

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.

MAY 17, 2011

- 9:00 A.M. Land Use and Public Works Committee** - (Supervisors Abe and Stocker - Alternate Supervisor Nicoletti)
- A. Consider declaring a portion of Simpson Lane lying within the City of Marysville to no longer be a County highway - Public Works (Five minute estimate) (209-11)
- 9:20 A.M. YUBA COUNTY IN HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY**
- A. Roll Call - Directors Vasquez, Nicoletti, Griego, Abe, Stocker
- B. Consent Agenda
1. Approve minutes of the Special Meeting of April 5, 2011.
2. Approve agreement with Robert J. Muszar for consultant services and authorize the Chairman to execute same.
- C. Adjourn
- 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. **Clerk of the Board of Supervisors**
1. Approve minutes of the regular meetings of April 26 and May 3, 2011. (210-11)
2. Appoint Robert W. Gass to the Yuba County Fish and Game Advisory Commission as the Yuba County Water Agency South representative with a term ending December 31, 2014. (211-11)
- B. **Health and Human Services**
1. Approve amendment to agreement with Yuba Community College for services for the Independent Living Program for the term of July 1, 2010 through June 30, 2011, and authorize the Chairman to execute same. (Human Services Committee recommends approval) (212-11)
- 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. **Board of Supervisors**

1. Appoint one at-large representative to the Yuba County Fish and Game Advisory Commission with term ending May 17, 2015. (Five minute estimate) (213-11)

B. Probation

1. Authorize Contingency Fund Transfer in the amount of \$19,792 from Account No. 101-6900-410-7101 to various line item accounts to move grant funding back to the Family Resource budget. (Ten minute estimate) (214-11)

VI. ITEM OF PUBLIC INTEREST

- A. Consider exemption from commercial status from Oregon House Farms, Jeanette Cavaliere, and take action as appropriate. (Fifteen minute estimate) (215-11)

VII. CORRESPONDENCE - (216-11)

- A. Letter from Pacific Gas and Electric regarding intent to file an application for a subsequent license for Narrows No. 2 Powerhouse Substation 60 Transmission Line Project.
- B. Letter from Pacific Gas and Electric regarding final license application for the Drum Spaulding Project.
- C. Letter from Nevada Irrigation District regarding final license application for the Yuba Bear Hydroelectric Project.

VIII. 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.

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

- A. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Property: APN 016-350-003 Negotiating Parties: Kevin Mallen, Mike Lee, and Robert Bendorf Negotiation: Terms, Conditions and/or Purchase Price
- B. Threatened litigation pursuant to Government Code 54956.9(b) - One Claim
- C. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - DDA/DSA/MSA/YCEA/Unrepresented and County of Yuba
- D. Personnel pursuant to Government Code §54957 - Public Appointment/Instructions/Library Director

X. RECESS TO 1:30 P.M.

XI. COUNTY DEPARTMENTS

County Administrator

- A. Receive update on Fiscal Year 2011/2012 Budget; approve layoff notices to employees with an effective date of June 30, 2011; approve restructuring Public Works department; and provide additional budget direction to staff as necessary. (217-11) (Thirty minute estimate)

XII. ADJOURN

3:00 P.M. THREE RIVERS LEVEE IMPROVEMENT AUTHORITY

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 a 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 Clerk of Board of Supervisors' office 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.

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9:00 A.M.

Land Use and Public Works Committee

(Supervisors Abe and Stocker - Alternate Supervisor Nicoletti)

- A. Consider declaring a portion of Simpson Lane lying within the City of Marysville to no longer be a County highway - Public Works (Five minute estimate) (209-11)

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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



209-11

BUILDING
749-5440 • Fax 749-5616

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

May 17, 2011

TO: YUBA COUNTY LAND USE & PUBLIC WORKS COMMITTEE

FROM: MICHAEL G. LEE, DIRECTOR OF PUBLIC WORKS 

SUBJ: RESOLUTION TO DECLARE PORTION OF SIMPSON LANE LYING WHOLE WITHIN THE CITY OF MARYSVILLE TO NO LONGER BE A COUNTY HIGHWAY

RECOMMENDATION:

Adopt the attached resolution declaring that the portion of Simpson Lane lying whole within the City of Marysville to no longer be a County Highway.

BACKGROUND:

Section 1700 of the California Streets and Highway Code permits any County, by resolution, to declare any highway lying in whole or part within a City to be a County Highway. The County is then obligated to maintain the highway. When all the improvements to the highway have been completed, the County may declare the highway lying whole or part within a City to no longer be a County highway in accordance with Section 1704 of the Streets and Highway Code.

In 1957 Yuba County planned to construct a bridge over the Yuba River on Simpson Lane and connect the roadway to the City of Marysville. In April 1957 Yuba County Board of Supervisors declared that the portion of Simpson Lane lying whole within the City of Marysville to be a County highway. Yuba County has maintained this portion of Simpson Lane since the bridge was constructed.

In 2010 the City of Marysville completed installing a new traffic signal at the intersection of Simpson Lane and 10th Street. As part of the project the City improved Simpson Lane from the intersection to the top of the Yuba River North levee to current roadway standards. Yuba County contributed \$250,000 toward the construction of these improvements from our Countywide Traffic Impact Fees. In addition, Yuba County completed an asphalt overlay of Simpson Lane in 2005 from Linda to the top of the Yuba River North levee. All improvements for Simpson Lane lying within the City have been completed and the road is in good condition.

Yuba County staff has had electronic communications as well as verbal discussions with City of Marysville staff regarding the proposed action. The draft resolution was forwarded to the City Services Director prior to agendizing with your Board to verify that the City did not have concerns with the proposed resolution.

DISCUSSION:

In accordance with Section 1704 of the Streets and Highway Code, the County may relinquish the maintenance of the portion of Simpson Lane lying within the City of Marysville back to the City. By adopting this resolution, the County is declaring that the portion of Simpson Lane lying whole within the City of Marysville is no longer a County highway. Adopting this resolution will require the resolution to be filed with the Clerk of the City of Marysville. Ten days after filing the resolution with the City Clerk the roadway will cease to be a County highway.

FISCAL IMPACT:

Nominal savings by not maintaining this portion of Simpson Lane.

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

**RESOLUTION TO DECLARE PORTION)
OF SIMPSON LANE LYING WHOLE)
WITHIN THE CITY OF MARYSVILLE TO)
NO LONGER BE A COUNTY HIGHWAY)**

RESOLUTION NO. _____

WHEREAS, Section 1700 of the California Streets and Highway Code permits any County by resolution to declare any highway lying in whole or part within a City to be a County highway; and

WHEREAS, on April 15, 1957 the Yuba County Board of Supervisors adopted a Resolution as referenced on Page 79 of Minute Book 22 declaring the portion of Simpson Lane lying in whole within the limits of the City of Marysville, a municipal corporation of the County of Yuba, State of California, to be a County highway; and

WHEREAS, the County of Yuba has provide maintenance to this portion of Simpson Lane over the years since 1957, and

WHEREAS, when all improvements commenced by the County have been fully completed the County may declare the portion of the County highway lying within the city limits to no longer be a County Highway in accordance with Section 1704 of the Streets and Highway Code, and

WHEREAS, with recent road construction projects on Simpson Lane all improvements commenced by the County have been completed and the pavement conditions within the City of Marysville have been brought up to current roadway standards.

NOW, THEREFORE, BE IT RESOLVED that the Yuba County Board of Supervisors declares that the portion of Simpson Lane lying in whole within the City of Marysville to no longer be a County highway; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be sent to the Clerk of the City of Marysville indicating that the portion of Simpson Lane lying whole within the City of Marysville shall cease to be a County highway.

PASSED AND ADOPTED this _____ day of _____ 2011, by the
Board of Supervisors of the County of Yuba, by the following vote:

AYES:

NOES:

ABSENT:

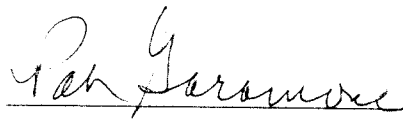
ABSTAIN:

Chair

ATTEST:

Donna Stottlemeyer, Clerk of the Board

APPROVED AS TO FORM:
ANGIL MORRIS-JONES
COUNTY COUNSEL



Yuba County In-Home Supportive Services Public Authority



A G E N D A

TUESDAY, MAY 17, 2011
9:20 A.M.

Yuba County Government Center
Board of Supervisors' Chambers
915 Eighth Street, Marysville, California

No other business shall be conducted at this meeting. The public shall have an opportunity to address the Board of Supervisors only with respect to items set forth in this agenda. Each individual or group will be limited to no more than five minutes. Prior to this time, speakers should fill out a "Request to Speak" card and submit it to the Clerk of the Board of Supervisors.

I ROLL CALL - Directors Vasquez, Nicoletti, Griego, Abe, and Stocker

II CONSENT AGENDA

1. Approve minutes of the Special Meeting of April 5, 2011.
2. Approve agreement with Robert J. Muszar for consultant services and authorize the Chairman to execute same.

III ADJOURN

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Yuba County In-Home Supportive Services Public Authority



MINUTES

APRIL 5, 2011 – SPECIAL MEETING

A meeting of the Board of Directors of the Yuba County In-Home Supportive Services (IHSS) Public Authority was held on the above date, commencing at 4:30 p.m., within the Government Center, Marysville, California, with a quorum being present as follows: Directors John Nicoletti, Mary Jane Griego, Roger Abe and Hal Stocker. Director Andy Vasquez was absent. Also present were Yuba County Administrator Robert Bendorf and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Abe presided.

I ROLL CALL - Directors Vasquez, Nicoletti, Griego, Abe, and Stocker – Director Vasquez absent.

II Approve minutes of the special meeting of December 14, 2010.

MOTION: Move to approve

MOVED: John Nicoletti

SECOND: Mary Jane Griego

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

NOES: None ABSENT: Andy Vasquez ABSTAIN: None

III CLOSED SESSION - The Board retired into closed session at 4:31 p.m. to discuss the following:

A. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - SEIU (20 minute estimate)

The Board returned at 4:52 a.m. with all present as listed above. Chairman Abe advised staff was provided direction.

IV ADJOURN: 4:53 p.m. by Chairman Abe.

Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: _____

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The County of Yuba

HEALTH & HUMAN SERVICES DEPARTMENT



Suzanne Nobles, Director

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

**Joseph W. Cassady, D.O.,
Health Officer**

Phone: (530) 749-6366

TO: Governing Board of the Public Authority
Yuba County

FROM: *Suzanne Nobles*
Suzanne Nobles, Director
Health & Human Services Department

DATE: May 17, 2011

SUBJECT: Consultant Agreement

RECOMMENDATION: Governing Board approval of the attached Agreement between the Yuba County In-Home Supportive Services Public Authority (IHSS Public Authority) and Robert J. Muszar for the provision of consultant services and authorization for the Chairman to execute same is recommended.

BACKGROUND: The current Memorandum of Understanding (MOU) with Services Employees International Union Healthcare Workers West Local 250 (SEIU), who represents the In-Home Supportive Services Providers, and the IHSS Public Authority expires June 30, 2011. Notice has been received from the SEIU that they would like to begin negotiations to renew the MOU.

DISCUSSION: Robert Muszar acted as the consultant for the IHSS Public Authority for the negotiations of the current MOU. He was very successful in helping the IHSS Public Authority reach agreement with SEIU. It is our recommendation to utilize his services again for negotiation purposes. Under the terms of the attached Agreement, Robert Muszar will provide consultant services to the Governing Board, the Public Authority Director, and the Director of Health and Human Services in meeting and conferring in good faith with SEIU to negotiate a new MOU during the period of May 1, 2011 through June 30, 2011. The cost of consultant services provided under the attached Agreement will be based on a rate of \$65.00 per hour not to exceed \$5,000.00.

FISCAL IMPACT: The cost of consultant services provided under the attached MOU will be funded by a combination of State, Federal, and County General Funds.

AGREEMENT

This Agreement ("Agreement") is made as of the Agreement Date set forth below by and between the Yuba County In-Home Supportive Services Public Authority, a public authority established pursuant to Welfare and Institutions Code Section 12301.6 and Yuba County Ordinance Number 4.55.010 et seq., hereinafter called "PUBLIC AUTHORITY", and Robert J. Muszar, hereinafter called "CONSULTANT".

RECITALS

WHEREAS,

1. The Yuba County Board of Supervisors, through the approval of Yuba County Ordinance 4.55.010 et seq., former Yuba County Ordinance 1306 approved on December 3, 2002, established a public authority to provide for the delivery of in-home supportive services to Yuba County and to serve as the employer of record of Providers of in-home supportive services for the purposes of the Meyers-Milias-Brown Act (Government Code sections 3500 *et seq.*); and
2. Pursuant to the provisions of the Meyers-Milias-Brown Act (Government Code section 3500 et seq.), one (1) organization has been designated as the recognized employee organization of the PUBLIC AUTHORITY; and
3. Pursuant to the Interagency Agreement between the County of Yuba and PUBLIC AUTHORITY adopted on February 18, 2003, the Director of the Yuba County Health and Human Services Department (or his/her designated representative) has been designated as the PUBLIC AUTHORITY's representative in employer-employee relations; and
4. The Director of Yuba County Health and Human Services Department (or his/her designated representative) will, from time to time, be engaged in meeting and conferring in good faith with representatives of such recognized employee organization on matters relating to employment conditions and employer-employee relations; and
5. It is necessary and desirable that the PUBLIC AUTHORITY obtain the services of a qualified person to consult with and advise the Governing Board, the PUBLIC AUTHORITY Director, and the Director of Yuba County Health and Human Services Department in employer-employee relations matters, and to assist in meeting and conferring in good faith with representatives of the recognized In-Home Supportive Services (IHSS) provider's employee organization; and

6. CONSULTANT is qualified to provide such services to the Public Authority; and
7. Pursuant to the Interagency Agreement between the County of Yuba and PUBLIC AUTHORITY adopted on February 18, 2003, the Yuba County Health and Humans Services Department has been designated to provide accounting services to the PUBLIC AUTHORITY.

