

# 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 8<sup>th</sup> Street, the County Library, 303 Second Street, Marysville, and [www.co.yuba.ca.us](http://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 24, 2010**

**8:30 A.M. YUBA COUNTY WATER AGENCY**

**9:20 A.M. YUBA COUNTY HOUSING AUTHORITY**

**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 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. Adopt resolution approving the sixth amendment to the lease agreement with Hampac LLC, authorizing the construction of a building addition for the Peach Tree Clinic, increasing the monthly rental amount, and authorizing the Director of Administrative Services to sign any documents pertaining to the lease upon review and approval of County Counsel. (373-10)

B. **Clerk of the Board of Supervisors**

1. Approve minutes of the meeting of August 3 and 10, 2010. (377-10)

C. **Community Development and Services**

1. Authorize Budget Transfer in the total amount of \$60,134.98 from Account No. 255-0000-371-98-99 (Planning Department Trust Fund 255) to various line items in recognition of work performed and revenues earned for April through June 2010. (378-10)
2. Approve enlarged plan area boundary for the Natural Community Conservation Plan/Habitat Conservation Plan of Yuba and Sutter Counties. (379-10)
3. Adopt resolution approving an application to California State Department of Housing and Community Development for funding under the Home Investment Partnerships Program; if selected, the execution of a standard agreement, and any amendments thereto and any related documents necessary to participate in the Home Investment Partnerships Program; and authorizing Community Development and Services Agency Planning Director or the Chair to execute any required documents. (380-10)
4. Award contract to Parker Landscape Development, apparent low bidder, for the Alcouffe Community Center Park Proposition 40 Improvements and authorize the Chair to execute same upon review and approval of Counsel. (381-10)
5. Award contract to Wayne Reedy Construction, apparent low bidder, for the Ponderosa Park Proposition 40 Improvements and authorize the Chair to execute same upon review and approval of Counsel. (382-10)

6. Award contract to the apparent low bidder for the Beale Air Force Base Access Rehabilitation Project (Smartville Road) and authorize the Chair to execute same upon review and approval of Counsel. (383-10)

D. Emergency Services

1. Approve Mobile Command Vehicle Operational Agreement for a term to end June 30, 2013 and authorize Chair to execute same. (384-10)
2. Authorize out-of-state travel for Community Services and Development Director Kevin Mallen to attend Federal Emergency Management Agency's Emergency Management Institute and United States Fire Academy in Emmitsburg, Maryland October 11 through 14, 2010 with all costs paid by the Federal Emergency Management Agency. (385-10)

E. Health and Human Services

1. Adopt resolution authorizing agreement with the State of California for multipurpose senior services funds for the term of July 1, 2010 through June 30, 2011 and authorizing the Chair to execute documents as required and authorizing the acceptance for funds. (Human Services Committee recommends approval) (386-10)
2. Adopt resolution authorizing agreement with California Department of Public Health for tuberculosis local assistance funds and authorizing the Chair to execute any necessary documents related to the grant and acceptance of funds. (Human Services Committee recommends approval) (387-10)
3. Adopt resolution authorizing application to the California Department of Public Health for the Maternal, Child, Adolescent Health (MCAH) Grant for the period of July 1, 2010 through June 30, 2013; and further authorizing the Chair to execute documents as required by application, the resultant grant and any pertinent documents related to program and acceptance of funds. (Human Services Committee recommends approval) (388-10)
4. Approve In Home Supportive Services anti-fraud planning proposal and acceptance of state and federal funds and authorize the Chair to execute same. (Human Services Committee recommends approval) (389-10)

F. Sheriff-Coroner

1. Approve amendment to Communication Vault Lease L-1808 agreement with the State of California for telecommunications facility at Wolf Creek Mountain in Nevada County and authorize the Chair to execute same. (390-10)

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

- A. Potential litigation pursuant to Government Code §54956.9(b) - One Case

V. **SPECIAL PRESENTATION**

- A. Receive information on Grow Yuba Sutter Initiative from Jon Gregory. (No background material) (Ten minute estimate) (391-10)

VI. **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.**

VII. **COUNTY DEPARTMENTS**

A. Administrative Services

1. Acknowledge determination of necessity to award contract; award contract to Knife River Construction for Tie-down parking apron and hangar taxi lane pavement rehab construction including drainage improvements, new tie-downs, and markings; authorize the Airport Manager to approve project change orders up to 10 percent of the contract award; and authorize the Chair to execute contract documents. (Five minute estimate) (374-10)

2. Adopt resolution authorizing the County Administrator to file an application and execution of an agreement with the California Department of Transportation for a state airport loan. (Five minute estimate) (375-10)
3. Approve agreement with Mead and Hunt for Airport Engineering Services as it relates to FAA AIP 3-06-0149-14 and authorize the Chair to execute same. (Five minute estimate) (376-10)

