

BOARD OF SUPERVISORS

AGENDA

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



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

AUGUST 7, 2012

1:00 P.M. YUBA COUNTY WATER AGENCY CANCELLED

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

5:45 P.M. LAW AND JUSTICE COMMITTEE - (Supervisors Nicoletti and Vasquez - Alternate Supervisor Stocker)

- A. Consider purchase of communication equipment, education material, and printers for the jail in the amount of \$27,240 and budget transfer from various accounts to Jail Fixed Assets for same - Sheriff-Coroner (Ten minute estimate) (292-12)

5:55 P.M. YUBA COUNTY HOUSING AUTHORITY

6:00 P.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 Griego

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 meetings of July 17 and 24, 2012. (293-12)

B. Community Development and Services

- 1. Adopt resolution authorizing Community Development and Services Director to complete purchase of APN 021-185-001 as part of Neighborhood Stabilization Program and execute all necessary documents. (298-12)

C. County Administrator

- 1. Adopt resolution for tax and revenue exchange between the County of Yuba and the South Yuba Water District (Tollcrest Annexation - LAFCO 2012-0002). (299-12)

D. Emergency Services

- 1. Adopt resolution authorizing the Director of Emergency Services to apply for 2012 Homeland Security grant funds and further authorizing the Director to execute all documents as required by the application and resultant grant. (294-12)
- 2. Adopt resolution authorizing the Director of Emergency Services to apply for 2012 Emergency Management Performance grant funds and execute documents as needed to obtain and administer grant funding. (295-12)

- 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. Receive impact study report on Farmlands and Open Space measure and adopt resolution directing County Clerk to submit measure to the voters at the election of November 6, 2012. (Fifteen minute estimate) (296-12)
- VI. **CORRESPONDENCE** - (297-12)
- A. Local Agency Biennial Notices advising no amendment is required to the conflict of interest code for Linda County Water District, Linda Fire Protection District, Reclamation Districts 784 and 817, Three Rivers Levee Improvement Authority, Wheatland School District, Yuba County Office of Education, and Three Rivers Levee Improvement Authority.
- B. Letter from Pricewaterhouse Coopers LLP regarding Orion Insurance Company and London and Overseas Insurance Company Limited.
- C. Two Letters from California Emergency Management Agency regarding disaster designations effecting Yuba County.
- D. Notice from California Fish and Game Commission regarding proposed Sport Fishing Regulation .
- E. Notice from California Department of Fish and Game regarding proposed rulemaking described in the Informative Digest.
- F. Letter from the Yuba County Assessor regarding the 2012-2013 Assessment Roll Summary.
- G. Letter from Auditor-Controller enclosing independent audit report dated June 30, 2011 for Loma Rica Browns Valley Community Services District.
- VII. **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.
- VIII. **CLOSED SESSION:** Any person desiring to comment on any matter scheduled for this closed session may address the Board at this time.
- A. Pending litigation pursuant to Government Code §54956.9(a) - Yuba County Growers Association, Sam McConnell, Yuba Patient Collective, Lew Neal, Old Crow Farm Collective, Kathie Thelen and Déjà Vu Collective vs. County of Yuba

IX. **ADJOURN**

NEXT BOARD OF SUPERVISORS MEETING - AUGUST 14, 2012 6:00 P.M.

Alcouffe Community Center
9185 Marysville Road
Oregon House, California

COMMITTEE MEETINGS

08/07/12 - 5:00 P.M. Linda Liaison Committee - CANCELLED
Linda Fire Protection District
1286 Scales Avenue
Marysville, California

08/10/2012 - 11:00 A.M. Olivehurst Public Utility District/County Liaison Committee
OPUD Board Room
1970 9th Avenue
Olivehurst, California 95961

In compliance with the Americans with Disabilities Act, the meeting room is wheelchair accessible and disabled parking is available. If you have a disability and need disability-related modifications or accommodations to participate in this meeting, please contact the Clerk of the Board's office at (530) 749-7510 or (530) 749-7353 (fax). Requests must be made two full business days before the start of the meeting.

To place an item on the agenda, contact the office of the Clerk of the Board of Supervisors at (530) 749-7510.

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.

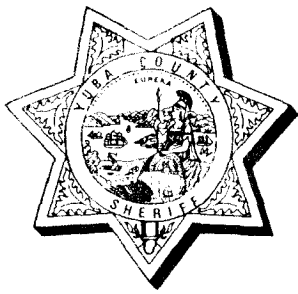
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LAW AND JUSTICE COMMITTEE





Yuba County Sheriff's Department

Steven L. Durfor, Sheriff-Coroner

215 5th Street, Suite 150, Marysville, CA 95901
Ph: 530-749-7777 • Fax: 530-741-6445

292-12



AUGUST 7, 2012

TO: YUBA COUNTY LAW AND JUSTICE COMMITTEE

FR: STEVEN L. DURFOR, SHERIFF-CORONER *sd*

RE: FIXED ASSET REQUEST FOR PURCHASE OF: 1) A NARROWBAND COMPLIANT JAIL RADIO REPEATER; 2) A VIDEO SERVER/SYSTEM CONTROLLER TO TELEWISE EDUCATIONAL MATERIAL TO JAIL INMATES; AND, 3) PRINTERS FOR JAIL BOOKING

RECOMMENDATION:

Approve Budget Transfer Request and Fixed Asset Purchase Request of 1) A narrowband compliant jail radio repeater; 2) a video server/system controller to televise educational material to jail inmates; and, 3) two high volume printers for the jail booking area.

BACKGROUND:

- 1) "Narrowbanding" refers to a requirement by the Federal Communications Commission (FCC) that — on or before January 1, 2013 — all existing licensees on the VHF and UHF Spectrum implement equipment designed to operate on channel bandwidths of 12.5 kHz or less. The Sheriff's Department has been phasing in narrowband compliant equipment for the past several years and believe that the jail radio repeater is one of the last pieces of equipment that need to be upgraded in order to successfully transition to the narrowbanding requirement.
- 2) With the enactment of the prison realignment legislation (AB 109), the jail is holding inmates for greater periods of time. This new inmate population is in need of programming and services that exceeds those of the inmate population we previously held. Providing direct services to the inmates is difficult in that we lack programming space in the physical plant and it would require bringing together inmates of dissimilar classifications. Delivering services via a jail television system is a cost-effective manner of providing needed programming to the inmates in a safe and secure manner.
- 3) The jail has two high volume printers in the booking area. Both printers have exceeded one million prints, paper rollers and other 'high-wear' parts have been replaced a few times and the printers have come to the end of their serviceable lives.

DISCUSSION:

- 1) Narrowbanding is a federal requirement and we must comply with that requirement by January 1, 2013 or suffer sanctions (which may include admonishment, monetary fines, or loss of license). The jail radio system is the main mode of communication in the jail and needs to be operational for the safety and security of staff and inmates. The cost to replace the outdated repeater is estimated at approximately \$7,000.00 for equipment and installation.
- 2) The proposed video system uses the existing wiring for televisions in the jail. Educational DVDs will be purchased and downloaded to the video system and delivered to the televisions in the housing units in a pre-arranged schedule that is available to the inmates. DVDs are available in a range of topics from basic education (math, reading, social studies, science, ESL, etc) to life skills, employment, self-help topics, etc. The system will also allow playing appropriate entertainment DVDs, and orientation for inmates. The main piece of equipment is a Program Controller with DVR and is the only fixed asset required to implement this program. The cost of the proposed video system, including tax, delivery and set-up is \$13,840. This program will supplement our rehabilitation efforts, meet objectives related to prison realignment and complement our existing programs.
- 3) The booking process in the jail requires a number of items to be printed as the inmate must sign acknowledging the information presented (personal information, property record, medical information, classification information, etc) and a photo must also be printed. High volume printers are needed in this location and Administrative Services has a county standard for this type of printer and has received a quote at \$3,200 each, including tax and shipping.

