| | | |
|--------------|-----------|--|
| FY 2013-2014 | \$594,872 | General Fund Contingencies |
| FY 2014-2015 | \$594,872 | Recommended General Fund Contingencies |

Reduction in Workforce

For Fiscal Year 2014-2015, there are no significant reductions to our workforce and in fact there is an increase, of which is attributable mostly to the Health and Humans Services Agency. Proposed impacts to our workforce include:

- Adding 20 new positions
- Deleting 7 vacant positions
- Funding 4 vacant positions
- Un-funding 1 vacant position

General Fund Revenues

While some general fund revenue sources have decreased, others are showing some signs of stability. In some cases there are slight increases in revenue estimates compared to this year:

- Secured Property Tax – estimated to be \$439,376 higher than the previous fiscal year.
- Sales Tax – Increase of approximately \$100,000 based on year end 2013-2014 projections and 2014-2015 estimates from our tax consultants.
- Triple Flip – estimated to be \$213,000 higher than the previous fiscal year.

General Fund Carryover Balance

Based on year end projections, carryover fund balance for the General Fund from FY 2013-2014 used to balance the FY 2014-2015 budget is approximately \$1.2 million. After the fiscal year is closed, any reduction or increase in this amount will be reported to the Board of Supervisors with Final Budget recommendations.

Use of General Fund One-Time Revenues

Three sources of one-time funding are recommended for use in the FY 2014-2015 budget. Those three General Fund sources are from property auction proceeds, Ponderosa Landfill closure fund and impact fees owed to the General Fund. The three sources total approximately \$ 1,645,000 of which \$691,000 is being proposed to cover the structural deficit in the General Fund. The remaining amount is proposed to increase funding levels in the General Fund Reserve and the Capital Improvement Fund (200).

Total County Budget

The Total County Budget for FY 2014-2015 is \$ 189,675,582, which is an increase compared to the FY 2013-2014 budget. The primary cause of the budget increase is due to additional appropriations requested in the Public Works Road Fund budget capital projects of over six million dollars, two million dollars in additional appropriations requested from Health & Human Services for program increases, the Neighborhood Stabilization Program of approximately two million dollars and the first levee bond payment of approximately two million dollars.

COMMITTEE

The Budget Ad Hoc Committee has reviewed key elements of the Proposed Budget for FY 2014-2015. In addition, budget workshops have been scheduled in August for your Board to receive a budget presentation from each department head.

FISCAL IMPACT

The Proposed Budget for FY 2014-2015 serves as an interim spending plan to implement Board policies and priorities until the Final Budget is adopted. Budget hearings are scheduled in September.

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Land Use and Public Works Committee



The County of Yuba

Community Development & Services Agency

Kevin Mallen, Director

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ENVIRONMENTAL HEALTH • CUPA
749-5450 • Fax 749-5454

HOUSING AND COMMUNITY SERVICES
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PLANNING
749-5470 • Fax 749-5434

PUBLIC WORKS • SURVEYOR
749-5420 • Fax 749-5424

FINANCE AND ADMINISTRATION
749-5430 • Fax 749-5434

June 24, 2014

TO: LAND USE & PUBLIC WORKS COMMITTEE

FROM: MICHAEL G. LEE, DIRECTOR OF PUBLIC WORKS

SUBJECT: Approve Funding Plan for the SR 70/Feather River Blvd Interchange Project

RECOMMENDATION:

The Public Works Department recommends that the Board of Supervisors adopt the attached resolution approving the funding plan for construction of the Feather River Boulevard Interchange at SR 70.

BACKGROUND:

Yuba County is replacing the existing signalized at-grade intersection at SR 70 and Feather River Blvd with a grade separated interchange. The project will enhance safety by eliminating vehicular conflicts associated with at-grade intersections and improve capacity for turning movements onto, and off of, Feather River Blvd. Construction is scheduled to begin in June of this year and is expected to be completed by late October of 2015.