**B. Community Development and Services**

1. Approve final distribution of the 2002 Parks Bond Act (Proposition 40) funds for the following:
  - a. \$300,000 - Olivehurst Public Utility District Spray Parks
  - b. \$200,000 - Dobbins Oregon House Improvement Foundation Community Center Playground
  - c. \$200,000 - Ponderosa Park Rehabilitation
  - d. \$ 50,000 - Olivehurst Public Utility District Pool Restroom Improvements
  - e. \$ 40,000 - Yuba Sutter Youth Soccer League Restroom Facility
  - f. \$ 40,000 - Friendship Skate Park Project
  - g. \$ 75,000 - Marysville Skate Park Project
  - h. \$ 80,000 - Star Bend Boat Ramp Improvements
  - i. \$215,000 - Sycamore Ranch Refurbishment (Five minute estimate) (392-10)
2. Approve accepting donation from the Marysville Kiwanis consisting of a 1,200 square foot concrete slab at Sycamore Ranch Park and in consideration of the donation, waive the group reservation fee for Marysville Kiwanis for five group events. (Five minute estimate) (393-10)

**VIII. 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 adopt 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. (Second Reading) (Continued from August 10, 2010) (Ten minute estimate) (364-10)
- B. Ordinance - Hold public hearing, waive reading, and adopt ordinance repealing and re-enacting the Yuba County Ordinance Code in its entirety as amended. (Second reading) (Continued from August 10, 2010) (Ten minute estimate) (365-10)
- C. Ordinance - Hold public hearing, waive reading, and adopt ordinance approving development agreement between County of Yuba, Three Rivers Levee Improvement Authority, and Feather Glen Land Holding Company, LLC, relative to the development known as Feather Glen. (Ten minute estimate) (394-10)
- D. Public Hearing - Hold public hearing and adopt resolution adopting an amendment to the Recology Yuba-Sutter franchise agreement and approving a rate structure to provide a 1.00 percent rate increase effective October 1, 2010. (Twenty minute estimate) (395-10)

**IX. CORRESPONDENCE - (396-10)**

- A. Letter from Sutter Yuba County Employees' Association Local No. 1 regarding Article 32 of the Master Labor Agreement related to a designated position which requires special or unique knowledge or skills.
- B. Letter from Congressman Dennis Cardoza regarding jobs and economic recovery.
- C. Letter from Auditor Controller enclosing independent audit for Wheatland Cemetery District dated June 30, 2009.
- D. Letter for Yuba Sutter Farm Bureau regarding budget cuts to the Cooperative Extension Service for Yuba and Sutter Counties.
- E. Letter from California Department of Insurance regarding the California Low Cost Automobile Insurance program.

F. Four Local Agency Biennial Notices advising no amendment is necessary to the conflict of interest codes for Strawberry Valley Cemetery District, River Highlands Community Services District, Foothill Fire Protection District, and District 10-Hallwood Community Services District.

X. **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.

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

A. Potential litigation pursuant to Government Code §54956.9(b) - One Claim

B. Potential litigation pursuant to Government Code §54956.9(b) - Three Cases

C. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Property: Sheriff's Facilities APN 019-230-052-000 and 010-320-003-000 Negotiating Parties: County of Yuba Negotiation: Terms and Conditions

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

XII. **ITEM OF PUBLIC INTEREST**

A. Receive 2010 Mid-Year Economic Development Review. (Ten minute estimate) (397-10)

B. Receive presentation and adopt resolution approving the 2010-2011 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. (Ten minute estimate) (398-10)

XIII. **ADJOURN**

**1:00 P.M. YUBA LEVEE FINANCING AUTHORITY**

**COMMITTEE MEETINGS**

**11:30 A.M. Finance and Administration Committee** - (Supervisors Griego and Abe - Alternate Supervisor Stocker)

A. Consider resolution concerning property and sales tax exchange agreement with the City of Wheatland for proposed annexation of properties of APN 015-180-109 - County Administrator (Ten minute estimate) (399-10)

**Land Use and Public Works Committee** - (Supervisors Abe and Stocker - Alternate Supervisor Nicoletti)

A. Consider ordinance repealing and re-enacting Yuba County Ordinance Code Title VIII, Chapter 8.76 related to county parks and recreation areas - Community Development and Services (Five minute estimate) (400 -10)

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

A. Consider agreement with California Department of Public Health for HIV/AIDS Surveillance grant - Health and Human Services (Ten minute estimate) (401 -10)

B. Consider renewal of agreement with Bi-County Ambulance Services, Inc, to provide services for the period of July 1, 2010 through June 30, 2015 - Health and Human Services (Ten minute estimate) (402 -10)

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**