FISCAL IMPACT:

No additional impact to the General Fund. The proposed video system in the jail will be purchased with inmate welfare funds. The two replacement printers and jail repeater will be funded with a combination of Jail Bed Funds and Jail Capital Improvement Funding. The appropriate budget transfer request is attached.

WHITE AUDITOR - CONTROLLER
YELLOW - COUNTY ADMINISTRATOR
PINK - DEPARTMENT

AUDITOR - CONTROLLER TRANSFER NO. _____

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

DATE: August 7, 20 12

DEPARTMENT Sheriff-Jail

REQUEST APPROVAL OF THE FOLLOWING TRANSFER FISCAL YEAR ENDING JUNE 30, 20 13

BUDGET OR ESTIMATED REVENUE

☒ ESTIMATED REVENUE INCREASED

☐ APPROPRIATION DECREASED

ACCOUNT NO.	NAME	AMOUNT
108-0000-371-87-10		6,400
Jail Maint. Prisoners-Extra		
108-0000-371-85-05		13,840
Inmate Welfare		
108-0000-372-99-01		7,000
Operating Transfers In		

☒ APPROPRIATION INCREASED

ACCOUNT NO.	NAME	AMOUNT
108-2900-423-62-01		27,240
Jail Fixed Assets		

FUND TRANSFERS

FUNDS TO BE REDUCED:

FUND	AMOUNT
164 Jail Capital Improv.	7,000

FUNDS TO BE INCREASED:

FUND	AMOUNT
108 Public Safety	7,000

GENERAL LEDGER (AUDITOR - CONTROLLER USE ONLY)

FUND	ACCOUNT	AMOUNT			FUND	ACCOUNT	AMOUNT	
		DEBIT	CREDIT				DEBIT	CREDIT

REASON FOR TRANSFER:

To appropriate funds for the purchase of communication equipment and replacement printers in the Jail.

APPROVED:

☐ AUDITOR - CONTROLLER

Signature

Date

Signature

Michele Manning
DEPARTMENT OR PUBLIC OFFICIAL

☐ COUNTY ADMINISTRATOR:

Signature

Date

Sheriff's Financial Manager

TITLE

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

AUDITOR - CONTROLLER

Auditor/Controller, Dean E. Sellers

Approved:

BOARD OF SUPERVISORS

Clerk of the Board

Date


VMI

 BROADCAST and
PROFESSIONAL VIDEO

Video Equipment Quote

Company: Yuba Jail
 Contact: Steve Houston
 Address: 215 5th street
 Suite 150
 City: Marysville
 State: CA
 zip: 95901
 phone: (530) 749-7740
 fax: (530) 741-6271
 e-mail: shouston@ccrvideo.ca.us

Quantity	Part Number	Manufacturer name and product description	unit price	extended total
1	NEXUS	Leightronix Program Controller with DVR	\$ 6,996.00	\$ 6,996.00
1	LGX-1TBRD	Leightronix 1000GB (1TB) HDD Array for DVR	\$ 572.00	\$ 572.00
1	LGX-HDRKGT	Leightronix Disk Rackmount Bracket	\$ 105.00	\$ 105.00
1	LGX-U	Leightronix on-line Streaming Video Training	No Charge	\$ -
2	PRSYDVD	Leightronix ProBus interface for machine control	\$ 139.00	\$ 278.00
2	SLVD380P/RFB	Sony DVD/VCR Combo Deck Refurbished	\$ 119.00	\$ 238.00
2	MOR-S	PM 2RU Shelf for combo player	\$ 39.00	\$ 78.00
1	FPS	PM Fillerplate set for Rackmount Modulator set	\$ 143.00	\$ 143.00
1	MPC-16	PM Rackmount chassis for mods	\$ 529.00	\$ 529.00
3	MPC-MA	PM Frequency Agile Modulator Module	\$ 269.00	\$ 807.00
1	MOR-CS	PM Rack Mounted Rack Cooling Fan	\$ 141.00	\$ 141.00
1	MPC-HSR	PM Redundant Power Supply Module	\$ 392.00	\$ 392.00
1	MOR-71	PM 71" Vertical Rack	\$ 199.00	\$ 199.00
1	MOR-PSV	PM AC Plug Strip	\$ 79.00	\$ 79.00
1	EAS-12B	PM Emergency Override system	\$ 653.00	\$ 653.00
1	THR-19X w/RM	Tatung Rackmnt LCD TV Monitor 19"+TAK-HR19X	\$ 499.00	\$ 499.00
1	Cabling	VMI Cables connectors and rack screws (1 lot)	\$ 199.00	\$ 199.00
1	DEL&SU	VMI Delivery and setup	\$ 995.00	\$ 995.00
1	EDISPFEE8	CA Electronic Disposal fee \$8.00 added below		\$ -
				\$ -
				\$ -
				\$ -
				\$ -

Payment Terms: Credit Card or Net 30 Days (OAC)

FOB: Dest.

Delivery: within 30 Days ARO

Subtotal:	\$ 12,903.00
Sales Tax:	\$ 935.47
Freight:	included
CAEDISPFEE8	\$ 8.00
TOTAL:	\$ 13,838.47



\$ 6,400 -

ONLINE PRICE QUOTATION

Quote Number: 7833903

Quote Name: Yuba - DeCamp M603x

Today's Date : 7/12/2012

Quote Created Date : 7/12/2012 5:28:05 PM

5:28:28 PM

Created By:

Contract: CA - STATE OF CALIFORNIA (WSCA/NASPO)

dwesterrf@insight.com

(B27164-CA)

Product availability and product discontinuation are subject to change without notice. The prices in this quotation are valid for 30 days from quote date above. Please include the quote number and contract from this quote on the corresponding purchase order.

items/description	part no	unit price	qty	ext price
-New!- HP LaserJet Enterprise 600 M603xh CE996A#BGJ	Base	\$2,299.04	2	\$4,598.08
HP LaserJet Enterprise 600 M603xh	CE996A#BGJ			
Printer; Right-angled power cord; Software and documentation on CD-ROM; HP Black LaserJet Toner cartridge (~10,000 pages); Automatic duplexer for two-sided printing	Included			
No, please purchase USB cable separately (see accessories below)	Included			
Yes	Included			
Yes	Included			
Up to 62 ppm	Included			
Up to 1200 x 1200 dpi	Included			
Automatic (standard)	Included			
Up to 275,000 pages per month.	Included			
2 / up to 6	Included			
Up to 1100 sheets / Up to 3600 sheets	Included			