NOW, THEREFORE, in consideration of the services to be rendered, the sum to be paid and each and every covenant and condition contained herein, the PUBLIC AUTHORITY and CONSULTANT agree as follows:

1. TERM

This agreement shall be effective May 1, 2011 and shall remain in effect through June 30, 2011.

2. SERVICES TO BE PROVIDED BY CONSULTANT
CONSULTANT shall:

- a. Advise and consult with the Governing Board, the Public Authority Director and the Director of the Yuba County Health and Human Services Department at such times and places as may be mutually agreed upon by these parties on all matters relating to employment conditions and employer-employee relations.
- b. Meet and confer in good faith for and on behalf of the PUBLIC AUTHORITY, as the designated representative of the Governing Board, with representatives of the employee organization of the PUBLIC AUTHORITY at such times and places as may be mutually agreed upon by the CONSULTANT, the Governing Board, or the Director of the Yuba County Health and Human Services Department.
- c. Report to the Governing Board and other designated representatives of the PUBLIC AUTHORITY as directed by the Governing Board on the progress of meeting and conferring in good faith with the recognized employee organization.
- d. Prepare written memoranda of understanding in a form and manner approved by the Governing Board.

3. RELATIONSHIP OF THE PARTIES

a. Independent Contractor

CONSULTANT understands and agrees that the work/services performed under this Agreement are performed as an independent

contractor and not as an employee of the PUBLIC AUTHORITY and that Consultant acquires none of the rights, privileges, powers, or advantages of PUBLIC AUTHORITY employees. It is further understood by both the CONSULTANT and PUBLIC AUTHORITY that this Agreement is by and between two independent contractors and is not intended to and shall not be construed to create a relationship of agent, servant, employee, partnership, joint venture or association.

b. Coordination With Representatives of Yuba County

Consultant agrees and understands that the work/services performed under this Agreement on behalf of the PUBLIC AUTHORITY may impact various interests of Yuba County. Therefore, all work performed pursuant to this agreement shall be coordinated with and shall be subject to the review of the Director of the Yuba County Health and Human Services Department.

4. HOLD HARMLESS

CONSULTANT shall defend, indemnify and hold harmless PUBLIC AUTHORITY, its officers and employees against liability for injury or damage caused by a negligent act or omission of CONSULTANT in the performance of this Agreement.

5. NON-ASSIGNABILITY

CONSULTANT shall not assign this Agreement or any portion thereof to a third party without the prior written consent of the PUBLIC AUTHORITY, and any attempted assignment without such prior written consent in violation of this Section automatically shall terminate this Agreement.

6. WORKER'S COMPENSATION INSURANCE

CONSULTANT agrees and understands that the PUBLIC AUTHORITY/County does not provide Worker's Compensation Insurance to, or on behalf of, CONSULTANT for the work/services to be performed and that the PUBLIC AUTHORITY/County will not withhold Federal or State Income Taxes from monies due CONSULTANT for work/services performed, but that said taxes are the sole responsibility of the CONSULTANT.

6. RETENTION OF RECORDS

CONSULTANT shall maintain all required records for the term of this Agreement. Such records shall be subject to the examination and/or audit of the PUBLIC AUTHORITY, a Federal grantor agency, and the State of California. In the event this Agreement is terminated by either party the PUBLIC AUTHORITY shall be entitled to all documents and files in the CONSULTANT's possession related to work performed pursuant to this Agreement.

7. FISCAL PROVISIONS

- A. PAYMENT. Upon receipt of proper claims, PUBLIC AUTHORITY shall pay CONSULTANT fees not to exceed \$5,000.00 (Five Thousand Dollars) in accordance with the following schedule:

Consultant services, \$85.00/hour
(including travel time)

Expenses

The PUBLIC AUTHORITY will pay the actual cost of reasonable expenses incurred, if any, including copying, lodging, meals, incidental support costs and will reimburse actual mileage at the current IRS rate.

- B. CONSULTANT shall submit detailed invoices, with back-up documentation attached, on a form acceptable to PUBLIC AUTHORITY no later than the tenth (10th) day of the month following the month in which services were rendered and expenses incurred to:

Suzanne Nobles
Director
Yuba County Health and Human Services Department
5730 Packard Avenue, Suite 100
P.O. Box 2320
Marysville, CA 95901

- 1) Upon receipt of approved claims, the Yuba County Health and Human Services Department shall issue payment on behalf of the PUBLIC AUTHORITY to CONSULTANT for services rendered.

8. TERMINATION

Either the PUBLIC AUTHORITY or Consultant may terminate this agreement at any time upon thirty (30) days' written notice to the other. In the event this Agreement is terminated by either party, the CONSULTANT will be entitled to compensation for all services plus expenses provided prior to such termination and the PUBLIC AUTHORITY shall be entitled to all documents and files in the CONSULTANT's possession related to work performed pursuant to this Agreement.

9. ENTIRE AGREEMENT

This Agreement constitutes the sole Agreement of the parties hereto and correctly states the rights, duties, and obligations of each party as of this document's date. Any prior agreement, promises, negotiations, or representations between the parties not expressly stated in this document

are not binding. All subsequent modifications shall be in writing and signed by the parties.

10. NOTICES

Any notice required or permitted to be given under this Agreement shall be in writing and shall be served by certified mail, mail receipt requested, or personal service upon the other party. When service is by certified mail, service shall be conclusively deemed complete three (3) days after deposit in the United States mail, postage prepaid, addressed to the party to whom such notice is to be given as hereafter provided.

Notices shall be addressed as follows:

If to PUBLIC AUTHORITY:

Suzanne Nobles,
Director
Yuba County Health and
Human Services Department
5730 Packard Avenue, Suite 100
P.O. Box 2320
Marysville, CA 95901

If to CONSULTANT:

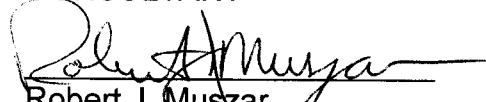
Robert J. Muszar
P.O. Box 70
Glencoe, CA 95232

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on _____, 2011.

PUBLIC AUTHORITY

Chair
Yuba County In-Home Supportive
Services Public Authority

CONSULTANT

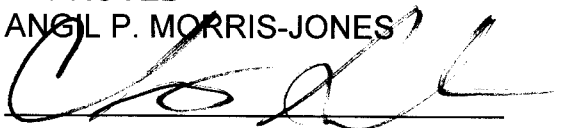

Robert J. Muszar

APPROVED AS TO FORM:

APPROVED

for: ANGEL P. MORRIS-JONES

by:





CONSENT
AGENDA

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The County of Yuba

BOARD OF SUPERVISORS

APRIL 26, 2011 – MINUTES



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

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

County Counsel Angil Morris Jones requested to add to the agenda a matter of business that arose after the agenda was posted, one case of Pending litigation Hewlett vs. County of Yuba et al.

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

- III. CONSENT AGENDA: All matters listed under the Consent Agenda are considered to be routine and can be enacted in one motion.

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

A. Auditor-Controller

1. Receive Independent Accountant's Report on the Treasurer's Statement of Assets for the quarter ended December 31, 2010. (165-11) Treasurer Tax Collector Dan Mierzwa clarified details in the Specific Purpose Investments and Bond Reinvestments portion of the report and responded to Board inquiries. Auditor Dean Sellers and Assistant Auditor Richard Arrow responded to Board inquiries.

Following Board discussion direction was given to revise the statement to include the corrected information and return to the Board May 10, 2011.

MOTION: Move to continue item to May 10, 2011 MOVED: John Nicoletti SECOND: Andy Vasquez
 AYES: Andy Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, Hal Stocker
 NOES: None ABSENT: None ABSTAIN: None

B. Clerk of the Board of Supervisors

1. Approve minutes of the meetings of April 5 and 12, 2011. (166-11) Approved as written.
2. Reappoint Gabriel Moore to the In-Home Supportive Services Advisory Commission as a representative for a term ending April 26, 2013. (167-11) Approved.
3. Reappoint Esperanza Arellano to the First Five Yuba Commission as a representative for a term ending April 26, 2014. (168-11) Approved.

C. Community Development and Services

1. Accept River Oaks East Village 1 project as complete and file notice of completion, release performance bonds for Tract Map No. 1995-57, and release labor and materials bonds 90 days after filing notice of completion. (169-11) Approved.
2. Accept Beale Air Force Base Access project as complete and authorize the Public Works Director to sign and record the Notice of Completion. (170-11) Approved.
3. Adopt resolution authorizing the Director of Environmental Health to apply for and enter into agreement with the State of California and to sign the grant agreement, and any amendments thereto for the Rural Underground Storage Tank Prevention Program, Fiscal Years 2011/2012 - 2012/2013. (171-11)

Adopted Resolution No. 2011-33, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION AUTHORIZING THE DIRECTOR OF ENVIRONMENTAL HEALTH TO APPLY FOR AND ENTER INTO AGREEMENT WITH THE STATE OF CALIFORNIA AND TO SIGN THE GRANT AGREEMENT, AND ANY AMENDMENTS THERETO FOR THE RURAL UNDERGROUND STORAGE TANK PREVENTION PROGRAM, FISCAL YEARS 2011/2012 - 2012/2013."

4. Authorize Budget Transfer in the amount of \$5,300 from Account No. 102-0000-371-97-03 (Local Fees for Construction) to Account No. 102-9100-431-23-00 (Professional Services) for FEMA processing fee associated with a Letter of Map Revision. (172-11) Authorized.
5. Approve contract with Applied Engineering and Geology, Inc. for environmental consulting services and authorize the Chairman to execute same. (173-11) Approved.

D. County Administrator

1. Approve Regional Waste Management Authority to submit grant application on the County's behalf for the Household Hazardous Waste Grant program for Fiscal Year 2010/2011 by authorizing the County Administrator to execute submittal letter. (174-11) Approved.

E. Human Resources

1. Adopt resolution changing the title of Personnel Director to Human Resources Director on Plan Administration documents for PARS. (175-11)

Adopted Resolution No. 2011-34, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION TO CHANGE THE NAME OF THE PARS PLAN ADMINISTRATOR."

2. Adopt resolution amending the Departmental Position Allocation Schedule No. 2010-112; and adopt resolution amending the Classification System - Basic Salary Schedule No. 2009-89, as they relate to the Administrative Services Department effective May 1, 2011. (176-11)

Adopted Resolution No. 2011-35, which is on file in Yuba County Resolution Book No. 42 entitled: RESOLUTION AMENDING THE DEPARTMENTAL POSITION ALLOCATION SCHEDULE NO. 2010-112." and Adopted Resolution No. 2011-36 entitled: "RESOLUTION AMENDING THE CLASSIFICATION SYSTEM - BASIC SALARY SCHEDULE NO. 2009-89."

IV. PUBLIC COMMUNICATIONS:

Mr. Nick Spaulding, Oregon House, expressed concern with missing regulatory information in the Draft General Plan Update Environmental Impact Report.

Public Works Director Mike Lee advised there would be an East Linda Community Park workshop in Board chambers Thursday, April 28th, at 5:00 p.m.

Mr. Richard Boyd, Browns Valley, expressed concerns regarding Yuba County's stance on health.

Mr. Rick Paskowitz, Yuba Group against Garbage (YUGAG), expressed concerns regarding AB1178 Solid Waste: Place of Origin.

V. COUNTY DEPARTMENTS

A. Administrative Services

1. Adopt resolution in support of the Enterprise Zone program. (Five minute estimate) (177-11) Airport Manager Mary Hansen recapped the Enterprise Zone Program and responded to Board inquiries.

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

Adopted Resolution No. 2011-37, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION IN SUPPORT OF THE ENTERPRISE ZONE PROGRAM."

2. Adopt resolution approving geographic expansion to the boundaries of the Yuba-Sutter Enterprise Zone identified as YSEZ Expansion No. 2. (Public Facilities Committee recommends approval) (Five minute estimate) (178-11) Airport Manager Mary Hanson and Economic Development Coordinator John Fleming recapped the expansion to the boundaries and including adding Naumes, Inc. and responded to Board inquiries.

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

Adopted Resolution No. 2011-38, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION APPROVING A GEOGRAPHIC EXPANSION TO THE BOUNDARIES OF THE YUBA-SUTTER ENTERPRISE ZONE IDENTIFIED AS YSEZ EXPANSION NO. 2."

3. Adopt resolution approving a noncontiguous geographic expansion to the boundaries of the Yuba-Sutter Enterprise Zone identified as YSEZ Expansion No. 3. (Public Facilities Committee recommends approval) (Five minute estimate) (179-11) Airport Manager Mary Hanson recapped a noncontiguous expansion to the boundaries and responded to Board inquires.

MOTION: Move to adopt 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

Adopted Resolution No. 2011-39, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION APPROVING A NONCONTIGUOUS GEOGRAPHIC EXPANSION TO THE BOUNDARIES OF THE YUBA-SUTTER ENTERPRISE ZONE IDENTIFIED AS YSEZ EXPANSION NO. 3."

B. Auditor-Controller

1. Receive presentation and audit report for the County of Yuba dated June 30, 2010. (Fifteen minute estimate) (180-11) Mr. Brad Constantine, Gallina LLP, recapped the statements and reports, clerical errors and material weaknesses, and responded to Board inquires.

County Administrator Robert Bendorf advised some corrections have already been implemented as a result of information gained in the exit interview.

Auditor Dean Sellers and Assistant Auditor Richard Arrow responded to the following inquiries:

- Use of Miscellaneous Accounts
- Types of Journal Entries
 - How they are generated, checked, and approved
- Current Accounting System
 - Version in use
 - Updates and capabilities

C. Board of Supervisors

1. Adopt resolution approving the Bi County Solid Waste Independent Hearing Panel Procedures Manual. (Ten minute estimate) (127-11) County Counsel Angil Morris-Jones recapped the necessity for a procedures manual advising this model is approved by the state and used by numerous counties and municipalities, and responded to Board inquiries.