In the initial stages of developing the Plumas Lake Specific Plan (PLSP) and North Arboga Study Area (NASA) (both referred to as Plan Area), the County adopted an associated Road Fee Nexus Study and traffic impact fee program. The fee program was established to help facilitate an orderly fashion of development and is a mechanism to fund the expansion of infrastructure needed to accommodate development in the Plan Area. The Nexus Study identified a list of road projects that are an obligation of the fee program, of which the Feather River Boulevard Interchange is included.

DISCUSSION:

Traffic impact fees have been collected to date on all existing development within the Plan Area. However, inadequate funds have been collected to fund the complete construction of the interchange. To advance fund construction of the interchange and enhance public safety, staff sought to apply \$7.93 million of Yuba County's share of the State Transportation Improvement Program (STIP), that would have otherwise been directed to other County projects. Since the STIP is so impacted, and to help advance the FRB Interchange, SACOG since changed the funding from STIP to a combination of Regional Surface Transportation Program (RSTP) and Trade Corridor Improvement Fund (TCIF) monies.

The \$7.93 million loaned to the PLSP/NASA traffic impact fee program to advance the project shall be reimbursed by transferring \$7.93 million from the Plan Area traffic impact fee trust account to the Road Fund, if and when adequate funds are available, to be used on various road projects throughout the

County, and at such time the loan is fully repaid, it will no longer be an obligation of the Plan Area traffic impact fee program.

FISCAL IMPACT:

The interchange construction and construction engineering will be funded with \$7,930,000 comprised of RSTP and TCIF funding, in the form of a loan to be repaid to the Road Fund if and when sufficient monies are collected in the PLSP/NASA traffic impact fee trust fund. The remaining costs for construction (estimated at \$6,545,000) will be funded by PLSP/NASA traffic impact fees that have already been collected and are currently residing in trust.

The \$7.93 million loaned to the PLSP/NASA traffic impact fee program to advance the project will be reimbursed to the Road Fund over time, if and when adequate funds are accumulated in the PLSP/NASA traffic impact fee trust fund from future development. The reimbursements will be budgeted and journaled annually in amounts that will maintain sufficient funding levels in the Plan Area traffic impact fee trust fund to manage work flow on the remaining projects in the Nexus Study. No interest is proposed.

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA**

**APPROVE FUNDING PLAN FOR)
CONSTRUCTION OF THE FEATHER)
RIVER BOULEVARD INTERCHANGE)**

RESOLUTION NO. _____

WHEREAS, it is an obligation of the Plumas Lake Specific Plan and the associated Plumas Lake Specific Plan/North Arboga Study Area (Plan Area) Nexus Study to fund construction of the Feather River Boulevard Interchange; and

WHEREAS, traffic development impact fees have been and are collected on new development in the Plan Area to fund projects such as the Feather River Boulevard Interchange (Interchange); and

WHEREAS, to help advance the construction of the Interchange, and since not enough development impact fees have been collected to cover the full cost of construction, the County will apply \$7.93 million of the County's share of State Transportation Improvement Program (STIP) funding toward the project in the form of a loan; and

WHEREAS, to further help advance construction, SACOG has since changed the STIP funding to \$3.569 million in Regional Surface Transportation Funds (RSTP) and \$4.361 million in Trade Corridor Improvement Funds (TCIF); and

WHEREAS, the County shall reimburse itself for the \$7.93 million loan by transferring \$7.93 million from the Plan Area traffic impact fee trust account to the Road Fund, if and when funds are available, to be used on various road projects throughout the County, and at such time the loan is fully repaid, it will no longer be an obligation of the Plan Area traffic impact fee program; and

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NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Yuba hereby approves the funding plan for the Feather River Boulevard Interchange and the associated \$7.93 million loan repayment.

PASSED AND ADOPTED this _____ day of _____
2014, by the Board of Supervisors of the County of Yuba, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

APPROVED AS TO FORM:
ANGIL MORRIS-JONES, COUNTY COUNSEL

By: _____