Up to 600 sheets (500 in the face down bin, 100 in rear face up door) / Up to 1100 sheets (Rear face-up door: up to 100 sheets; Top output bin: up to 500 sheets; optional 5-bin mailbox, optional stacker, optional stapler/stacker: up to 500 sheets)	Included
Multipurpose tray 1: letter, legal, executive, statement, 8.5 x 13 in, 3 x 5 in, 4 x 6 in, 5 x 7 in, 5 x 8 in, envelope (commercial No. 9, No. 10, Monarch), US postcard	Included
512 GB/1 GB	Included
1 slot, 144-pin, DDR2 DIMM	Included
1 Hi-Speed USB 2.0; 1 Gigabit Ethernet; 2 External Host USB (1 walk-up and 1 external accessible); 2 internal Host USB 2.0-like ports (for 3rd party connection); 1 Hi-Speed USB 2.0 HIP (for 3rd party connection)	Included
Input: 100-sheet multipurpose tray 1; 500-sheet input tray 2; 500-sheet input tray 3	Included
Output: 500-sheet output bin; 100-sheet rear output bin	
Optional: 500-sheet input tray, optional Custom media cassette (for tray 2 position only), optional 1500-sheet High-capacity input tray (add up to 4 additional trays for up to 3600-sheet input capacity), optional 75-sheet envelope feeder	Included
Optional: 500-sheet stacker,	Included
Optional: 500-sheet stapler-stacker, Optional: 500-sheet 5-bin mailbox	
Microsoft® Windows® 7, Windows Vista®, Windows XP® (SP2+), Windows® Server 2003 (SP1+), Windows® Server 2008 (all 32-bit and 64-bit), Windows® Server 2008	Included

R2 (64-bit); Mac OS X v10.5, 10.6

One-year, next business day, on-site limited warranty

Included

 HP 3 year Next business day +
 Defective media retention LaserJet
 M603 Support

HY749E

\$359.20

2

\$718.40

 HP LaserJet 500-sheet Input Tray
 Feeder for HP LaserJet 600
 M601/M602/M603 Printers

CE998A

\$238.63

2

\$477.26

 SubTotal : \$5,793.74

Total : \$5,793.74

 + tax + shipping = \$6,141.44
 Estimated Lease Cost: \$187.66

The terms and conditions of the CA - STATE OF CALIFORNIA (WSCA/NASPO) will apply to any order placed as a result of this inquiry, no other terms or conditions shall apply.

To access the HP Public Sector Online Store where this quote was created, go to: <http://gem.compaq.com/gemstore/entry.asp?SiteID=12069>

* The estimated lease cost is the monthly payment amount for a lease commencing on or before 8/11/2012 with a term of 36 months and a fair market value purchase option at the end of the lease term. This and other leasing and financing options are available through Hewlett-Packard Financial Service Company (HPFSC) or one of its affiliates to qualified education and state and local customers in the U.S. and subject to credit approval and execution of standard HPFSC documentation. Fees and other restrictions may apply. This is not a commitment to lease. Rates and payments are subject to change at any time without notice. Leasing and financing options for Federal governmental agencies (subject to a \$50,000 minimum) are available from Hewlett-Packard Company. For more information, call Hewlett-Packard Financial Services Company at 1-888-277-5942 and talk to a financial services representative who specializes in supporting government and education entities.

* HP is not liable for pricing errors. If you place an order for a product that was incorrectly priced, we will cancel your order and credit you for any charges. In the event that we inadvertently ship an order based on a pricing error, we will issue a revised invoice to you for the correct price and contact you to obtain your authorization for

California Communications

Sales Quote (Open)

3860 Hammonton Smartsville
Road
Marysville, California 95901

Phone: P 530-741-2632
Fax: F 530-741-3557
Email: E calcomm@cccwi.com

Sales Quote No.: 168
Sales Quote date: 6/27/2012
Customer ID: 64

To:

Yuba County Information Technologies
915 8 th Street Suite 121
Marysville, California 95901
UNITED STATES



Sales Person	Contact Name Joe Oates
Delivery Date	Payment Terms

Qty.	Item	Description	Unit Price	Line Total
1	# 12 P.O. #	P.O. #	\$0.00	\$0.00
1	# 51 Antenna	Antenna 3 Db	\$230.00	\$230.00 T
1	# 85 Kenwood Radio	TKR - 840 Modified for P-25	\$2,263.00	\$2,263.00 T
1	# 38 Power Supply	Power Supply 40 amp	\$340.00	\$340.00 T
1	# 99 Amplifier	TPL Amp	\$1,136.00	\$1,136.00 T
1	# 3 Labor	Labor: Build test Tune duplexer	\$1,800.00	\$1,800.00

Subtotal: \$5,769.00
Tax total: \$287.75
Total: \$6,056.75

+ shipping 7,000

The County of Yuba

Community Development & Services Agency

Kevin Mallen, Director

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



BUILDING
749-5440 • Fax 749-5616

CODE ENFORCEMENT
749-5455 • Fax 749-5464

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

HOUSING AND COMMUNITY SERVICES
749-5460 • Fax 749-5164

PLANNING
749-5470 • Fax 749-5434

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

FINANCE AND ADMINISTRATION
749-5430 • Fax 749-5434

PARKS AND RECREATION
749-5430 • Fax 749-5434

**HOUSING AUTHORITY COMMISSION
BOARD OF SUPERVISORS CHAMBERS
915 8TH STREET, MARYSVILLE
August 7, 2012 at 5:55 P.M.**

AGENDA

I. CALL TO ORDER

II. ROLL CALL

Commissioner Abe
Commissioner Griego
Commissioner Nicoletti
Commissioner Stocker
Commissioner Vasquez

III. CONSENT ITEMS

- A. Approve Minutes – May8, 2012
- B. Approve Submission of the 2013 CSBG Application/Resolution to the Yuba County Community Services Commission

IV. ADJOURNMENT



MINUTES
YUBA COUNTY HOUSING AUTHORITY COMMISSION
May 8, 2012

The meeting of the Yuba County Housing Authority Commission was called to order by Commissioner Abe at 9:31 a.m. in the Yuba County Board of Supervisors Chambers, Yuba County Government Center, Marysville, California with a quorum being present as follows: Commissioners Abe, Griego, Nicoletti, Stocker and Vasquez.

CONSENT ITEMS

Commissioner Nicoletti made a motion to approve the consent agenda which included the minutes of April 17, 2012, approve the 2010-2011 Audit, approve the 2012-2013 Budget and approve the annual Civil Rights Certification. Commissioner Vasquez seconded and the motion carried unanimously.

ADJOURNMENT

There being no further business, Commissioner Abe adjourned the meeting at 9:32 a.m.

_____, Commissioner Abe, Chair

_____, (Director/Secretary)

The County of Yuba

Community Development & Services Agency

Kevin Mallen, Director

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



BUILDING
749-5440 • Fax 749-5616

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

PARKS AND RECREATION
749-5430 • Fax 749-5434

DATE: August 14, 2012

TO: YUBA COUNTY HOUSING COMMISSIONERS

FROM: Wendy Hartman, CDSA – Planning Director
Debra J. Phillips, Executive Director *Debbie*

**SUBJECT: SUBMISSION OF THE COMMUNITY SERVICES BLOCK GRANT
APPLICATION/RESOLUTION TO THE YUBA COUNTY COMMUNITY
SERVICES COMMISSION**

Recommendation:

Approve submission of the Community Services Block Grant (CSBG)
Application/Resolution to the Yuba County Community Services Commission

Background:

The Yuba County Housing Authority is applying for a CSBG grant for consumables to implement its FSS program. This position has been funded through a HUD grant for approximately fifteen years and the program has earned fifty vouchers as a result of helping families become self-sufficient. In addition, the program has successfully applied for and received \$15,200 - \$30,000 per year in Community Service Block Grant (CSBG) funds for consumables and salaries to provide services to low income persons in the FSS program.