Ms. Annie Embree, Brigit S. Barnes and Associates, representing Yuba Group against Garbage, urged the Board to cancel panel hearing and requested petition for a hearing before an independent hearing judge.

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

Adopted Resolution No. 2011-40, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION ADOPTING THE SOLID WASTE INDEPENDENT HEARING PANEL PROCEDURES MANUAL AS RECOMMENDED BY THE PANEL."

MOTION: Move to add to the agenda an item of business that arose after the agenda was posted to approve allowing petitioner to bypass the local hearing and proceed directly to the State

MOVED: Andy Vasquez SECOND: Roger Abe

AYES: Andy Vasquez, Roger Abe

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

D. Community Development and Services

1. Approve Planning Departments continuing to provide administrative support to the Trails Commission, and approve Public Works providing quarterly reports to the Commission on trail related activities. (Five minute estimate) (181-11) Public Works Director Mike Lee recapped providing administrative support for the Trails Commission and responded to Board inquiries

County Counsel Angil Morris-Jones advised training materials on the Brown Act are being prepared for all commissions and special districts.

The following individuals spoke:

- Ms. Diana Culver, Browns Valley, Trails Commissioner
- Ms. Alyssa Lindman, Trails Commission Chair
- Mr. Nick Spaulding, Oregon House

County Administrator Robert Bendorf, advised staff is operating within the constraints of the budget.

Following additional Board discussion the matter was continued until further notice.

E. Library

1. Approve grant application for a Preservation Assistance Grant for the Library's California Room from the National Endowment for the Humanities and authorize the Chairman to execute same. (182-11) Management Analyst Grace Mull recapped the benefit of applying for the Preservation Assistance Grant and responded to Board inquiries.

MOTION: Move to approve 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

VI. ITEM OF PUBLIC INTEREST

- A. Approve Second Hand Dealer's permit from Virginia Lack dba Lack's Antiques and Collectibles located at 17557 Abies Lane, Brownsville and take action as appropriate. (Five minute estimate) (184-11)

MOTION: Move to approve MOVED: Mary Jane Griego SECOND: John Nicoletti

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

NOES: None ABSENT: None ABSTAIN: None

- VII. RECESS: The Board recessed at 12:59 p.m. and reconvened at 1:10 p.m. with all members present as indicated above.

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

- A. Ordinance - Hold public hearing, waive reading, and introduce ordinance amending Title XIII, of the Yuba County Ordinance Code by repealing and re-enacting sections of the consolidated fee ordinance related to certain departments. (Finance and Administration Committee recommends approval) (Ten minute estimate) (183-11) Management Analyst Grace Mull recapped revisions of fees for various departments and responded to Board inquiries.

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

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

IX. CORRESPONDENCE - (185-11)

- A. Memo from Yuba County Treasurer/Tax Collector regarding 2009/2010 tax and revenue anticipation note earnings. Accepted.
- B. Letter from United States Department of Commerce regarding the 2010 Census County Question Resolution Program. Accepted.
- C. Notice from United States Forest Service Plumas Nation Forest schedule of proposed action April 1, 2011 through June 30, 2011. Accepted.
- D. Notice from Dr. Joseph Cassady, Public Health Officer advising he would be out of state June 6 through 16, 2011. Accepted.
- E. Minutes from Department of Fish and Game Wildlife Conservation Board from the meeting of November 18, 2010 regarding Lower Yuba River, Excelsior Phase 1. Accepted.

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

Supervisor Stocker:

- Memorial Adjournment - Mr. Gary Potter
- Camptonville Community Service District meeting held April 25, 2011
- Camptonville Ladies Auxiliary Thrift Store contributions to the fire department
- Pioneer Days Saturday, April 23, 2011
- Easter egg hunt in Brownsville held April 24, 2011
- Economic Development presentation at Alcouffe Community Center held April 21, 2011
- Digital law legal services available at the Ponderosa Community Center
- Administrative Services conducting an energy audit of the Ponderosa Community Center

Supervisor Griego:

- Yuba County Health Committee
- Town Hall meeting held at Star Bend boat ramp April 23, 2011
- Sacramento Area Council of Governments meeting held April 19, 2011
- Yuba Sutter Transit Authority meeting held April 21, 2011
- Yuba County Water Agency committee meeting held April 22, 2011

- AMGEN tour meeting held April 25, 2011
- Olivehurst Avenue Improvement Town Hall meeting held April 26, 2011

Supervisor Nicoletti:

- AMGEN tour meeting held April 25, 2011
- Review of costs associated with landfill and possible rate increase for Recology
- Policies manuals and practices for the Auditors' Office
- Beale Air Force Base Air Show April 30 - May 1, 2011
- Administrative Services awarded contract to Copy City for print shop services
- City of Marysville Sphere of Influence boundary adjustment meeting held April 21, 2011
- Regional Waste Management Authority meeting held April 21, 2011
- Pioneer Days Saturday, April 23, 2011
- Meeting regarding a Historical museum featuring working scale model of a gold dredger
- Met with Chairman Ryberg from Tsi-Akim Maidu Tribe regarding an event to be held in October at Sycamore Ranch
- Yuba County Water Agency managers report indicates currently at 175 percent of annual rainfall and snow pack
- General Plan Update meeting in Loma Rica with Yuba First, Sutter Buttes Tea Party, and Dobbins Oregon House Action Committee held April 25, 2011

Supervisor Vasquez:

- Yuba County Deputy Sheriff's Association Easter egg hunt held Saturday, April 23, 2011
- New Life Alliance Church dedication held April 23, 2011

Supervisor Abe:

- City of Marysville Sphere of Influence boundary adjustment meeting held April 21, 2011
- Board of Supervisors training held April 15, 2011
- Local Agency Formation Commission meeting held April 14, 2011
- Testified before Assembly Natural Resources Committee hearing April 25, 2011
- Wheatland Lions Club Easter egg hunt held Saturday April 23, 2011

County Administrator Robert Bendorf:

- Department Head meetings held on the third Thursday of each month
- City of Marysville Sphere of Influence boundary adjustment meeting held April 21, 2011
- Processing 2012 rate application and negotiating franchise agreement with Recology
- Shady Creek fundraiser held April 22, 2011.

XI. CLOSED SESSION: The Board retired into closed session at 1:43 p.m. to discuss the following:

- A. Conference with Real Property Negotiator pursuant to Government Code §54956.8 - Property: APN 016-350-003 Negotiating Parties: Kevin Mallen, Mike Lee, and Robert Bendorf Negotiation: Terms, Conditions and/or Purchase Price
- B. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - DDA/DSA/MSA/YCEA/Unrepresented and County of Yuba

- C. Personnel pursuant to Government Code § 54957 (b) (1) - Public Employee: Discipline/Dismissal/Release
- D. Pending litigation pursuant to Government Code §54956.9(a) – Hewlett vs. County of Yuba et al.

The Board returned from closed session at 2:49 p.m. with all members present as indicated above.

Counsel advised by unanimous vote the matter of Hewlett vs. County of Yuba et al was referred to Porter Scott to provide a defense and direction was given on all other matters.

XII. ADJOURN: 2:50 p.m. in memory of Mr. Gary Potter by Chairman Abe.

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Chair

BY: Rachel Ferris, Deputy Clerk

Approved: _____

The County of Yuba

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

MAY 3, 2011 – MINUTES



The Honorable Board of Supervisors of the County of Yuba met in special session on the above date, commencing at 6:01 p.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors Andy Vasquez, John Nicoletti, Roger Abe, and Hal Stocker. Mary Jane Griego was absent. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Abe presided.

- I. PLEDGE OF ALLEGIANCE - Led by Supervisor Nicoletti
- II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker - All present.
- III. CONSENT AGENDA: All matters listed under the Consent Agenda are considered to be routine and can be enacted in one motion.

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

A. Community Development and Services

1. Adopt resolution authorizing the Executive Director of the Yuba County Community Services Commission to execute contracts with the agencies approved to receive Community Services Block Grant Funding. (187-11)
Adopted Resolution No. 2011-41, which is on file in Yuba County Resolution Book No. 42 entitled: "RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR OF THE YUBA COUNTY COMMUNITY SERVICES COMMISSION TO EXECUTE CONTRACTS WITH THE AGENCIES APPROVED TO RECEIVE COMMUNITY SERVICES BLOCK GRANT FUNDING."
2. Accept Rio Del Oro Village 12 Unit 8 project as complete, approve filing the Notice of Completion and release Performance bonds; authorize release of Labor and Materials Bonds 90 days after filing Notice of Completion. (188-11) Approved.
3. Approve application for a floodplain development variance for the agricultural storage building planned at 8947 State Route 70, APN 006-030-002. (Land Use and Public Works Committee recommends approval) (189-11) Approved.

B. Sheriff-Coroner

1. Approve agreement with the United States Department of Justice, Drug Enforcement Administration to provide law enforcement services relating to the eradication and suppression of illicit marijuana and authorize the Chairman to execute same. (190-11) Approved.

IV. SPECIAL PRESENTATION

- A. Present proclamation proclaiming May 6-12, 2011 National Nurses Week. (198-11) Chairman Abe read and presented the proclamation to Nurses Donna Label and Kim Sivley of Fremont Rideout Health Care Group
- B. Present proclamation proclaiming May 2011 as Foster Care Month in Yuba County. (Five minute estimate) (191-11) Chairman Abe read and presented proclamation to Sutter-Yuba Foster Parent Association President Leah Enix.
- C. Present proclamation celebrating Loyalty Day May 1, 2011. (192-11) Proclaimed.

V. PUBLIC COMMUNICATIONS: No one came forward.

VI. COUNTY DEPARTMENTS

A. Board of Supervisors

1. Receive information and adopt resolution endorsing the Sierra Nevada Geotourism Project. (Fifteen minute estimate) (193-11) Project Manager Martini Morris provided a Power Point presentation outlining the project and responded to Board inquiries.

MOTION: Move to adopt 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

Adopted Resolution No. 2011-42, which is on file in Yuba County Resolution Book No. 42 entitled:
"RESOLUTION ENDORSING THE SIERRA NEVADA GEOTOURISM PROJECT."

2. Consider position on Assembly Bill 1178 Solid Waste: Place of Origin and take action as appropriate. (Fifteen minute estimate) (194-11) Postponed to June 7, 2011.

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

- A. Ordinance - Hold public hearing, waive reading, and adopt ordinance amending Title XIII of the Yuba County Ordinance Code by repealing and re-enacting certain chapters of the consolidated fee ordinance related to certain departments. (Finance and Administration Committee recommends approval) (Second Reading) (Five minute estimate) (183-11) Chairman Abe opened the public hearing. No one came forward.

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

Adopted Ordinance No. 1505, which is on file in Yuba County ordinance Book No. 22 entitled: "ORDINANCE REPEALING AND RE-ENACTING CHAPTERS 13.00.32, 13.00.042, 13.00.044, 13.00.052, 13.00.056, 13.00.060, 13.20.100, 13.20.300, 13.20.400 OF THE YUBA COUNTY CONSOLIDATED FEE ORDINANCE CODE."

VIII. ITEM OF PUBLIC INTEREST

- A. Consider request from Cherokees of California, Inc. Secretary Marilyn Lowe for reduction of fees in the amount of \$400 for a three-day event including overnight camping at Hammon Grove Park and take action as appropriate. (Fifteen minute estimate) (195-11) Pulled from consideration at request of Cherokees of California Inc.
- B. Consider request from Community Options for Resources in Education (CORE) the Camptonville Academy for a letter of support to the United States Department of Agriculture to fund the Education Resource Center and authorize the Chairman to execute same. (Ten minute estimate) (196-11) School Director Chris Mahurin recapped the school charter and expansion.

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

IX. CORRESPONDENCE - (197-11)

- A. Notice from Federal Energy Regulatory Commission regarding Scoping Document 2 for the Yuba River Hydroelectric Project. Accepted.

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

Supervisor Vasquez:

- Substance Abuse Advisory Board regarding prevention of marijuana use
- Beale Air Show held April 30 and May 1, 2011

Supervisor Nicoletti:

- Emergency Medical Services Board
- Yuba Sutter Chambers of Commerce Government committee meeting May 3, 2011
- Perspectives 2011 held April 29, 2011
- Beale Air Show held April 30 and May 1, 2011
- Cinco de Mayo Parade held April 28, 2011
- Vintage Tractor Days held April 28, 2011
- Memorial Adjournment - Mr. Donald Bielby
- Memorial Adjournment - Ms. Andrea Goeden

Supervisor Griego:

- Perspectives 2011 held April 29, 2011
- Beale Air Show held April 30 and May 1, 2011
- South Yuba County Economic Improvement Committee

- CALAFCO Executive Board conference call held April 28, 2011
- Highway 70 and 20 project meeting with Butte County representatives held May 3, 2011
- Cap to Cap in Washington DC June 6 - 11, 2011

Supervisor Stocker:

- Memorial Adjournment - Mrs. Emma Frances Ingersoll
- Vintage Tractor Days held April 28, 2011
- Historical Association presentation regarding dredging of rivers

Supervisor Abe:

- Congressman Herger's Town Hall meeting held April 27, 2011
- Perspectives held April 29, 2011
- Chico Wildflower Race held April 30, 2011 to promote AMGEN Race
- Beale Air Show held April 30 and May 1, 2011
- Highway 70 and 20 project meeting with Butte County representatives held May 3, 2011

County Administrator Robert Bendorf: Perspectives 2011 held April 29, 2011 and recognition of Naumes Inc. and their donation of \$18,000 to the Friends of the Library to purchase public access computers at the County Library

XI. CLOSED SESSION: Pulled from consideration.

A. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - DDA/DSA/MSA/YCEA/Unrepresented and County of Yuba

XII. ADJOURN: 6:52 p.m. by Chairman Abe in memory of Mrs. Emma Frances Ingersoll, Mrs. Andrea Goeden, and Mr. Donald Eber Beilby.

Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: _____

The County of Yuba

Office of Clerk of the Board of Supervisors



To: Board of Supervisors

From: Donna Stottlemeyer, Clerk of the Board

A handwritten signature in cursive script, appearing to read "Donna Stottlemeyer", is written over the printed name.

Subject: Fish and Game Advisory Commission

Date: May 17, 2011

Recommendation

Appoint Robert W. Gass to the Yuba County Fish and Game Advisory Commission as the Yuba County Water Agency South representative, with a term ending date of December 31, 2014.

Background and Discussion

The Local Appointment List of all Boards/Commissions/Committees is continually posted indicating vacancies, appointees, terms of office, qualifications and meeting information and is updated monthly. This vacancy was posted as scheduled vacancy. An application from Robert W. Gass is attached for your review along with a recommendation for appointment from Yuba County Water Agency.

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

Fiscal Impact

None

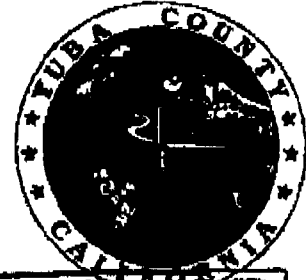
Committee Action

None required.

attachments

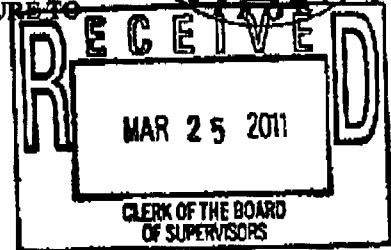
The County of Yuba

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



FISH AND GAME ADVISORY COMMISSION

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

APPLICANT NAME:

ROBERT W. GASS

MAILING ADDRESS:

PHYSICAL ADDRESS:

TELEPHONE:

HOME:

WORK:

N/A

OCCUPATION/PROFESSION:
SUPERVISOR/DISTRICT
NUMBER:

RETIRED

3

REASONS YOU WISH TO
SERVE ON THIS BODY:

HAVE PLENTY OF FREE TIME - WILLING
TO HELP ANY WAY I CAN

QUALIFICATIONS:

LIST PAST AND CURRENT
PUBLIC POSITIONS HELD:

VOLUNTEER FOR FRED FREED - VOLUNTEER FOR
784 RECLAMATION DISTRICT

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.

SIGNATURE

3-25-11
DATE

THIS SECTION FOR OFFICE USE ONLY

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

☐ APPLICANT APPOINTED:

☒ OTHER:

Recommended Appointment

Sidney R. Mark YCWA

The County of Yuba

HEALTH & HUMAN SERVICES DEPARTMENT

Suzanne Nobles, Director

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




212-11

Joseph W. Cassady, D.O.,

Health Officer

Phone: (530) 749-6366

TO: Board of Supervisors
Yuba County

FROM: 
Suzanne Nobles, Director
Health and Human Services Department

DATE: May 17, 2011

SUBJECT: First Amendment to the Agreement with Yuba College for the
Independent Living Program (ILP)

RECOMMENDATION: Board of Supervisors approval of the First Amendment to the Agreement between Yuba County, on behalf of its Health and Human Services Department, and Yuba Community College for services for the ILP program for the term of July 1, 2010 through June 30, 2011 is recommended.

BACKGROUND: Since July, 2000, Yuba County has contracted with Yuba College to provide services for the ILP program. ILP provides services to youths in foster care between the ages of 16 and 18 years of age and to youths up to 21 years of age who were in foster care at the time of their 18th birthday. These services, which train and assist youths in successfully transitioning into adulthood and out of the foster care living environment include: training in employment preparation and attainment, securing housing, money management, and instruction on computer assembly as well as use of various computer applications.

DISCUSSION: The ILP program is designed for youths to participate in weekly training activities, which cover a wide range of areas to meet the goals of the program, as well as attend a computer camp. The activities, incentives and training areas are developed through the collaborative efforts of foster parents with youth in ILP, Children's Services staff of Sutter and Yuba Counties, Yuba Community College staff and emancipated youth who have participated in the ILP program. This Amendment will increase the amount payable under this Agreement from \$58,645.00 to \$65,530.00 to allow for interpretation services for ILP youths in the program.

COMMITTEE: The Human Services Committee recommended approval on May 10, 2011.

FISCAL IMPACT: Approval of this First Amendment to the Agreement with Yuba Community College for services for the ILP program will not impact County Funds. The \$65,530 in costs for these services will be funded through the ILP Service allocation.

**FIRST AMENDMENT TO THE AGREEMENT
BETWEEN THE COUNTY OF YUBA
AND
YUBA COLLEGE**

This is the First Amendment to the Agreement between the County of Yuba ("COUNTY"), on behalf of its Health and Human Services Department, and Yuba College ("CONTRACTOR") entered into on March 1, 2011 for the provision of the Independent Living Program (ILP) services that provide training and assistance to foster care youth for the term commencing July 1, 2010 and ending June 30, 2011. The purpose of this First Amendment is to add interpreting services for the hearing impaired ILP youth effective November 1, 2010 and to increase the maximum amount payable under the terms of this Agreement. All other terms and conditions of the original Agreement entered into on March 1, 2011 shall remain in full force and effect.

This First Amendment amends Provision 1. Services, ATTACHMENT A, Subsection A.1.1 to read in its entirety as follows:

A.1.1. CONTRACTOR shall:

- A. Provide weekly training to former and current foster care youths beginning between the ages of 16 and 18 and continuing up to age 21. Trainings shall be conducted in two classroom settings with ILP youths assigned on the basis of competency areas.
- B. Select, secure and schedule presenters for weekly trainings.
- C. Arrange site support, including equipment, presentation materials and refreshments as appropriate for the trainings.
- D. Select, secure and schedule activities.
- E. Develop, print, mail, and e-mail all activity announcements to the ILP youth as well as their foster parents.
- F. Register participants for the planned enrichment activities.
- G. Arrange for lodging when needed for participants

and/or presenters.

- H. Purchase computer, printer, and other necessary equipment and provide two days of training on how to operate the computer and printer for fifteen (15) identified ILP youths during each fiscal year of the term of this Agreement.
- I. Provide two (2) day retreats for selected ILP youth which includes trainings, site support, and meals.
- J. Plan, facilitate, and carry out all activities for the ILP program. Additionally, CONTRACTOR shall identify new and emerging activities, ideas, and issues surrounding the youth in regards to the ILP program which would benefit the youth and strengthen their resources.
- K. CONTRACTOR shall meet and confer on a monthly basis with YCHHSD staff, Workforce Investment Act (WIA) staff and other adults who participate in the weekly trainings or activities.
- L. Provide qualified American Sign Language interpreting services to hearing impaired ILP youths during ILP training, retreats, and associated activities. Additionally, the interpreters will have had adequate training, experience, and certifications or screening as necessary to interpret in a variety of settings for hearing-impaired individuals.

This First Amendment amends Provision 3. Payment, ATTACHMENT B, Subsection B.1 Base Contract Fee to read in its entirety as follows:

B.1 BASE CONTRACT FEE. COUNTY shall pay CONTRACTOR a contract fee not to exceed Sixty-Five Thousand, Five Hundred, and Thirty Dollars (\$65,530.00), as specified in Attachment F - Budget. In no event shall total compensation paid to CONTRACTOR under this Provision B.1 exceed Sixty-Five Thousand, Five Hundred, and Thirty Dollars (\$65,530.00) without an amendment to this Agreement approved by the Yuba County Board of Supervisors.

This First Amendment amends ATTACHMENT F - Budget to read in its entirety as follows:

ATTACHMENT F
Independent Living Program Budget
7/1/2010 - 6/30/2011

Fee Services				
		No. of Trainings	Cost per Training	Total
	Weekly Trainings	49	\$655	\$32,095
Computer Camp				
		No. of Youth	Cost per Youth	Total
	Fall 2010	7	\$600	\$4,200
	Spring 2011	8	\$1,500	\$12,000
Total				\$16,200
Direct Service Budget				
Graduations/Celebrations				
	Gifts	\$4,850		
	Meals	\$2,000		
	Subtotal			\$6,850
Day Retreats				
	Supplies	\$300		
	Consult/Presenter	\$600		
	Conference	\$2,600		
	Subtotal			\$3,500
Interpreter Services				
		No. of Hours	Rate per Hour	
	Sign Language Interpreting	153	\$40.00	\$6,120
		No. of Days	Cost per Day	
	Travel Cost	51	\$15.00	\$765
	Subtotal			\$6,885
Grand Total				\$65,530

This First Amendment amends ATTACHMENT H - Invoice Format to read in its entirety as follows:

ATTACHMENT H
Invoice Format

Contractor Name: _____ **Contact:** _____
Address: _____ **Phone:** _____
Period of Service: _____

<u>Service</u>	<u>Rate</u>	<u># of Child Or Service Rendered</u>	<u>Amount</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Subtotal Service Fees _____

Direct Service Costs

Graduations/Celebrations

Gifts _____

Meals _____

Total Graduation/Celebration Expenses _____

Weekend Retreats

Supplies _____

Consultant/presenter _____

Conference _____

Total Weekend Retreats _____

Interpreter Services

	<u>Hourly Rate</u>	<u># of Hours</u>	<u>Amount</u>
Sign Language Interpreting	_____	_____	_____

	<u>Travel Cost</u>	<u># of Days</u>	<u>Amount</u>
Travel Cost	_____	_____	_____

Total Interpreter Services _____

Invoice Grand Total _____

Certification:

I certify that this invoice is in all respects true and correct; that all material, supplies, or services claimed have been received or performed, and were used or performed exclusively in connection with the contract; that payment has not been previously received for the amount invoiced herein; and that the original invoices, payrolls, or other documentation are on file.

Authorized Signature

Date

Mail original and back-up documentation to:

Yuba County Health and Human Services Department

Attention: Fiscal

P.O. Box 2320, Marysville, CA 95901

All remaining provisions of the Agreement between the County of Yuba, on behalf of its Health and Human Services Department, and Yuba College entered into on March 1, 2011 for the provision of ILP services to foster care youth shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment this _____ day of _____, 2011.

"COUNTY"

"CONTRACTOR"

COUNTY OF YUBA

YUBA COLLEGE

Roger Abe, Chair
Yuba County Board of Supervisors

Dr. Kay Adkins, President
~~Board of Trustees~~ Yuba College

INSURANCE PROVISIONS
APPROVED

Martha K. Wilson,
Risk Manager

Dr. Nicki Harrington,
Chancellor

APPROVED AS TO FORM:
COUNTY COUNSEL

for _____
Angil P. Morris-Jones
County Counsel

RECOMMENDED FOR APPROVAL:

Suzanne Nobles, Director
Yuba County Health and
Human Services Department



COUNTY
DEPARTMENTS

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Office of Clerk of the Board of Supervisors

To: Board of Supervisors
From: Donna Stottlemeyer, Clerk of the Board
Subject: **Fish and Game Advisory Commission**
Date: May 17, 2011

Recommendation

Appoint one At-Large representative to the Yuba County Fish and Game Advisory Commission with term ending May 17, 2015.

Background and Discussion

The Local Appointment List of all Boards/Commissions/Committees is continually posted indicating vacancies, appointees, terms of office, qualifications and meeting information and is updated monthly. This is a scheduled vacancy; two applications have been received from Lenny Morales and Randy Davis, and are attached for your review and consideration.

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

Fiscal Impact

None

Committee Action

None required.

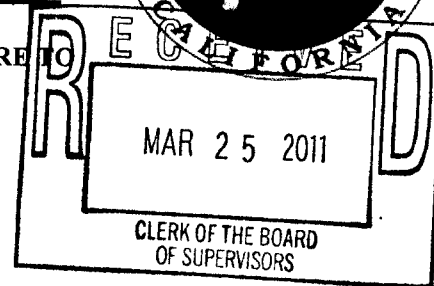
attachments

The 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



Fish and Game Advisory Commission

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

APPLICANT NAME: LENNY MORALES

MAILING ADDRESS: [REDACTED]

PHYSICAL ADDRESS: SAME AS ABOVE

TELEPHONE:

HOME: [REDACTED]

WORK: [REDACTED]

OCCUPATION/PROFESSION:

EQUIPMENT OPERATOR

SUPERVISOR/ DISTRICT

DIST 4

NUMBER:

REASONS YOU WISH TO

FAMILIAR WITH AREA RIVERS

SERVE ON THIS BODY:

INTEREST IN FISH AND GAME

QUALIFICATIONS:

TRUSTWORTHY, INTELLIGENT AND OPEN-MINDED

RESPECTFUL OF LAWS, BOTH THE COUNTY'S AND MOTHER NATURE'S

LIST PAST AND CURRENT

VOLUNTEER FOR BOYS AND GIRLS LITTLE LEAGUE.

PUBLIC POSITIONS HELD:

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.

SIGNATURE

DATE

3/25/11

THIS SECTION FOR OFFICE USE ONLY

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

☐ APPLICANT APPOINTED: _____

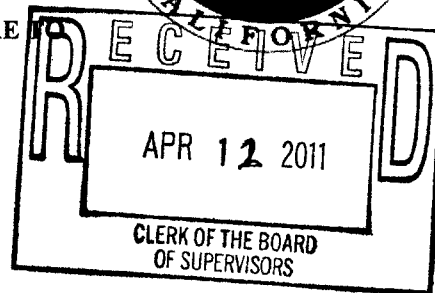
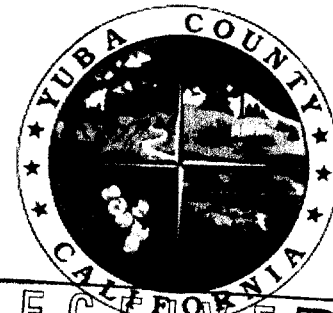
☐ OTHER: _____

The County of Yuba

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

RETURN APPLICATION WITH ORIGINAL SIGNATURE

CLERK OF THE BOARD OF SUPERVISORS
YUBA COUNTY GOVERNMENT CENTER
915 EIGHTH STREET, SUITE 109
MARYSVILLE, CA 95901
(530) 749-7510



Fish and Game

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

APPLICANT NAME:

Randy Davis

MAILING ADDRESS:

PHYSICAL ADDRESS:

TELEPHONE:

HOME:

WORK:

OCCUPATION/PROFESSION:
SUPERVISOR/ DISTRICT
NUMBER:

Soil Scientist
District 1

REASONS YOU WISH TO
SERVE ON THIS BODY:

I am interested in protecting & maintaining
ecosystems for future generations

QUALIFICATIONS:

B.S. - Soils & Plant Nutrition - UC Berkeley '76
35 years experience - Rangeland - US Forest Service

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.

