

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, the County Library, 303 Second 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.

AUGUST 10, 2010

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. Thank you.

- I. **PLEDGE OF ALLEGIANCE** - Led by Supervisor Abe
- 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. Approve off-airport operator agreement and use permit with Yuba Sutter Aviation Inc. and authorize Chair to execute same. (351-10)
 - B. **Agricultural Commissioner**
 1. Adopt resolution accepting Yuba County Water Agency Grant agreement for temporary financial support to maintain the USDA Wildlife Services program and authorizing the Agricultural Commissioner of Yuba County to sign and execute grant agreement and any and all administrative documents related to the grant. (352-10)
 - C. **Clerk of the Board of Supervisors**
 1. Approve budget workshop minutes of July 21, 2010. (353-10)
 - D. **Community Development and Services**
 1. Adopt resolution approving application for United States Department of Transportation surface transportation infrastructure discretionary grants for capital investments II (TIGER II) for Beale Air Force Base Gateway complete streets and economic revitalization project. (354-10)
 2. Approve Sycamore Ranch Caretaker Agreement with Tim Prince for the term of six months and authorize Chair to execute same. (355-10)
 - E. **County Administrator**
 1. Approve 2nd Conflict Public Defender services contract with Carl Lindmark and authorize the Chair to execute same. (356-10)
 2. Adopt resolution accepting \$18,000 grant from Yuba County Water Agency to help support work of the Yuba Watershed Protection and Fire Safe Council for Fiscal Year 2010/2011 and authorizing the County Administrator to execute agreement and any administrative documents related to the grant. (357-10)

F. Human Resources

1. Adopt resolution amending and reaffirming the Equal Employment Opportunity Policy and adopting the Equal Employment Opportunity Plan. (358-10)

IV. **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.**

V. **COUNTY DEPARTMENTS**

A. Administrative Services

1. Approve Request for Proposal for professional landscaping services maintenance of various County facilities. (Five minute estimate) (359-10)

B. Board of Supervisors

1. Appoint two individuals to the First Five Yuba Commission as representatives for terms ending April 25, 2011 and April 29, 2013 respectively. (Five minute estimate) (360-10)
2. Consider appointment of Michael Brown to River Highlands Community Services District and take action as appropriate. (Five minute estimate) (361-10)

C. Community Development and Services

1. Adopt resolution approving application for the United States Department of Housing and Urban Development community challenge planning grant: Yuba County Uniform Development Code and Climate Action Plan; resolution approving application for grant funds for the Sustainable Communities Planning grant and incentive program bond act of 2006 (Proposition 84): Yuba County Uniform Development Code and Climate Action Plan; and authorizing the Planning Director to execute and submit any and all documents necessary for the completion of the project. (Five minute estimate) (362-10)

D. County Administrator

1. Receive information regarding November ballot initiatives and consider recommending positions to California State Association of Counties and Regional Council of Rural Counties. (Twenty minute estimate) (363-10)

VI. **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.**

- A. Ordinance - Hold public hearing, waive reading, and introduce ordinance repealing and re-enacting section 13.00.052 of Chapter 13 of Title XIII of the Yuba County Ordinance Code establishing fee changes related to the Health Division of the Yuba County Health and Human Services Department regarding tetanus and Tdap immunizations. (Ten minute estimate) (364-10)

- B. Ordinance - Hold public hearing waive reading and introduce ordinance repealing and re-enacting the Yuba County Ordinance Code in its entirety as amended. (First reading) (Fifteen minute estimate) (365-10)

VII. **ITEM OF PUBLIC INTEREST**

- A. Release Draft Yuba County General Plan 2030 and announce workshops scheduled August 25 and September 8, 2010 at 6:00 p.m. in Board Chambers. (Fifteen minute estimate) (366-10)

VIII. **CORRESPONDENCE** - (367-10)

- A. Notice from State of California Fish and Game Commission regarding proposed regulatory action relating to commercial herring fishery.
- B. Two Local Agency Biennial Notices advising no amendment is required to the conflict of interest code for Keystone Cemetery District and Peoria Cemetery District.
- C. Letter from Yuba County Assessor regarding 2010/2011 Yuba County Total Roll Report.

ADDITIONAL CORRESPONDENCE

- D. Letter from Department of the Interior Bureau of Indian Affairs announcing notice of availability of the Final Environmental Impact Statement for the Proposed Enterprise Rancheria Gaming Facility and Hotel Fee-to-Trust Acquisition Project, Yuba County.

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:** Any person desiring to comment on any matter scheduled for this closed session may address the Board at this time.