Discussion:

This CSBG application seeks \$15,500 to provide consumables for direct services to low-income residents of Yuba County.

Fiscal Impact:

These funds would not affect the Housing Authority's general operating budget nor any cost to the County.



H:\Common\HA\2012-2013\Commission Memo for CSBG-FSS Funding.doc

Community Services Commission

Housing Authority



TIME RECEIVED _____

APPLICATION

CONTACT PERSON Jane McMillan PHONE 530-749-5460

[illegible]

BUDGET SUMMARY	REQUESTED CSBG FUNDS	OTHER FUNDS PROGRAM FUNDS	TOTAL PROGRAM FUNDS
Personnel:			
Operating Costs:	\$15,500		
TOTAL:	\$15,500		

NARRATIVE

1. QUALIFICATIONS:

To provide assessment, guidance and financial opportunities to Family Self-Sufficiency (FSS) participants. Encourage the transition of FSS participants from a dependent (government assistance) to independent (free from all government assistance) status.

The Yuba County Housing Authority (YCHA) has assisted very low income persons since 1976. The primary function of the YCHA is to assist very low-income persons (62 or over, handicapped, disabled, veteran and families) with rental assistance to afford decent, safe and affordable housing. The Department of Housing and Urban Development has expanded the definition somewhat to also include FSS. Our agency's current mandate is two fold: (1) to assist with rental payments and (2) to aid persons/families in becoming financially stable, self supporting and not dependent on government assistance programs.

In 1994 the YCHA responded to the HUD mandate by implementing the FSS program for families receiving rental assistance. In 1995 a FSS Coordinator was employed by the YCHA to provide full-time case management to participants in the program. In 1996 the program was expanded to include any low income Yuba County residents. On January 1, 2008 the YCHA reviewed the needs of the agency and developed a new position, Senior Housing Specialist. The duties of the Senior Housing Specialist encompass Section 8 housing choice voucher (HCV) and FSS administration.

The current FSS program provides personal contacts life skills workshops, referrals to appropriate county and private agencies, education and transportation assistance, and job search skills.

Currently, forty-nine (49) very low and extremely low-income Yuba County residents participate in our FSS program. Of those, nineteen (19) are employed, one (1) has no income, twenty-two (22) are receiving education or work experience, five (5) are seeking employment or are in training and the final four (4) families are still in the evaluation process to see what services we can offer to benefit their specific needs. Thirty (30) of the total participant households also receive Section 8 housing choice voucher (HCV) assistance.

During the year we have seen several participants complete their certifications and receive either an AA or AS degree at local community colleges. Three in the past two months have not only graduated but found employment in their chosen medical field making livable wages and receiving benefits.

Our Section 8 HCV FSS participants have been disbursed escrow account amounts ranging from \$678.64 to \$10,295.59 at the completion of their contracts. Currently there are nine (9) HCV participants with escrow balances averaging \$906.00.

2. NEED/PROBLEM:

The County of Yuba has a variety of service programs in place to assist low-income families. The programs offer services that address specific areas. However, once that area of specialty has been addressed the agencies are unable to continue with services either because of regulation or lack of personnel. There are a large number of Yuba County residents who participate or who are eligible to participate in these programs who continue to depend on government assistance programs for their financial support. Many of the clients who are involved in programs are unable to move on because they lack various life skills needed to overcome the barriers that block their path to self-sufficiency. The individuals experience problems such as drug or alcohol addiction, mental health issues, legal problems, family violence, lack of education, childcare problems, lack of basic communication skills, lack of job retention skills, problems with personal hygiene or lack of dependable transportation. These clients need individual attention in addressing their barriers. Because of the high number of clients in the area individual attention is not always available in the mandated programs.

There is a greater need for a program to address the barriers that a client encounters due to the continued changes in welfare reform and decreases or elimination of available assistance. The FSS program would strive to enhance any program that the client may be involved in. The program will provide coordination of services to avoid duplication of service delivery, thus augmenting the efficiency of the mandated programs. The goal is to assist the client taking advantage of the services offered in one or more programs and to make a seamless transition from one program to another.

3. PROGRAM:

The role of the YCHA will be that of a facilitator. Those who wish to participate will be identified and provided with an orientation to the FSS program at the initial intake interview. The YCHA staff will maintain contact with the family, supplying guidance and encouragement. Our goal is to assist the FSS families in their journey to self-sufficiency through family based case management.

Breakdown of the program consists of an initial application, staff evaluation of employment potential, interview/assessment meetings to outline the FSS program, housing needs background, job training, childcare, transportation, emotional and counseling needs, substance abuse, domestic violence, parenting problems and other needs that arise that could prevent the client from achieving their goal of self-sufficiency.

After an assessment is completed an individual training and service plan (ITSP) will be drawn up. The ITSP will clearly identify the client's long term goal, interim goals, barriers to achieving the long- and interim goals and steps to be taken to eliminate or manage the identified barriers. The client will be expected to fully participate in the development of the ITSP including identifying goals, barriers

and solutions. Once the ITSP is completed it will be signed by the client and the case manager. A new plan will be developed each time a new barrier is identified or the client has reached their interim goal.

A Contract of Participation will define support services that the family will receive while participating in the FSS program. The contract includes a description of the responsibilities of the family including conditions and cause for terminating their participation in the FSS program. The signature of the client and staff are required.

Once the client has signed the contract and ITSP, referrals, vouchers or purchase orders will be generated and forwarded to the appropriate agencies or providers. YCHA staff may facilitate appointments when appropriate and will have the option of attending the appointments if requested by the client.

The coordinator will verify and follow through with a minimum of monthly contact with the participant. Quarterly progress reports are sent to each participant with the requirement that they must be returned.

The FSS program will encompass counseling (financial, drug/alcohol, mental/emotional health), child care (school, work), education (GED, high school diploma, college, vocational training) and job training (WIA), and job search skills (EDD). YCHA staff will provide one on one contact, workshops and seminars to supplement what is learned through outside service agencies.

Life skill workshops and training will be offered. This will help the clients to learn to deal with various problems they encounter. These may include budgeting, self-esteem, credit repair, light auto maintenance, home care, or stress management. As problem areas are identified workshops and training will be developed.

4. EVALUATION:

The YCHA staff will meet with each client on a regular basis to evaluate their progress. The ITSP will be referred to in determining if the client has made progress in meeting their goals. The plan will list specific actions to be taken by the client. If the client is unable to follow through and barriers are identified, then a revised plan will be developed. The service plans will deal with short-term goals and objectives along with a list of actions to be taken by the YCHA and the client. These specific plans will help the client and the agency to focus and take things one step at a time. These plans will also be used to see exactly what the client has accomplished and what goals have been met.

5. PHASE OUT PLAN:

Family self-sufficiency is a relatively new concept but Yuba County has offered these services since 1994. There are many programs that deal with issues and provide for some case management, however, the FSS program deals with all

barriers that prevent someone from being self-sufficient through comprehensive case management and referrals to appropriate service providers.

Our target group may have experienced years of dependence on government aid. It is not realistic to expect them to make all the changes and develop the skills needed to become self-sufficient in one year.