SIGNATURE

Randy Davis

DATE

4/11/2011

THIS SECTION FOR OFFICE USE ONLY

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

☐ APPLICANT APPOINTED: _____

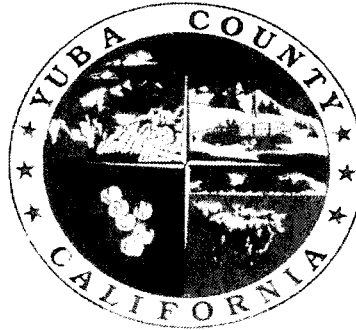
☐ OTHER: _____

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The County Of Yuba

PROBATION DEPARTMENT

JAMES L. ARNOLD
CHIEF PROBATION OFFICER



(530) 749-7550
FAX (530) 749-7364

Date: May 17, 2011
To: Board of Supervisors
From: Jim Arnold, Chief Probation Officer
Re: Budget Correction for Family Resource Budget

Recommendation: Board of Supervisors to consider budget transfer in the amount of \$19,792 from the General Fund Contingency account to the Family Resource budget and authorize Chairman to sign attached budget transfer.

Background: The Family Resource budget is within the Victim Services Unit of the County Probation Department. Funding is received from federal and state grant awards and can only be spent on expenditures outlined in the grant award agreements. The funding is customarily provided in advance. In an effort to prevent unspent grant award funding to roll into the general fund at the end of the year, the department typically submits a request to the Auditor's Office to encumber any unspent funds remaining into the new fiscal year. The request was submitted on June 21, 2010 but due to an oversight was not processed as requested.

Discussion: The purpose of the budget transfer request is to correct the oversight and move the funding back to the Family Resource budget. County staff from the Auditor's Office, Probation/Victim Witness and the CAO's office have met regarding this issue and have implemented a procedure to ensure this oversight does not occur in the future.

Committee: This item was not presented at Committee.

Fiscal Impact: The balance of the General Fund Contingency account after this transfer is applied will be \$169,626.

AUDITOR - CONTROLLER TRANSFER NO.

Dr. D. L. L.

DATE: 5/5/11 20

REQUEST APPROVAL OF THE FOLLOWING TRANSFER FISCAL YEAR ENDING JUNE 30, 2011

☒ ESTIMATED REVENUE INCREASED

☒ APPROPRIATION DECREASED

☒ APPROPRIATION INCREASED

ACCOUNT NO.	NAME	AMOUNT
101-0000 371-97-12		\$18,999.00
see attached		19,792.00
TOTAL		\$18,999.00 19,792.00

FUND TRANSFERS

FUNDS TO BE REDUCED:

FUND	AMOUNT

FUNDS TO BE INCREASED:

FUND	AMOUNT

GENERAL LEDGER (AUDITOR - CONTROLLER USE ONLY)

FUND	ACCOUNT	AMOUNT		FUND	ACCOUNT	AMOUNT	
		DEBIT	CREDIT			DEBIT	CREDIT

REASON FOR TRANSFER: A Request was made to encumber unspent non-general fund grant money to the Auditors Office June 21, 2010 and due to an oversight was not processed as requested. Please see attached breakdown sheet of actual line item dollar amounts not encumbered.

APPROVED:

☐ AUDITOR - CONTROLLER.

Signature

Date _____

Signature

DEPARTMENT OR PUBLIC OFFICIAL

☒ COUNTY ADMINISTRATOR: Robert Bendure / 5/5/11
Signature Date

Signature

Date _____

TITLE

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

AUDITOR - CONTROLLER

Approved:

BOARD OF SUPERVISORS

Auditor/Controller, Dean E. Sellers

Clerk of the Board

Date _____

Family Resource Center

Appropriation Decreased

General Fund Contingency

101-6900-410-71-01 \$19,792

TOTAL \$19,792

Appropriation Increased

Salaries

101-3150-423-01-01 \$12,690

Extra Help

101-3150-423-01-03 \$741

Standby

101-3150-423-01-06 \$45

Co Share PERS

101-3150-423-02-02 \$1,746

COPST

101-3150-423-02-03 \$7

Health Insurance

101-3150-423-02-04 \$3,221

Medicare

101-3150-423-02-05 \$137

Workers Comp

101-3150-423-02-06 \$199

Management Life Ins

101-3150-423-02-07 \$9

Unemployment Ins

101-3150-423-02-08 \$204

Communications \$793

101-3150-423-1200

TOTAL \$19,792

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April 25, 2011

**Board of Supervisors
Yuba County Government Center
915 8th Street, Suite 109
Marysville, CA 95901**

**Roger Abe
Chairmen of the Board**

Dear Mr. Abe,

My name is Jeanette Cavaliere. I, collectively farm five parcels of land- total acreage of 63 acres in Oregon House, known as Oregon House Farms. My farm crops are summer vegetables and seasonal fruit. For over 22 years, I have raised Registered Angus Cattle and have been marketing grass-fed beef under the brand, High Sierra Beef, for 4 years. The farm also has honey bees and I market local honey. Poultry are raised and I market eggs locally and in other counties as well.

To increase the sustainability of the farm, I opened up a Farm Store on my home property to market my farm products. My hours of operation were on the weekends, Saturday and Sunday from 10:00-3:00PM. Last year, I was ordered to close my farm store by County Code Enforcement.

I would like to request an exemption from commercial status in order to sell my beef. My beef is Federally Inspected at a USDA facility and my product meets both Federal and State guidelines. Yuba County zoning code states that my product may be potentially harmful. I would like to request that Yuba County grant me an exemption to this code requirement and that careful consideration be given to updating Yuba County codes to comply with both Federal and State requirements.

I am requesting that I have the opportunity to address the Board of Supervisors on this matter at a Board of Supervisors regularly scheduled meeting. Please let me know when I may be added to your agenda. Thank you for your consideration.

Respectfully Yours,

Jeanette L. Cavaliere

Oregon House Farms

www.hightsierrabeef.com

POB 118, Oregon House, CA 95962-0118

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
749-5440 • Fax 749-5616

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: Yuba County Board of Supervisors

From: Kevin Mallen, CDSA Director 

Date: May 17, 2011

Subject: Response to Request from Oregon House Farms

Recommendation:

Following adoption of the General Plan Update and currently drafted Interim Zoning Ordinance, this request could be approved administratively by staff.

Background/Discussion:

As part of the update of the County's General Plan, great emphasis has been placed on the goal of making Yuba County more business friendly and more specifically, looking for ways to enhance our valuable agriculture industry. The request dated, April 25, 2011 from Jeanette Cavaliere with Oregon House Farms is a prime example as to why the current General Plan and accompanying Zoning Ordinance were in need of improvement to meet our current vision and goals.

Under the existing General Plan and Zoning Ordinance, the request to sell products at a farm stand on one's property would be limited to just fruits and vegetables. When developing the updated General Plan as well as the drafting of the Interim Updated Zoning Ordinance, there was an understanding that there is a desire of property owners as well as a consumer demand to sell other agricultural products grown on people's property, such as beef, poultry, eggs, olive oil, and honey. The General Plan provides policy direction to support an Updated Zoning Ordinance that will provide a better fit with property owner's desires and meet the community's consumer needs.

As currently drafted, the Interim Zoning Ordinance that will be presented to the Board for consideration following the adoption of the Updated General Plan, allows for property owners in our rural communities and natural resources areas, to have up to 500 square foot produce stands without a need for a conditional use permit. The produce stands would be exempt from "commercial" status in regards to building codes, and would allow for the sale of unprocessed agricultural products grown onsite or from neighboring farms. This exemption of "commercial" status, however does not exempt the agricultural products from local, state, and or federal food codes and regulations.

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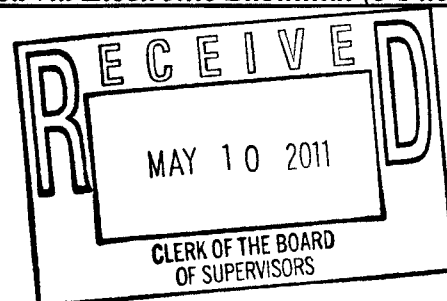
**Pacific Gas and
Electric Company**

Jon Eric Thalman
Director
Regulatory Strategy and Support
245 Market Street, MC N9G
San Francisco, CA 94177-0001

Filed via Electronic Submittal (e-File)

April 28, 2011

Honorable Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426



**Narrows No. 2 Powerhouse – Narrows No. 2 Substation 60 kV Transmission Line Project,
FERC Project No. 2678
Pre-Application Document**

**COPY OF REFERENCED
DOCUMENT ON FILE WITH
CLERK OF THE BOARD**

Dear Secretary Bose:

Pursuant to Section 5.6 of Title 18 of the Code of Federal Regulations (CFR), Pacific Gas and Electric Company (PG&E or Licensee), a California Corporation, files with the Federal Energy Regulatory Commission (FERC or the Commission) this enclosed Pre-Application Document (PAD) in support of PG&E's intent to file an application for a subsequent license for the Narrows No. 2 Powerhouse – Narrows No. 2 Substation 60 kV Transmission Line Project, FERC Project No. 2678. PG&E is the existing licensee and current owner and operator of the Project. The Federal Power Commission (predecessor to FERC) issued an *Order Issuing Minor Part License (Transmission Line)* for the Project to PG&E on July 1, 1969, for a term ending April 30, 2016.

This PAD filing includes one volume; the public portions of the enclosed Volume 1 contains the information required by 18 CFR § 5.6 (c) and (d) and is being distributed to federal and state resource agencies, local governments, Indian tribes, and other members of the public likely to be interested in this relicensing proceeding. PG&E has included the following information in the PAD: 1) a process plan and schedule; 2) review of major applicable laws and relevant comprehensive plans; 3) information on the Project location, facilities and operations; 4) a description of the existing environment and potential resource impacts; 5) a list of preliminary issues and studies; and 6) a summary of contacts made with various resource agencies, Indian tribes, non-governmental organizations or other members of the public in connection with preparing the PAD. In addition, a single-line diagram for the Project contains **Critical Energy Infrastructure Information (CEII)** pursuant to 18 CFR § 388.113(c) and is being filed as CEII.

BOS CORRESPONDENCE A

Simultaneously with the filing of this PAD and in conformance with 18 CFR § 5.5, under separate cover PG&E has filed with the Commission the Notice of Intent to file an application for a subsequent license for the Project on or before April 30, 2014.

PG&E looks forward to working with the Commission and other interested parties on the Narrows No. 2 Powerhouse – Narrows No. 2 Substation 60 kV Transmission Line Project relicensing. If you have any questions regarding this letter or the enclosed PAD please contact Forrest Sullivan at (916) 386-5580.

Respectfully submitted,



Jon Eric Thalman
Director
Regulatory Strategy and Support

Attachments: Electronic Format

- 1) Pre – Application Document Narrows No. 2 Powerhouse – Narrows No. 2 Substation 60 kV Transmission Line Project (FERC Project No. 2678)
- 2) Single-Line Diagram, FERC Project No. 2678 (Filed as **CEII** pursuant to 18 CFR § 388.113(c))

cc: w/Attachment (1): Electronic Format

Narrows No. 2 Powerhouse – Narrows No. 2 Substation 60 kV Transmission Line
Project Contact List

**Narrows No. 2 Powerhouse – Narrows No. 2 Substation 60 kV Transmission Line
Project, FERC Project No. 2678
Federal, State and Local Agency Contact List**

Yuba County Board of Supervisors 915 8th Street # 109 Marysville, CA 95901-5273	Nevada County Board of Supervisors Eric Rood Administrative Center 950 Maidu Avenue Nevada City, CA 95959
City of Marysville City Manager 915 Eighth Street Marysville, CA 95901	City of Grass Valley City Manager 125 East Main St. Grass Valley, CA 95945
Yuba County Water Agency General Manager 1220 F Street Marysville, CA 95901	Yuba City City Manager 1201 Civic Center Blvd. Yuba City, CA 95993
Nevada City City Manager 317 Broad Street Nevada City, CA 95959-2405	
Tahoe National Forest Forest Supervisor 631 Coyote Street Nevada City, CA 95959-2250	Plumas National Forest Forest Supervisor 159 Lawrence Street Quincy, CA 95981
U. S. Fish and Wildlife Service Branch Chief – Energy and Power 2800 Cottage Way, Suite W-2605 Sacramento, CA 95825-1846	U. S. Army Corps of Engineers Chief – Regulatory Branch Sacramento District 1325 J Street Sacramento, CA 95814-2922
National Parks Service Outdoor Recreation Planner 600 Harrison Street, Suite 600 San Francisco, CA 94107-1390	U.S. Environmental Protection Agency FERC Project Coordinator Pacific Regional Office 2800 Cottage Way Sacramento, CA 95825
Federal Emergency Management Agency Regional Office Presidio of San Francisco Building 105 San Francisco, CA 94129-4052	U.S. Bureau of Indian Affairs Area Director - Regional Office 2800 Cottage Way Sacramento, CA 95825-1885
Advisory Council on Historic Preservation Old Post Office Building 1100 Pennsylvania Ave. NW, Ste 803 Washington D.C. 20004-2501	U.S. Fish and Wildlife Service Anadromous Fish Restoration Program Habitat Restoration Coordinator 4001 North Wilson Way Stockton, CA 95205-2486