- A. Pending litigation pursuant to Government Code §54956.9(a) - Burkhart vs. County of Yuba et al
- B. Pending litigation pursuant to Government Code §54956.9(a) - State of California vs. River Highlands Community Services District et al
- C. Threatened litigation pursuant to Government Code §54956.9(b) - One Claim
- D. Potential litigation pursuant to Government Code §54956.9(b) - One Case
- E. Personnel pursuant to Government Code §54957 - Public Employee Discipline/Dismissal/Release

XI. **ADJOURN**

1:30 P.M. YUBA COUNTY BOARD OF SUPERVISORS FINAL BUDGET HEARINGS - CANCELLED

COMMITTEE MEETINGS

11:30 A.M. Law and Justice Committee - (Supervisors Nicoletti and Vasquez - Alternate Supervisor Stocker)

- A. Consider ordinance amending Title VIII of the Yuba County Ordinance Code by adding Chapter 8.30 relating to Social Host Responsibility - County Administrator (Ten minute estimate) (368-10)

Human Services Committee - (Supervisors Stocker and Vasquez - Alternate Supervisor Abe)

- A. Consider resolution to authorize Health and Human Services Department to enter into agreement with the State of California for multipurpose senior services funds for the term of July 1, 2010 through June 30, 2011 and authorize the Chair to execute documents as required by the agreement and any pertinent documents related to this program and to authorize the acceptance for funds - Health and Human Services (Ten minute estimate) (369-10)
- B. Consider In Home Supportive Services anti-fraud planning proposal and acceptance of state and federal funding - Health and Human Services (Ten minute estimate) (370-10)
- C. Consider resolution approving agreement with California Department of Public Health for tuberculosis local assistance funds - Health and Human Services (Ten minute estimate) (371-10)
- D. Consider resolution authorizing the Health and Human Services Department to apply for the Maternal, Child, Adolescent Health (MCAH) Grant for the period of July 1, 2010 through June 30, 2013; authorize the Chair to accept funds and to execute documents as required by application, the grant or related to this program - Health and Human Services (Ten minute estimate) (372-10)

4:30 P.M. Wheatland City/County Liaison Committee - CANCELLED
Wheatland City Hall
111 C Street
Wheatland, California

08/11/2010 - 5:00 P.M. Linda Liaison Committee - CANCELLED
Linda Fire Protection District
1286 Scales Avenue
Marysville, California

In compliance with the American 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 one full business day 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.

PUBLIC INFORMATION

PUBLIC COMMUNICATIONS: Members of the public shall be allowed to address the Board of Supervisors on items not appearing on the agenda which are of interest to the public and are within the subject matter jurisdiction of the Board, provided that no action shall be taken unless otherwise authorized by law. 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.

AGENDA ITEMS: The opportunity of the public to be heard on an item shall be provided during the consideration of that item. In the interest of time, the Board has limited the length of such comment or input on each item to 15 minutes total, with a limit of no more than 5 minutes per person or group. The period for public comments on a particular item may be extended upon a majority vote of the Board. These time limits do not apply to applicants appearing before the Board on behalf of their applications.

ACTION ITEMS: All items on the Agenda under the headings "Consent," "County Departments," Ordinances and Public Hearings," "Items of Public Interest," and "Closed Session," or any of them, are items on which the Board may take any action at this meetings.

PUBLIC HEARINGS: All members of the public shall be allowed to address the Board as to any item which is noticed on the Board's agenda as a public hearing. The Board has limited each person or group input to no more than 3 minutes. Any person or group may provide the Board with a written statement in lieu of or in supplement to any oral statement made during a public hearing. Written statements shall be submitted to the Clerk of the Board.

ORDINANCES: Ordinances shall not be passed within five days of their introductions, nor at other than a regular meeting or at an adjourned regular meeting. The Board of Supervisors will address ordinances at first readings. The public is urged to address ordinances at first readings. Passage of ordinances will be held at second readings, after reading the title, further reading is waived and adoption of the ordinance is made by majority vote. An urgency ordinance may be passed immediately upon introduction. The Board reserves the right to amend any proposed ordinances and to hold a first reading in lieu of a second reading.

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

SCHEDULED LUNCH BREAK: Between the hours of 12:00 noon and 1:00 p.m. and at the discretion of the Chair, the Board will recess one hour for lunch.

SPECIAL MEETINGS: No public comment shall be allowed during special meetings of the Board of Supervisors, except for items duly noticed on the agenda.

PUBLIC INFORMATION: Copies of §6.7 shall be posted along with agendas.

End