It is hoped that the program develops self-reliance community support of the concept is necessary. Efforts will be made to cultivate community support, with the goal of establishing the funding sources. The plan is that once the community is aware of our efforts they will support the program by offering services and/or financial support. It is hoped that with community support, dependence on CSBS funds will be reduced by 5%-10% per year.

6. INTER-AGENCY COORDINATION:

The YCHA staff networks with other area service agencies in order to provide referrals and services to the FSS participant. The YCHA strives to work with other agencies to ensure that the client's life skills needs are met so they are able to fully benefit from the services offered by outside agencies. The YCHA staff provides case coordination so that duplication of services is avoided. The YCHA approach to FSS is that by offering intense case management, the service agencies will be more effective and clients will likely be successful.

We continue to work with Children's Home Society for child care needs, Department of Human Services, CalWorks and WIA for coordination of job training, etc., and Yuba College, Sutter County One Stop, Yuba County One Stop, CTEC and the Marysville Adult Education program for educational needs.

7. ACCESSIBILITY:

The initial intake interview is held at the YCHA conference room, which is handicap accessible. Transportation will be evaluated on a case by case basis and is dependent upon the course of action taken by the client. The YCHA vehicle is available to offset transportation problems to the office or participant's residence. A telephone system (TDD/TYY) for speech and hearing impaired is currently available.

8. RESOURCE DEVELOPMENT:

The YCHA receives Federal Register clippings to review new NOFAs available. Private resources will be sought on an on-going basis. Funding for the Senior Housing Specialist/FSS Coordinator will continue to be sought from the Department of Housing and Urban Development. HUD initially funded the coordinator position in 1997 and has continued in subsequent years. YCHA will be applying for the HUD grant funding in a similar process to the one in 2010 where they will be evaluating electronic data submissions and using a formula to grant FSS Coordinator funds.

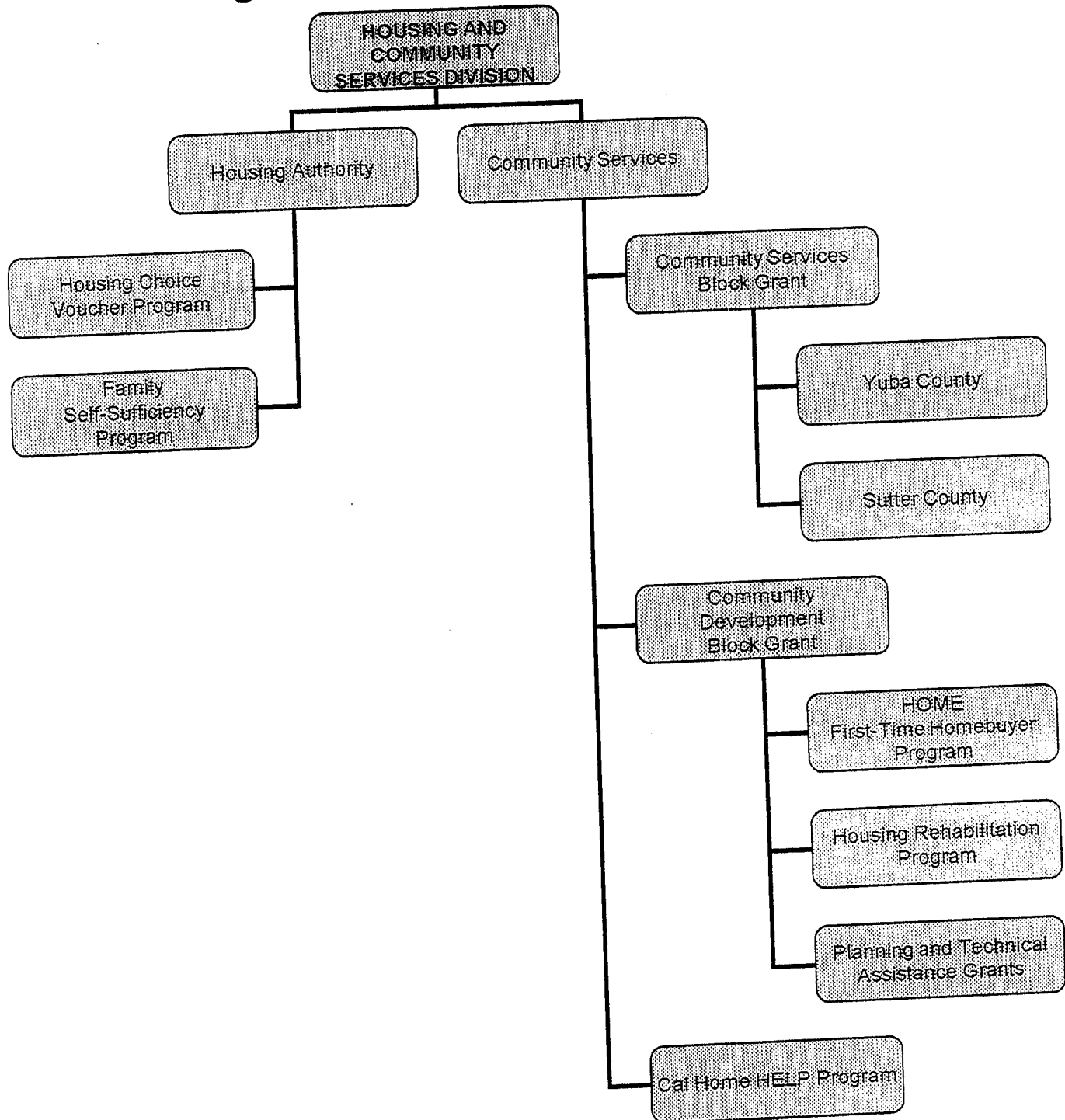
MISSION STATEMENT

It is the mission of the Family Self-Sufficiency Program Coordinating Committee to assist the housing authority in providing low-income families and families on public assistance with the information and knowledge necessary to become motivated to achieve self-sufficiency so they may live independent of, or with a minimum of public assistance.

WE BELIEVE:

1. Being economically self-sufficient develops pride and self esteem for all members of the family.
2. Government (federal, state, or local) should never do for an individual or family what that individual or family can do for themselves.
3. Many individuals and families need knowledge, information and assistance to become self-sufficient.
4. The total dependence on government for one's survival is self-degrading.
5. It is the responsibility of the community, in cooperation with government agencies, private businesses and industry to participate in the design and implementation of a program to alleviate the need for dependency on public assistance in the County of Yuba.
6. Motivation is the key to one's success. With motivation and a belief in one's self all things are possible.
7. Knowledge, information and encouragement are the catalysts for motivation.
8. That most people can become self-sufficient.
9. People are our most important product, and by helping people become self-sufficient we improve our communities, our state and our nation conserve resources and develop productive citizens.
10. The client is the most important person in the family self-sufficiency program.
11. Being a productive and contributing member of society is a basic need of all people.
12. Success of the program depends upon an alternate approach to making people self-sufficient.