U.S. Bureau of Land Management Field Manager – Region Four 5152 Hillsdale Circle El Dorado Hills, CA 95762	California Bay-Delta Authority Upper Yuba River Studies Program Program Manager 650 Capital Mall, Fifth Floor Sacramento, CA 95814
U. S. Bureau of Reclamation Director South-Central California Area Office 1243 “N” Street Fresno, CA 93721	U.S. Geological Survey California Water Science Center Director 6000 J Street, Placer Hall Sacramento, CA 95819-2605
NOAA Fisheries Service Southwest Region 777 Sonoma Avenue, Room 325 Santa Rosa, CA 95404-6515	
California Department of Transportation CALTRANS Director – District 10 1976 Martin Luther King, Jr. Boulevard Stockton, CA 95205	California Department of Parks and Recreation State Historic Preservation Officer Calif. Office of Historic Preservation 1725 23 rd Street, Suite 100 Sacramento, CA 94296-7100
Region 2 - Cascade California Department of Forestry and Fire Protection 13760 Lincoln Way Auburn, CA 95603-3236	Manager – Region 2 California Dept. of Fish and Game 1701 Nimbus Road, Suite A Rancho Cordova, CA 95670-4503
Regional Water Quality Control Board Central Valley Region-Executive Officer 11020 Sun Center Drive, #200 Sacramento, CA 95670-3888	State Water Resources Control Board Section 401 Coordinator 1001 I Street P.O. Box 2000 Sacramento, CA 95812-2048
California Department of Boating and Waterways Director 2000 Evergreen Street Sacramento, CA 95815	California Department of Water Resources 1416 Ninth Street, 11 th Floor P.O. Box 942836 Sacramento, CA 95814-5511
Nevada County Planning Department Janet Hayes, Planning Commission Clerk 950 Maidu Road Nevada City, CA 95959-8600	Yuba County Planning Department Wendy Hartman, Planning Director 915 Eighth Street, Suite 123 Marysville, CA 95901
Pacific Gas and Electric Company Director of Licensing ATTN: David Moller Mail Code N11D 245 Market Street San Francisco, CA 94105	Environmental Defense Fund Regional Director California Regional Office 5655 College Avenue Suite 304 Oakland, CA 95648

National Heritage Institute Director of NHI Legal Services ATTN: Richard Roos-Collins 100 Pine Street San Francisco, CA 94111	Sierra Nevada Alliance Community Group Coordinator ATTN: Julie Leimbach P.O. Box 7989 South Lake Tahoe, CA 96158
Sierra Club Motherload Chapter Chapter Chair ATTN: Eric Parfrey 1414 K Street, Suite 500 Sacramento, CA 95814	Environmental Advocates Megan Anderson 19555 Burning Bush Road Nevada City, CA 95959
Yuba County Water Agency General Manager 1220 F Street Marysville, CA 95901	

**Narrows No. 2 Powerhouse – Narrows No. 2 Substation 60 kV Transmission Line
FERC Project No. 2678**

Tribal Contact List

Ren Reynolds
Butte Tribal Council
1693 Mt. Ida Road
Oroville, CA 95966

Grayson Coney, Representative
Tsi Akim Maidu
PO Box 1316
Colfax, CA 95713

April Moore
Nisenan/Maidu
19630 Placer Hills Rd
Colfax, CA 95713

Darrel Cruz, THPO
Washoe Tribe of Nevada and California
919 US Hwy 395 South
Gardnerville, NV 89410

Warren Gorbet, Chair
Maidu Cultural and Development Group
P.O. Box 426
Greenville CA 95947

Michael DeSpain
Director, OEPP
Mechoopda Indian Tribe
125 Mission Ranch Blvd
Chico, CA 95926

Clara LeCompte
PO Box 204
Susanville, CA 96130

Lavina Suehead, Chair
Colfax-Todds Valley Consolidated Tribe
P.O. Box 4884
Auburn, CA 95604

Nicholas Fonseca, Chair
Shingle Springs Rancheria
PO Box 1340
Shingle Springs, CA 95682

Don Ryberg
Tsi-Akim Maidu Tribal Office
1275 E Main Street
Grass Valley, CA 95945

Jerri White Turtle, Chair
Todds Valley Miwok-Maidu
21200 Todds Valley Road, No. 58
Foresthill, CA 95631

Crista Stewart, Representative
Greenville Rancheria
PO Box 279
Greenville, CA 95947

Mr. Guy Taylor
Environmental Protection Office
Concow Maidu Tribe of Mooretown Rancheria
1 Alverda Drive
Oroville, CA 95966

Ms. Jill Harvey
Maidu/Miwok
11799 McCourtney Road
Grass Valley, CA 95949

Marcos Guerrero, Representative
United Auburn Indian Community
10720 Indian Hill Rd
Auburn, CA 95603

Ms. Melany Johnson
Susanville Indian Rancheria
745 Joaquin Street
Susanville, CA 96130

Dwayne Brown, Chair
Berry Creek Rancheria of Maidu Indians
5 Tyme Way
Oroville, CA 95966

Cathy Bishop, Chair
Strawberry Valley Rancheria
PO Box 667
Marysville, CA 95901



**Pacific Gas and
Electric Company™**

Power Generation

245 Market Street
San Francisco, CA 94105

Mailing Address
Mail Code N11C
P.O. Box 770000
San Francisco, CA 94177

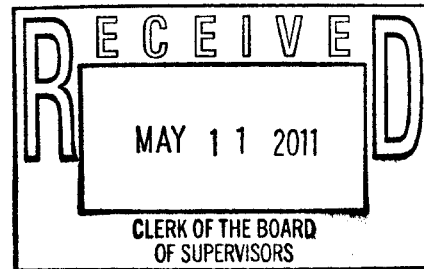
**COPY OF REFERENCED
DOCUMENT ON FILE WITH
CLERK OF THE BOARD**

April 11, 2011

Via Electronic Submittal (E-File)

The Honorable Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

**Subject: Drum-Spaulding Project
FERC Project No. 2310-173
Transmittal of Final License Application**



Dear Secretary Bose:

Pacific Gas and Electric Company (PG&E or Licensee), as owner and operator of the Drum-Spaulding Project, FERC No. 2310 (Project), is filing with the Federal Energy Regulatory Commission (FERC) the attached Final Application for New License (Final License Application or FLA), pursuant to 18 CFR § 5.17.

The FLA describes the existing Project, the environmental setting, Project operations and maintenance, and reflects the results to date of the 38 relicensing studies approved by FERC and performed by PG&E. The FLA presents PG&E's proposed protection, mitigation and enhancement (PM&E) measures for inclusion in the new license based on study results to date and informed by limited discussion with other interested Relicensing Participants.

PG&E reaffirms its continued commitment to work collaboratively and cooperatively with other interested Relicensing Participants as this Integrated Licensing Process for the Drum-Spaulding Project moves forward. Specifically, PG&E is fully committed to working with other interested Relicensing Participants to develop approaches, solutions and measures that address as many interests as reasonably possible.

This FLA consists of five volumes, the contents of which are shown in the *Index for the Drum-Spaulding Project Final License Application*, attached to this transmittal letter. Three of the volumes are Security Level: Public; one is Security Level: Privileged; and one is Security Level: Critical Energy Infrastructure Information (CEII).

PG&E is filing all portions of the FLA following the Commission's e-Filing guidelines. One portion, Appendix E12 to Exhibit E, must be filed by Digital Versatile Discs (DVD) because the size and format of the material included in Appendix E12 preclude uploading it to FERC's e-

Library system. Appendix E12 includes the Operations Model (HEC-ResSim) for the Yuba-Bear/Drum-Spaulding Projects, technical memoranda for relicensing studies, hydrologic information, and a helicopter video of Project facilities and stream reaches. PG&E will file an original and seven copies of Appendix E12 on DVDs. The technical memoranda, which contain significant detail, are integral to PG&E's FLA; PG&E has included key elements of those technical memoranda in the relevant sections of Exhibit E.

PROPOSED PROJECT BACKGROUND

The Project is located within the following four primary river basins: the South Yuba River, Bear River, North Fork of the North Fork of the American River, and Sacramento River. The proposed Project consists of 10 developments: (1) Spaulding No. 3; (2) Spaulding No. 1 and No. 2; (3) Deer Creek; (4) Alta; (5) Drum No. 1 and No. 2; (6) Dutch Flat No. 1; (7) Halsey; (8) Wise; (9) Wise No. 2.; and (10) Newcastle. In the 10 developments, there are: 29 reservoirs with a useable storage capacity of 151,355 acre-feet of water; 6 major water conduits; 12 powerhouses and associated switchyards, with a combined installed capacity of 191.5 megawatts (MW); 6 transmission lines and 1 distribution line; and appurtenant facilities and structures, including recreation facilities. The current license expires April 30, 2013.

COORDINATION WITH NEVADA IRRIGATION DISTRICT'S YUBA-BEAR HYDROELECTRIC PROJECT RELICENSING

PG&E has coordinated the relicensing of its Drum-Spaulding Project with Nevada Irrigation District's (NID) relicensing of its Yuba-Bear Hydroelectric Project (FERC Project No. 2266). NID and PG&E are cooperating and coordinating with each other on their relicensing efforts for many reasons, including: (1) the hydro projects are hydraulically and operationally interrelated and generally have physical features located in common watersheds; and (2) the two projects have the same license expiration date (April 30, 2013).

To this end, and because FERC declared in its May 22, 2008 Scoping Document 1 that it intends to prepare a multi-project environment impact statement for both projects, PG&E and NID have prepared a joint Exhibit E (Environmental Report) and included it in their respective FLAs. This joint Exhibit E document is identical in each FLA and provides information such as a description of the affected river basins, applicable laws, and affected environment that is generally applicable to both projects. However, there are sections of Exhibit E (and the related Exhibit E appendices) that in some instances apply only to the Drum-Spaulding Project or the Yuba-Bear Hydroelectric Project. For example, Exhibit E treats the projects separately in areas such as proposed PM&Es and Project economics.

PG&E advises that PG&E and NID are each currently evaluating the feasibility of a transfer of the Deer Creek Development from PG&E's Drum-Spaulding Project to NID. Following PG&E's and NID's independent determinations of feasibility, negotiations would have to be undertaken on the terms and conditions of such a transfer. If those negotiations result in an agreement to transfer the Deer Creek Development, and these license applications are pending,

PG&E will amend its license application for the Drum-Spaulding Project to reflect the transfer to NID. Because any such transfer requires evaluation, negotiations and authorizations under state law as well, its feasibility, timing and structure are unknown at this time. Therefore, this FLA does not reflect the potential transfer.

SECTION 106 COMPLIANCE

On April 9, 2008, when PG&E filed its Notice of Intent to File an Application for a New License (NOI) and Pre-Application Document (PAD), PG&E requested, pursuant to 36 CFR § 800.2(c)(4), that FERC authorize PG&E to initiate consultation, as described in Section 106 of the National Historic Preservation Act, with the California State Historic Preservation Officer (SHPO) and others regarding relicensing of the Project. By letter dated June 10, 2008, FERC granted the request and designated PG&E as the non-federal representative for Section 106 informal consultation.

ENDANGERED SPECIES ACT COMPLIANCE

With the NOI and PAD filing, PG&E requested that FERC, pursuant to Section 7 of the Endangered Species Act, designate PG&E as the non-federal representative for the purpose of informal consultation with the United States Department of Commerce, National Marine Fisheries Service and United States Department of Interior, Fish and Wildlife Service for relicensing the Project. By letter dated June 10, 2008, FERC granted PG&E's request.

PROPOSED PROTECTION, MITIGATION AND ENHANCEMENT MEASURES

Appendix E7 of Exhibit E of the FLA provides PG&E's proposed PM&Es measures. These measures reflect PG&E's analysis of the relicensing study results to date and, in some instances, are informed by limited discussions with other Relicensing Participants.

FINAL LICENSE APPLICATION DISTRIBUTION

PG&E will make the information from this FLA, with the exception of the confidential CEII and Privileged materials, available to all interested Relicensing Participants by:

- posting the FLA to the public Project Relicensing website: <http://www.drumspauldingrelicensing.com>
- making a hardcopy of volumes I-III of the FLA available to the public during regular business hours (8:30 a.m.– 4:30 p.m., Monday through Friday) at PG&E's place of business:

Pacific Gas and Electric Company
245 Market Street
San Francisco, CA 94105-1814

To make an appointment to review the information, the public is instructed to contact Mr. Steve Peirano, by phone at (415) 973-4481, by e-mail at SLP2@PGE.com, or by mail at:

Pacific Gas and Electric Company
Mail Code N11C
P. O. Box 770000
San Francisco, CA 94177-0001

- making a hardcopy of volumes I-III of the FLA available at the following public libraries in the Project region:

Nevada County Public Library
Grass Valley Library - Royce Branch
207 Mill Street
Grass Valley, CA 95945-6711

Nevada County Public Library
Madelyn Helling Library
980 Helling Way
Nevada City, CA 95959-8619

Placer County Public Library
350 Nevada Street
Auburn, CA 95603-3720

Yuba County Public Library
303 2nd Street
Marysville, CA 95901-6011

- Any party may also request a hard copy of the Public volumes of the FLA by contacting Steve Peirano, Drum-Spaulding Relicensing Project Manager, at (415) 973-4481, by e-mail at SLP2@PGE.com, or at the address noted above.