Community Development and Services Agency Housing and Community Services Division Programmatic Organizational Chart



☐ Bi-Monthly
☐ Monthly

**ATTACHMENT I
CSBG CONTRACT BUDGET SUMMARY**

Contractor Name:	Yuba County Housing Authority	Contract Number:	2013YCSBG/F SS	Contract Amount:	\$15,500
Prepared By:	Jane McMillan, Senior Housing Specialist	Contract Term:	7/5/1905	Amendment #	
Telephone #:	530-749-5460	Fax Number:	530-749-5464		
Date:	7/24/2012	E-mail Address:	jmcmillan@co.yuba.ca.us		

SECTION 10: ADMINISTRATIVE COSTS

Line Item	Description	CSBG Fund
1	Salaries and Wages	
2	Fringe Benefits	
3	Operating Expenses	
4	Equipment	
5	Out-of-State Travel	
6	Subcontractor Services	
7	Other Costs:	
Subtotal Section 10: Administrative Costs (Not to exceed 12% of the total operating budget Section 80)		

SECTION 20: PROGRAM COSTS

Line Item	Description	CSBG Funds (rounded to the nearest dollar)
1	Salaries and Wages	
2	Fringe Benefits	
3	Operating Expenses	\$15,500
4	Equipment	
5	Out-of-State Travel	
6	Subcontractor Services	
7	Other Costs:	
Subtotal Section 20: Program Costs		\$15,500

SECTION 40: Total CSBG Budget Amount (Sum of Subtotal Sections 10 and 20)

\$15,500

SECTION 70: Enter Other Agency Operating Funds Used to Support CSBG

SECTION 80: Agency Total Operating Budget (Sum of Sections 40 and 70)

\$15,500

SECTION 90: CSBG Funds Administrative Percent (Section 10 divided by Section 80)

FRINGE BENEFITS			
Enter description of Fringe Benefits. Please include the percentage of Salaries and Wages paid in Benefits. (Examples: FICA, SSI, Health Ins., Workers Comp. Etc.)		Section 10 Administrative Costs	Section 20 Program Costs
	Percentage	List CSBG funds Budgeted Line 2	List CSBG Funds Budgeted Line 2
TOTAL MUST MATCH THE AMOUNT ENTERED ON CSD 425.S (BUDGET SUMMARY)			

ATTACHMENT I
CSBG BUDGET SUPPORT -- NON PERSONNEL COSTS

Contractor Name: Yuba County Housing Authority	Contract Number: 2013YCSBG/FS S	Contract Amount: \$15,500
Prepared By: Jane McMillan, Senior Housing Specialist	Contract Term: \$2,013.00	Amendment #:
Telephone #: 530-749-5460	Fax Number: 530-749-5464	
Date: 7/24/2012	E-mail Address: <u>jmcmillan@co.yuba.ca.us</u>	

Hit Alt & Enter at the same time to begin a new line or paragraph within the cell.

EXPLAIN AND JUSTIFY EACH LINE ITEM Totals must match CSD 425.S Budget Summary form Attach additional sheet(s) if necessary Missing descriptions shall result in delay of the contract execution.	CSBG	
	Section 10 Administrative Costs	Section 20 Program Costs
List all Operating Expenses Items necessary for participant's success. Example: text books, bus passes, interview/work clothes, auto repairs, school supplies, specialized studies clothing, emergency child care	3 sum should equal total on line item 3 of CSD 425.S Budget Summary form	3 sum should equal total on line item 3 of CSD 425.S Budget Summary form \$15,500
List all Equipment Purchases	4 sum should equal total on line item 4 of CSD 425.S Budget Summary form	4 sum should equal total on line item 4 of CSD 425.S Budget Summary form
List all Out-of-State Travel: Name of conference; Specify location; Cost per trip	5 sum should equal total on line item 5 of CSD 425.S Budget Summary form	5 sum should equal total on line item 5 of CSD 425.S Budget Summary form
List all Subcontractor Services	6 sum should equal total on line item 6 of CSD 425.S Budget Summary form	6 sum should equal total on line item 6 of CSD 425.S Budget Summary form
Other Costs - Explain & Justify each line item (i - iv): Any additional Other Costs (attach additional sheet if necessary):	Section 10 Administrative Costs	Section 20 Program Cost
i		
ii		
iii		
iv		
Total Other Costs (Sum of i, ii, iii, iv):	7 sum should equal total on line item 7 of CSD 425.S Budget Summary form	7 sum should equal total on line item 7 of CSD 425.S Budget Summary form

CSBG/NPI Workplan

Contractor Name: Yuba County Housing Authority

Contact Person and Title: Jane McMillan, Senior Housing Specialist

Phone Number: 530-749-5460 Ext. Number -5448

E-mail Address: jmcmillan@co.yuba.ca.us Fax Number: 530-749-5464

Goal 1: Low-income people become more self-sufficient.**NPI 1.1: Employment****Problem Statement:** (If additional space is needed, please attach a separate sheet.)

1. Need basic education--high school or GED so employers will take the time to look at and accept the applications. 1. Temporary child care so clients may look for work or complete education/training. 3. Yuba County has a very high number of adults that have not graduated high school as reported in "A Regional View of Social Disparities".

Program Activities and Delivery Strategies: (If additional space is needed, please attach a separate sheet.)

1. Information and referral: information on employment and job training services and referrals to community programs. 2. Job counseling/search: job search skills and job fairs, training programs in our community and counseling on jobs in our community. Skills training: training in skills for which there are immediate or recurring job opportunities such as training in word processing, welding, auto repair, medical fields or culinary arts. We will use all of the established schools in the community and surrounding area.

National Performance Indicator 1.1		WORKPLAN	
Employment		Number of Participants Expected to Achieve Outcome in Reporting Period (#)	
The number and percentage of low-income participants in Community Action employment initiatives who get a job or become self-employed, as measured by one or more of the following:		Reporting Period	
A. Unemployed and obtained a job		Annual	10
B. Employed and maintained a job for a least 90 days		Annual	8
C. Employed and obtained an increase in employment income and/or benefits		Annual	6
D. Achieved "living wage" employment and/or benefits		Annual	2
		Annual	

CSBG/NPI Workplan**Goal 1: Low-income people become more self-sufficient.****NPI 1.2: Employment Supports****Problem Statement:** (If additional space is needed, please attach a separate sheet.)

Yuba County has minimum wage employment unless you have training or skills to get employment that offers higher wages.

Program Activities and Delivery Strategies: (If additional space is needed, please attach a separate sheet.)

Receive training and skills that are needed in the county--example: medical, teaching, construction, welding. In Yuba County as of 2008, to be self-sufficient by making a living wage, a single parent with an infant needed to earn \$2942 per month, a two parent family with two preschool aged children needed to earn \$4553. More schooling equals higher earning potential.