PG&E will also publish a notice of the availability of the FLA twice within 14 days of the date it is filed with FERC, in the following newspapers of general circulation:

The Union
464 Sutton Way
Grass Valley, CA 95945

Auburn Journal
P.O. Box 5910
Auburn, CA 95604

Appeal-Democrat
P.O. Box 431
Marysville, CA 95901

The Mountain Messenger
313 Main Street
Downieville, CA 95936

As noted above, PG&E's FLA includes both privileged and confidential materials that are being filed with FERC. The Historic Properties Management Plan (HPMP) and the related appendices (contained in volume IV of the FLA) include sensitive information regarding cultural resources. PG&E will separately provide this privileged information to the Regional Office of FERC, and, as part of the National Historic Preservation Act Section 106 consultation process, transmit the HPMP to the SHPO, the Advisory Council on Historic Preservation, Tahoe National Forest, and the potentially affected tribes. PG&E's confidential (CEII) documents (contained in Volume V) will be filed only with FERC.

SCHEDULE

PG&E respectfully requests that FERC consider the following factors when issuing its Tendering notice and schedule for PG&E's FLA, pursuant to 18 CFR § 5.19 and, particularly, for forecasting the date when FERC anticipates it will issue its notice of acceptance and ready for environmental analysis:

- the complexity of relicensing this Project, including the interrelationship with NID's simultaneous relicensing of its Yuba-Bear Hydroelectric Project and the large number of Relicensing Participants interested in both projects;
- the robust meeting schedule through the end of 2011, developed with other interested Relicensing Participants, including federal and state agencies and non-governmental organizations, for collaboratively developing PM&Es;
- certain approved studies are forecast¹ to be complete by October 31, 2011, including changes that are needed to address FERC's January 31, 2011 comments to the Draft License Application.

If you have any questions regarding PG&E's Final License Application, please contact Steve Peirano, Drum-Spaulding Relicensing Project Manager, at (415) 973-4481, or by e-mail at SLP2@PG&E.com.

Sincerely,



David Moller, Director
Hydro Licensing

Attachments: Drum-Spaulding Project Final License Application
Drum-Spaulding Project Index of Final License Application Materials

cc: Alan Mitchnick, FERC Project Coordinator
FERC Project No. 2310 - Relicensing Participants Mailing List (via electronic mail)

¹ Refer to PG&E's Updated Study Report filing at FERC on March 17, 2011.

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(FERC PROJECT NO. 2310)**

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Exhibit B. Project Operations and Resource Utilization

Appendix B1. Existing Drum-Spaulding Project FERC License

Exhibit C. Construction History and Proposed Construction Schedule

Exhibit D. Statement of Project Costs and Financing

Volume II Exhibit E. Environmental Report Security Level: Public

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Appendix E3.	NID's Proposed Measures included in the Proposed Yuba-Bear Hydroelectric Project
Appendix E4.	NID's Proposed Implementation Plans included in the Proposed Yuba-Bear Hydroelectric Project <ul style="list-style-type: none"> ➤ Clear and Trap Creeks Stabilization Plan ➤ Invasive Weeds Management Plan on Federal Land ➤ Vegetation Management Plan on Federal Land ➤ Recreation Facilities Plan ➤ Transportation Management Plan ➤ Fire Prevention and Response Plan on Federal Land ➤ Historic Properties Management Plan (<i>due to its Privileged content, this plan is located in Vol. IV of NID's FLA</i>) ➤ Visual Resources Management Plan on Federal Land
Appendix E5.	NID's Miscellaneous Information Related to Measures included in the Proposed Yuba-Bear Hydroelectric Project
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 - Visual Resources Management Plan on Federal Land
- Appendix E9. PG&E's Discussion of Wise Powerhouse Operations – Drum-Spaulding Project
- Appendix E10. PG&E's Miscellaneous Information Related to Proposed Measures – Drum-Spaulding Project
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- Appendix E12. Operations Model and Technical Memoranda
- HEC-ResSim Operations Model for the Yuba-Bear Hydroelectric Project and the Drum-Spaulding Project, Including Five Model Scenario Referenced in Exhibit E Pre-Loaded with Results
 - Hydrology and Power Generation DVD for the Yuba-Bear Hydroelectric Project and the Drum-Spaulding Project
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- Exhibit F. List of General Design Drawings
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Appendix G1. Exhibit G Maps

Appendix G2. Red-Green Project Boundary Modification Maps
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Exhibit H. Miscellaneous Filing Materials

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Exhibit F. (CEII) General Design Drawings

Exhibit H. (CEII) Single-Line Diagram of the Transmission System

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NEVADA IRRIGATION DISTRICT

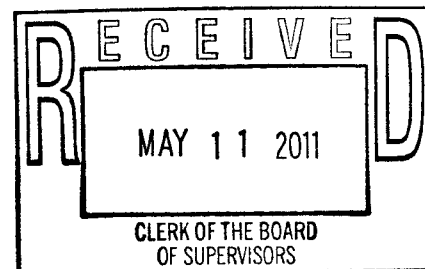
1036 W. Main Street, Grass Valley, CA 95945-5424 ~ www.nidwater.com
(530) 273-6185 ~ Fax: (530) 477-2646 ~ Toll Free: (800) 222-4102

April 15, 2011

Via Electronic Submittal (eFile)

Honorable Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, NE
Washington, DC 20426

**Subject: Yuba-Bear Hydroelectric Project
FERC Project No. 2266-096
Transmittal of Final License Application**



Dear Secretary Bose:

Pursuant to 18 CFR § 5.17, Nevada Irrigation District (NID or Licensee), as owner and operator of the Yuba-Bear Hydroelectric Project, FERC No. 2266, (Project) files with the Federal Energy Regulatory Commission (FERC) the attached Application for License for a Major Project – Existing Dam - (FLA). This FLA filing includes five volumes, the contents of which are shown in the Index of Final License Application Materials attached to this transmittal letter.

NID is filing all portions of the FLA following the Commission's e-Filing guidelines. One portion, Appendix E12 to Exhibit E, must be filed by Digital Versatile Discs (DVD) because the size and format of the material included in Appendix E12 preclude uploading it to FERC's e-Library system. Appendix E12 includes the Operations Model (HEC-ResSim) for the Yuba-Bear/Drum-Spaulding Projects, hydrologic information, technical memoranda for relicensing studies, and a helicopter video of Project facilities and stream reaches. NID will file an original and seven copies of Appendix E12 on DVDs.

PROPOSED PROJECT BACKGROUND

The Yuba-Bear Hydroelectric Project is located in northern California in Sierra, Nevada, and Placer counties along the western slope of the Sierra Nevada Range geomorphic provinces. Portions of the Project are on public land managed by either the United States Department of Agriculture (USDA), Forest Service (Forest Service) as part of the Tahoe National Forest (TNF) and by the United States Department of Interior (USDOI), Bureau of Land Management (BLM) as part of the Sierra Resource Management Area. The existing Project consists of four developments - Bowman, Dutch Flat, Chicago Park, and Rollins – which, in total include 13 main dams with a combined usable storage capacity of 210,823 acre-feet of water; four water

SERVING PORTIONS OF NEVADA, PLACER & YUBA COUNTIES

conduits; four powerhouses and switchyards with a combined authorized installed capacity of 79.32 megawatts (MW); one 9-mile-long, 60-kilovolt transmission line; 17 campgrounds and associated boat launches, trails, and other recreation facilities; and other appurtenant facilities and structures.

NID's proposed Project includes all existing Project facilities and one new powerhouse – the Rollins Upgrade. The new powerhouse would be located within the existing FERC Project Boundary on NID-owned land adjacent to the existing Rollins Powerhouse. NID's proposed Project also includes a slight expansion of the existing FERC Project Boundary to encompass some roads and environmental measures, including proposed minimum flow releases.

NID proposes to operate the proposed Project in the same fashion that it has historically operated the existing Project – first and foremost to meet the growing water supply demand of its District.

COORDINATION WITH PACIFIC GAS AND ELECTRIC COMPANY'S DRUM-SPAULDING PROJECT RELICENSING – JOINT EXHIBIT E

NID has coordinated the relicensing of its Yuba-Bear Hydroelectric Project with Pacific Gas and Electric Company's (PG&E) relicensing of its Drum-SpaULDing Project (FERC Project No. 2310). NID and PG&E are cooperating and coordinating with each other on their relicensing efforts for many reasons, including: 1) the hydro projects are operationally interrelated and generally have physical features located in common watersheds; and 2) the two projects have the same license expiration date of April 30, 2013.

To this end, and because FERC declared in its May 22, 2008, Scoping Document 1 that it intended to prepare a multi-project environment impact statement for both projects, NID and PG&E have prepared a joint, two-project, Exhibit E, Environmental Report, and included the Exhibit E in their respective applications for a new license. This joint Exhibit E document is identical in each application. However, some section of Exhibit E and some Exhibit E appendices only address either the Yuba-Bear Hydroelectric Project or the Drum-SpaULDing Project. For example, Exhibit E treats the projects separately and distinctly in key areas, such as proposed measures and Project economics. Exhibit E also provides information such as a description of the affected river basins, applicable laws, and affected environment that is generally applicable to both projects.

SECTION 106 COMPLIANCE

With the Notice of Intent to File an Application for a New License (NOI) on April 9, 2008, NID requested, pursuant to 36 CFR § 800.2(c)(4) that FERC authorize NID to initiate consultation, as described in Section 106 of the National Historic Preservation Act, with the California State Historic Preservation Officer (SHPO), tribes, the Forest Service, BLM and others regarding relicensing of the Project. By letter of June 10, 2008, FERC granted the request thereby designating NID the non-federal representative for Section 106 informal consultation.

ENDANGERED SPECIES ACT PROTECTION

With the NOI filing, NID also requested that FERC, pursuant to Section 7 of the Endangered Species Act, designate NID as the non-federal representative for the purpose of informal consultation with the United States Department of Commerce, National Marine Fisheries Service and USDO, Fish and Wildlife Service for the Project. By letter of June 10, 2008, FERC granted NID's request.

PROPOSED PROTECTION, MITIGATION AND ENHANCEMENT MEASURES

Appendix E3 of Exhibit E of the FLA provides NID's proposed protection, mitigation and enhancement (PM&E) measures. These measures reflect NID's analysis of relicensing study results to date, and in some instances are informed by limited discussions with other Relicensing Participants.

NID affirms its continued commitment to working collaboratively and cooperatively with other interested Relicensing Participants as this Integrated Licensing Process for the Yuba-Bear Hydroelectric Project moves forward. NID is fully committed to working with interested Relicensing Participants to develop approaches, solutions and measures that address as many of the Relicensing Participants' interests as reasonably possible.

FINAL LICENSE APPLICATION DISTRIBUTION

NID will make the information from this FLA (with the exception of Critical Energy Infrastructure Information (CEII) and Privileged materials) available to all interested Relicensing Participants by:

- posting the FLA to the public Project Relicensing website: <http://www.nid-relicensing.com/>
- making a hardcopy of Volumes I, II and III, the public portions of the FLA, available to the public during regular business hours (8:30 a.m.– 4:30 p.m., Monday through Friday) at NID's place of business:

Nevada Irrigation District
1036 West Main Street
Grass Valley, CA 95945

The public is instructed to contact Mr. Ron Nelson or his designee by telephone at (530) 273-6185 to make an appointment to review the information.

- making a hardcopy of Volumes I, II and III, the public portions of the FLA, available at the following public libraries in the Project region:

Nevada County Public Library
Grass Valley Library - Royce Branch
207 Mill Street

Nevada County Public Library
Madelyn Helling Library
980 Helling Way

*Ms. Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
April 15, 2011
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Grass Valley, CA 95945-6711
Placer County Public Library
350 Nevada Street
Auburn, CA 95603-3720

Nevada City, CA 95959-8619
Yuba County Public Library
303 2nd Street
Marysville, CA 95901-6011

NID will also publish a notice of the availability of the FLA (within 15 days of the date it is filed with FERC) in the following newspapers of general circulation:

The Union
464 Sutton Way
Grass Valley, CA 95945
Tel: (530) 273-9561

Auburn Journal
P.O. Box 5910
Auburn, CA 95604
Tel: (530) 885-5656

Appeal-Democrat
P.O. Box 431
Marysville, CA 95901
Tel: (530) 741-2345

The Mountain Messenger
313 Main
Downieville, CA 95936
Tel: (530) 289-3242

Any party may also request a hard copy of the Public volumes of the FLA by contacting Ron Nelson, General Manager, (530) 273-6185 or by e-mail at nelson@nid.dst.ca.gov.

NID looks forward to working with FERC and other interested parties on the Yuba-Bear Hydroelectric Project relicensing. If you have any questions regarding the FLA, please contact me.