National Performance Indicator 1.2		WORKPLAN
Employment Supports		Number of Participants Expected to Achieve Outcome in Reporting Period (#)
The number of low-income participants for whom barriers to initial or continuous employment are reduced or eliminated through assistance from community action, as measured by <u>one or more</u> of the following:		
A. Obtained skills/competencies required for employment	Annual	7
B. Completed ABE/GED and received certificate or diploma	Annual	1
C. Completed post-secondary education program and obtained certificate or diploma	Annual	3
D. Enrolled children in "before" or "after" school programs	Annual	
E. Obtained care for child or other dependant	Annual	2
F. Obtained access to reliable transportation and/or driver's license	Annual	5
G. Obtained health care services for themselves or a family member	Annual	
H. Obtained safe and affordable housing	Annual	7
I. Obtained food assistance	Annual	
J. Obtained non-emergency LIHEAP energy assistance	Annual	
K. Obtained non-emergency WX energy assistance	Annual	
L. Obtained other non-emergency energy assistance (State/local/private energy programs. Do Not Include LIHEAP or WX)	Annual	
In the rows below, please include any additional indicators for NPI 1.1 that were not captured above.		
		Annual

BEFORE THE YUBA COUNTY HOUSING AUTHORITY
BOARD OF COMMISSIONERS

IN RE:

Resolution No.: 2012-2

**Authorize Execution of the 2013 Community)
Services Block Grant Application/Contract)
For Family Self Sufficiency By the Housing)
Authority)**

WHEREAS, the Yuba County Board of Supervisors have previously approved the 2012/13 Yuba County Community Services Block Grant Community Action Plan, and accepted the statewide priority of Family Self Sufficiency, and

WHEREAS, the Family Self Sufficiency priority may be met through services provided through the Family Self Sufficiency program offered by the Yuba County Housing Authority, Department of Community Development, and

WHEREAS, the Housing Authority, Department of Community Development, is capable of providing these services, and provided such services in the previous years.

NOW THEREFORE BE IT RESOLVED that the Housing Commission Chair or the Executive Director is hereby authorized to submit and execute the Application/Contract and any other documents deemed necessary for funding under the 2013 Community Services Block Grant program an amount not to exceed \$15,500 to provide Family Self Sufficiency services, meeting the statewide priority.

PASSED AND ADOPTED at a meeting of the Housing Commissioners of the County of Yuba, State of California, on the 14th day of August 2012 by the following vote:

AYES:

NOES:

ABSENT:

Roger Abe, Chair

ATTEST:

By: _____
Debra J. Phillips, Executive Director/Secretary

APPROVED TO FORM:

By: _____
Angil Morris-Jones, County Counsel



CONSENT
AGENDA

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The County of Yuba

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



July 17, 2012 – MINUTES

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:30 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 Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Stocker presided.

I. PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez

II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker - All present.

MOTION: Move to add to pending litigation pursuant to Government Code §54956.9(a) - Yuba County Growers Association, Sam McConnell, Yuba Patient Collective, Lew Neal, Old Crow Farm Collective, Kathie Thelen and Déjà Vu Collective vs. County of Yuba as the need to take action arose subsequent to the agenda being posted pursuant to Counsel's request

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

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. Auditor-Controller

1. Authorize Budget Transfer in the total amount of \$150,950.00 to transfer in lieu of health insurance back to salaries for General and Operating Departments for the six-month period ending June 30, 2012. (274-12) Approved.

B. Health and Human Services

1. Approve agreement with Bloodsource Inc. for blood drive services at County locations for a one year term and authorize the Chair to execute same. (Human Services Committee recommends approval) (275-12) Approved.

IV. COUNTY DEPARTMENTS

A. Clerk-Recorder/Elections

1. Accept Certificate of Sufficiency for initiative to Preserve Farmlands and Open Space and adopt resolution authorizing County Clerk to submit measure to the voters at the regularly scheduled election of November 6, 2012 pursuant to Elections Code §1405(b). (Five minute estimate) (278-12) County Clerk Terry Hansen recapped acceptance and responded to Board inquiries.

The following individual spoke: Nick Spaulding, Oregon House

County Counsel Angil Morris-Jones responded to comments and inquiries regarding ballot wording and report on impacts providing pertinent Elections Codes.

MOTION: Move to accept Certificate of Sufficiency for initiative to Preserve Farmlands and Open Space and order a report from County agency on effect of proposed initiative measure for the Board meeting on August 7, 2012

MOVED: Andy Vasquez

SECOND: Roger Abe

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

NOES: None ABSENT: None ABSTAIN: None

V. SPECIAL PRESENTATION

- A. Present proclamation declaring the month of July 2012 as Sexual Assault Awareness Month. (276-12) Chairman Stocker read and presented the proclamation to Casa de Esperanza Shelter Manager Emma Gee.

VI. PUBLIC COMMUNICATIONS:

Ms. Mary Battista, Merriam Road, commended Public Works employees for recent road work.

VII. COUNTY DEPARTMENTS CONTINUED

A. Board of Supervisors

1. Set Board meeting of August 7, 2012 at 6:00 p.m. to be held at the Alcouffe Community Center, 9185 Marysville Road, Oregon House, California and post notice of same pursuant to Government Code §25081(b). (4/5 vote required) (No background material) (Five minute estimate) (277-12) Supervisor Griego requested the meeting at Alcouffe Community Center be rescheduled due to National Night Out.

Supervisor Stocker left the meeting at 10:12 a.m. and did not return.

MOTION: Move to cancel regular Board meeting of August 14 and schedule special meeting August 14, 2012 at 6:00 p.m. to be held at the Alcouffe Community Center, 9185 Marysville Road, Oregon House, California and post notice of same pursuant to Government Code §25081(b).

MOVED: Roger Abe

SECOND: John Nicoletti

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

NOES: None ABSENT: Hal Stocker ABSTAIN: None

Supervisor Griego left the meeting at 10:16 a.m.

B. Treasurer-Tax Collector

1. Adopt resolution for the issuance of 2012/2013 Yuba Community College District Tax and Revenue Anticipation Notes not to exceed \$10,000,000. (Five minute estimate) (279-12)

MOTION: Move to adopt

MOVED: John Nicoletti

SECOND: Roger Abe

AYES: John Nicoletti, Roger Abe, Andy Vasquez

NOES: None

ABSENT: Mary Jane Griego, Hal Stocker ABSTAIN: None

Adopted Resolution No. 2012-56, which is on file in Yuba County Resolution Book No. 42, entitled: "RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF YUBA AUTHORIZING THE ISSUANCE OF 2012-2013 TAX AND REVENUE ANTICIPATION NOTES FOR THE YUBA COMMUNITY COLLEGE DISTRICT."

VIII. CORRESPONDENCE - (280-12)

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

- A. Resolution from the City of Marysville requesting consolidation of the city election with the November statewide election. Accepted.
- B. Schedule of Proposed Actions from the United States Forest Service regarding Plumas National Forest for the period of July 1, 2012 to September 30, 2012. Accepted.
- C. Notice from California Fish and Game Commission regarding proposed regulatory action relating to commercial herring fishery. (Copy to Yuba County Fish and Game Advisory Commission) Accepted.
- D. Notice from Three Rivers Levee Improvement Authority advising of sale of surplus property identified as APN 014-290-034. Accepted.

IX. BOARD AND STAFF MEMBERS' REPORTS:

Supervisor Abe attended the following:

- Glenn Harris retirement held June 22, 2012
- River Management meeting held July 10, 2012
- City of Wheatland Council meeting held July 10, 2012
- Water Agency meeting held July 12, 2012
- OPUD/County Liaison Committee held July 13, 2012
- Hallwood Women's Appreciation Dinner held July 13, 2012
- Beale AFB Change of Command Ceremony held July 16, 2012

Supervisor Stocker rejoined the meeting at 10:17 a.m.