Sincerely,



Ron Nelson
General Manager

cc: Alan Mitchnick, FERC Project Coordinator
FERC Project No. 2266 Relicensing Participants Mailing List (via electronic mail)

Attachment: Yuba-Bear Hydroelectric Project Index of Final License Application Materials

Enclosure: Yuba-Bear Hydroelectric Project Final License Application

**INDEX OF FINAL LICENSE APPLICATION
FOR THE
YUBA-BEAR HYDROELECTRIC PROJECT (FERC PROJECT NO. 2266)**

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Section 7. NID's Economic Analysis – Yuba-Bear Hydroelectric Project

Section 8. PG&E's Economic Analysis – Drum-Spaulding Project

Section 9. Consistency with Comprehensive Plans

Section 10. Consultation Documentation

Section 11. References Cited

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Appendix E1. List of Parties Consulted

Appendix E2. NID's Replies to Comments on the Yuba-Bear Hydroelectric Project Draft License Application

Appendix E3. NID's Proposed Measures included in the Proposed Yuba-Bear Hydroelectric Project

Appendix E4. NID's Proposed Implementation Plans included in the Proposed Yuba-Bear Hydroelectric Project

- Clear and Trap Creeks Stabilization Plan
- Invasive Weeds Management Plan on Federal Land
- Vegetation Management Plan on Federal Land
- Recreation Facilities Plan
- Transportation Management Plan
- Fire Prevention and Response Plan on Federal Land
- Historic Properties Management Plan (*due to its Privileged content, this plan is located in Vol. IV of NID's FLA*)
- Visual Resources Management Plan on Federal Land

Appendix E5. NID's Miscellaneous Information Related to Measures included in the Proposed Yuba-Bear Hydroelectric Project

- Appendix E6. PG&E's Replies to Comments on the Draft License Application – Drum-Spaulding Project**
- Appendix E7. PG&E's Proposed Measures and Rationale Statements – Drum-Spaulding Project**
- Appendix E8. PG&E's Proposed Implementation Plans included in the Proposed Drum-Spaulding Project**
- **Recreation Facilities Plan**
 - **Transportation Management Plan for Primary Project Roads**
 - **Fire Prevention and Response Plan on Federal Land**
 - **Historic Properties Management Plan (*due to its Privileged content, this plan is located in Vol. IV of PG&E's FLA*)**
 - **Visual Resources Management Plan on Federal Land**
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- Appendix E10. PG&E's Miscellaneous Information Related to Proposed Measures – Drum-Spaulding Project**
- Appendix E11. PG&E's Background Information on Water Resources – Drum-Spaulding Project**

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- **HEC-ResSim Operations Model for the Yuba-Bear Hydroelectric Project and the Drum-Spaulding Project, Including Five Model Scenarios Referenced in Exhibit E Pre-Loaded with Results**
 - **Hydrology and Power Generation DVD for the Yuba-Bear Hydroelectric Project and the Drum-Spaulding Project**
 - **Technical Memoranda for NID's and PG&E's Relicensing Studies**
 - **Helicopter Video of Yuba-Bear Hydroelectric Project Facilities and Affected River Reaches**

Volume III Security Level: Public

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Exhibit G. Project Maps

Exhibit H. Miscellaneous Filing Materials

Volume IV Security Level: Privileged

Transmittal Letter

Historic Properties Management Plan

Volume V Security Level: Critical Energy Infrastructure Information (CEII)

Transmittal Letter

Exhibit F. General Design Drawings (CEII Version)



COUNTY

DEPARTMENTS

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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

TO: Yuba County Board of Supervisors *RB/te*
FROM: Robert Bendorf, County Administrator
RE: Fiscal Year (FY) 2011-2012 County Budget
DATE: May 17, 2011



217-11

ROBERT BENDORF
COUNTY ADMINISTRATOR

RANDY MARGO
ASSISTANT 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

RECOMMENDATION

It is recommended that the Board of Supervisors:

1. Receive an update on the FY 2011-2012 County Budget.
2. Approve layoff notices to employees to be sent no later than May 17, with layoffs to be effective June 30, 2011.
3. Approve restructuring of the Public Works department.
4. Provide additional budget direction to staff as necessary.

BACKGROUND

In preparation for the FY 2011-2012 budget, staff presented to the Board of Supervisors a projected deficit for the upcoming fiscal year. The estimated General Fund deficit for budget planning purposes at that time was approximately \$4.1 million. Staff also stated there would most likely be layoffs as part of the General Fund deficit solutions.

In addition, the budget for the State of California was not complete at that time and therefore no potential impacts could be assessed. That is still the case today. The Governor has provided fairly limited budget resolutions to resolve the remaining state budget deficit, such as an all cuts budget or extension of tax increases; however it is estimated that it may be several months before a final outcome is agreed to by the legislature, the Governor and / or voters.

DISCUSSION

Several FY 2011-2012 budget development actions have been taken to date:

- Departments received instructions to absorb general fund cost increases and not to anticipate general fund appropriation increases for their departments.
- Departments submitted budget requests in March and each budget was analyzed by the County Administrator's Office.
- Following an analysis of the entire County budget as submitted, department meetings were held with the County Administrator's Office and each department to discuss their budgets.
- General Fund Revenue estimates were completed by the County Administrator's Office in consultation with the Treasurer and Auditor-Controller.
- Per Board direction, the County Administrator and Human Resources Director met with each bargaining unit to begin discussions regarding potential employee concessions.

- A meeting was held with the Finance Committee which includes the Treasurer, Auditor-Controller, County Administrator and the Chair and Vice-Chair of the Board of Supervisors.
- For several departments, budgets were resubmitted to the County Administrator based on instructions previously discussed.

Budget reductions by most departments that receive General Fund appropriations have resulted in proposed layoffs, un-funding of positions (i.e. leaving the position vacant indefinitely with no funding source), line item decreases and restructuring of operations. Impacts to each of those departments experiencing layoffs and un-funding positions result in operational and service level impacts. Department representatives have been asked to attend the Board meeting today to answer any questions or address your Board regarding the impacts. There will also be an opportunity for department heads to address the Board at budget hearings.

If the Board of Supervisors approves moving forward with the layoff process as recommended today, layoff notices will be sent to affected employees indicating the County's intent regarding the layoff. Official Board action will not occur until the proposed budget is heard by your Board and action is taken for the FY 2011-2012 budget.

Remaining General Fund Deficit

The remaining general fund deficit is approximately two million dollars. As a reminder from information provided previously, the deficit includes slightly lower than anticipated revenues for next year based on current year actuals and forecasting, cost of business increases and a lack of one-time funding. Work on the FY 2011-2012 budget continues so it can be provided to your Board by the statutorily required time frame.

Discussions are in process with represented labor organizations to potentially achieve savings from salary and benefit concessions and with departments to determine further cost savings. Additional layoffs are anticipated.

Additional Costs – Unemployment Benefits

Potential general fund costs for FY 2011-2012 associated with unemployment benefits due to the layoffs presented today range from \$267,000 to \$287,000. This estimate is based on the maximum unemployment benefit term of 52 weeks.

RECOMMENDATIONS

At this time, it is recommended that the Board of Supervisors:

- Approve layoff notices, with an effective date of June 30, 2011, to be sent to affected employees following action by your Board. Layoff notices will be provided to employees listed in Attachment 1 of this document. These layoffs have been identified by departments either through their original or revised budgets. It is important to note that some departments are not in favor of the identified layoffs as the proposals are a result of requested funding reductions by the County Administrator.

- Approve restructuring of the Public Works Department Attachment 2 to be included in the Proposed Budget for FY 2011-2012 so the department and Human Resources can begin the process.

FISCAL IMPACT

The proposed actions recommended are anticipated to have a net General Fund savings of approximately \$664,340 and a Non-General Fund savings of approximately \$257,600 for Fiscal Year 2011-2012.

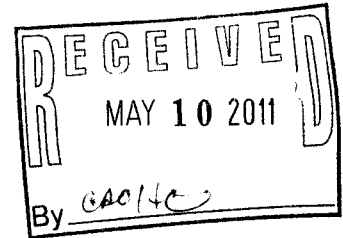
Attachment 1 - Proposed Layoffs

Department	Position	# of Positions	Gen Fund	Non GF
Agricultural Commissioner	Office Specialist	1		
Assessor	Auditor-Appraiser III	1		
Auditor-Controller	Assistant Auditor-Controller	1		
CDSA-Admin	Office Assistant	1		
Code Enforcement	Code Enforcement Officer	1		
District Attorney	Deputy District Attorney III	1		
Emergency Services	Executive Assistant	1		
Health Services	Substance Abuse Counselor	1		
Human Services	Registered Nurse-Part Time	1		
Juvenile Hall	Control Room Operator	1		
Planning	Assistant Planning Director	1		
Planning*	Assistant Planner	1		
Probation	Deputy Probation Officer II	1		
Public Works	Equipment Serv Specialist	1		
Public Works	Engineering Tech II	1		
Public Works	Road Maint Supervisor	3		
Surveyor	Engineering Tech I	1		
Surveyor	Engineering Tech II	1		
Total		20	-\$998,336	-\$434,129

Attachment 1 - New Positions

Department	Position	# of Positions	Gen Fund	Non GF
Planning*	Assistant Planner - Part Time	1		
Public Works	Road Maint Worker I/II	1		
Public Works	Sr Road Maint Worker	1		
Total		3	\$66,821	\$111,478
Net Layoffs		17	-\$931,515	-\$322,651


County of Yuba
Memorandum



DEPARTMENT OF PUBLIC WORKS

915 8th Street, Suite 125
Marysville, CA 95901

Telephone No. (530)749-5420
Fax No. (530)749-5424

Date: May 6, 2011
To: Robert Bendorf, County Administrator
From: Kevin Mallen, CDSA Director
Michael Lee, Public Works Director 
Subject: Proposed Public Works Reorganization

We are submitting this memo requesting that you and the Board of Supervisors consider a reorganization of the Public Works Department with the overarching goals of improving efficiencies, reducing costs, and providing the best services to the citizens of Yuba County within the resources afforded us.

We have attached a current organizational chart as well as a proposed organizational chart to help illustrate the proposed changes. Below is a written summary of the proposed positional changes:

Delete Positions

- Delete 3 Engineering Technician I/II positions
- Delete Equipment Services Specialist
- Delete 3 Road Maintenance Supervisor positions

Add Positions

- Add Assistant Public Works Superintendent
- Add 2 Senior Road Maintenance Workers
- Add Road Maintenance Worker I/II

We are proposing a total of 7 positions being deleted, with 4 new positions being created, for an overall reduction in positional allocation of 3. We anticipate at least 3 employees who currently fill the proposed deleted positions, will qualify for the proposed new positions.

Historically, Public Works operated with 2 Engineering Technicians. However, during the construction boom 3 additional Engineering Technicians were hired to cover the heavy workload. Based on current and foreseeable needs, as well as the lackluster housing market, going back to historic levels of Technicians (delete 3) is recommended. By deleting the 3 Technician positions, a cost savings will be realized that will be focused on road maintenance and improvements.

In addition to the recommendation to reduce office expenses, we have also evaluated the structure of PW field operations to look for opportunities to improve efficiencies with current

operations as well as create a better interface and support for historically office functions such as construction inspection, pavement management, and CSA administration. We recommend changing from the current 3 road Maintenance Supervisor structure that has each Supervisor covering a geographic area, but all maintenance functions for their area, to a structure that has the five main maintenance functions assigned to Senior Road Maintenance Workers (working project leads) that are supervised by 2 Assistant Superintendents. This revision in structure puts more people in a "working" class and reduces "supervisors" by 2 positions. It also improves efficiencies by having maintenance functions be the focus of project teams versus geographic areas.

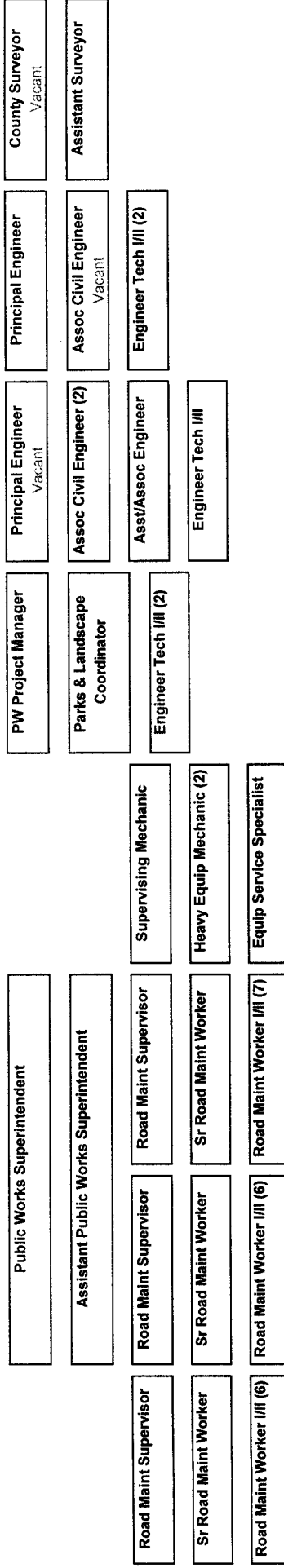
In addition to improved efficiencies, there is a cost savings in reorganizing field supervision, that when coupled with the office savings, allows for the addition of future Road Maintenance Workers or additional road maintenance materials. To be conservative, we are proposing to add 1 Road Maintenance Worker I/II to begin with and banking the additional savings (over \$200,000) for road maintenance materials and projects.

Thanks in advance for your consideration in this matter.

Department of Public Works
Organization Chart
 Fiscal Year 2010-2011

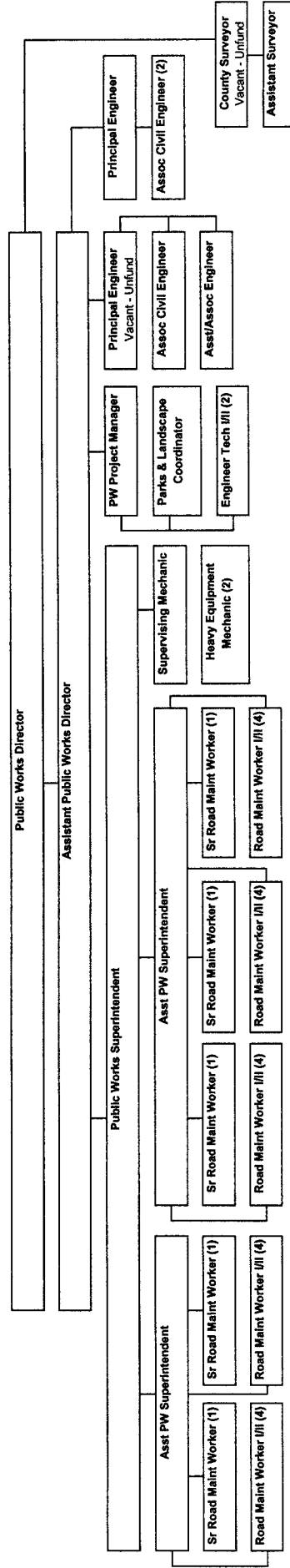
Public Works Director

Assistant Public Works Director



Public Works	
Filled Positions	45
Open Positions	3
Total Positions	48

**Department of Public Works
Proposed Organization Chart
Fiscal Year 2011-2012**



Public Works	
Funded Positions	43
Unfunded Positions	2
Total Positions	45