Supervisor Nicoletti: Beale AFB Change of Command Ceremony held July 16, 2012

Supervisor Vasquez: State financial situation and downgrade of credit rating

Supervisor Stocker:

- Requested information on the number of County vehicles
- Strawberry Valley Cemetery District meeting held July 16, 2012

Clerk on behalf of Supervisor Griego: Memorial Adjournment - Mrs. Phyllis Gomez

X. CLOSED SESSION: The Board retired into closed session at 10:42 a.m.

- A. Potential litigation pursuant to Government Code §54956.9(b) - One Case
- B. Pending litigation pursuant to Government Code §54956.9(a) - Yuba County Growers Association, Sam McConnell, Yuba Patient Collective, Lew Neal, Old Crow Farm Collective, Kathie Thelen and Déjà Vu Collective vs. County of Yuba

The Board returned from closed session at 11:17 a.m. with all present as listed above except Supervisor Griego. There was no reportable action.

XI. ADJOURN: 11:17 a.m. by Chairman Stocker in memory of Mrs. Phyllis Gomez.

Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: _____

The County of Yuba

BOARD OF SUPERVISORS



JULY 24, 2012 – MINUTES

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:43 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 Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Stocker presided.

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

The following individuals spoke in support of opposing Senate Bill 1221:

- Mr. Jimmy Williams, Olivehurst
- Mr. Mark Miller, Yuba County
- Mr. Jacob Dobyns, Linda
- Ms. Debbie Byrne, Fish and Game Advisory Commission Chair

MOTION: Move to approve Consent Agenda MOVED: John Nicoletti SECOND: Roger Abe

AYES: John Nicoletti, Roger Abe, Andy Vasquez, Hal Stocker

NOES: None ABSENT: Mary Jane Griego ABSTAIN: None

A. Administrative Services

1. Approve Memorandum of Understanding with the City of Marysville for custodial services at City Hall and authorize the Chair to execute same. (281-12) Approved.

B. Board of Supervisors

1. Oppose Senate Bill 1221 relating to use of dogs to pursue bears and bobcats and authorize the Chair to execute correspondence regarding same. (Yuba County Fish and Game Advisory Commission recommends approval) (282-12) Approved

C. Clerk of the Board of Supervisors

1. Approve minutes of the regular meeting of July 10, 2012. (283-12) Approved as written.

D. Community Development and Services

1. Adopt resolution to agree to hear resolutions of necessity for Feather River Boulevard and State Route 70 Interchange project and authorize Public Works Director to execute cooperative agreement with Caltrans and necessary documents for right of way acquisition and construction improvements. (284-12)

Adopted Resolution No. 2012-57, which is on file in Yuba County Resolution Book No. 42, entitled: "RESOLUTION AGREEING TO HEAR RESOLUTION OF NECESSITY IN CONJUNCTION WITH THE FEATHER RIVER BOULEVARD AND STATE ROUTE 70 INTERCHANGE PROJECT."

E. Health and Human Services

1. Approve tenant rental contract in the amount of \$200.00 per month with Hub Self Storage for storage space for storage of closed case files and authorize the Chair to execute same. (Human Services Committee recommends approval) (285-12) Pulled from consideration.

F. Sheriff-Coroner

1. Approve agreement with U.S. Forest Service for law enforcement services on forestland and authorize the Chair to execute same. (286-12) Approved.

IV. SPECIAL PRESENTATION

- A. Receive presentation from Friday Night Live regarding REACH Coalition of Youth Development. (Ten minute estimate) (287-12) Youth members Justin Greenly, Jill Curt, Damaris Vasquez, Tharon Trujillo, Ciria Salazar, and Rochelle McCauley, Coordinator, provided a Power Point presentation recapping Coalition purpose, activities, youth statistics, financial support needed, and responded to Board inquiries.

V. PUBLIC COMMUNICATIONS:

Mr. Dennis Miller, Rupert Avenue, regarding installing speed bumps on Rupert Avenue.

Unidentified speaker regarding Joshua House located on Hammonton Smartsville Road.

Through Board consensus a report from Code Enforcement on Joshua House issue was requested for the August 7, 2012 Board meeting.

VI. COUNTY DEPARTMENTS

A. Community Development and Services

1. Adopt resolution confirming report of delinquent solid waste collection charges and order of assessment, to be placed on the secured property tax roll. (288-12) Environmental Health Director Tej Maan recapped the process for noticing, administrative hearing, and responded to Board inquiries.

MOTION: Move to adopt

MOVED: Andy Vasquez

SECOND: John Nicoletti

AYES: Andy Vasquez, John Nicoletti, Roger Abe, Hal Stocker

NOES: None ABSENT: Mary Jane Griego ABSTAIN: None

Adopted Resolution No. 2012-58, which is on file in Yuba County Resolution Book No. 42, entitled: "A RESOLUTION CONFIRMING REPORT OF DELINQUENT SOLID WASTE COLLECTION CHARGES AND ORDER OF ASSESSMENT."

B. County Administrator

1. Adopt resolution adopting amendment to the Recology Yuba Sutter Collection service agreement and approving a 3.75 percent rate increase for Rate Year 2013. (289-12) County Administrator Robert Bendorf recapped the amendment, rate increase, and responded to Board inquiries.

Mr. Keith Martin, Regional Waste Management Authority, responded to Board inquiries.

- X. ADJOURN: 11:51 a.m. in memory of Mrs. Randi Mae Turchak-Cross, Mrs. Sandra Frink, Mrs. Phylss Miller, and Mr. Bob McCoullough by Chairman Stocker.

Chair

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

Approved: _____

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



298-12

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

Date: August 7, 2012

To: Yuba County Board of Supervisors

From: Sean Powers, Director of Finance and Administration 

Subject: Acquisition of Single Family Residence APN 021-185-001 for the Neighborhood Stabilization Program

Recommendation:

Adopt the attached resolution authorizing the Community Development Director or his designee to complete the purchase of single family residence APN 021-185-001 as part of the Neighborhood Stabilization Program and execute all documents needed for completion of purchase, rehabilitation, and resale.

Background:

The goal of the County of Yuba Neighborhood Stabilization Program is to stabilize property values and homeownership rates in neighborhoods impacted by foreclosures. The County of Yuba has been awarded \$4,265,711 under the Neighborhood Stabilization Program allocation per agreement 11-NSP3-8112 for acquisition, rehabilitation, and resale single family homes. The activities are to be primarily performed in census tract number 0403.00 in the areas of Marysville and Linda.

Discussion:

The attached resolution is required for further implementation of the Neighborhood Stabilization Program. For each individual property approved for the program by the County, the Board must consider and approve the purchase of the property by resolution. Assuming Board approval, the County will hold title during the rehabilitation up to resale. CDSA will oversee all activities involving acquisition, rehabilitation, and resale. The Board has previously approved the Community Development Services Agency Director to make purchase offers to the current property owners which have been accepted.

Committee Action:

This item was previously discussed with the Board in order to make the initial offers to the current property owners and therefore is being presented directly to the full Board in order to formally move forward with the acquisition.

Fiscal Impact:

The purchase and rehabilitation costs will be covered by the Neighborhood Stabilization Program funds in accordance with the requirements established by the State of California Neighborhood Stabilization Program. The purchase price of for APN 021-185-001 is estimated to be \$65,000.

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

**RESOLUTION AUTHORIZING YUBA COUNTY)
COMMUNITY DEVELOPMENT AND SERVICES)
AGENCY DIRECTOR OR HIS DESIGNEE TO)
COMPLETE THE PURCHASE OF SINGLE FAMILY)
RESIDENCES APN 021-185-001 AS PART OF THE)
NEIGHBORHOOD STABILIZATION PROGRAM)
AND EXECUTE ALL DOCUMENTS NEEDED FOR)
COMPLETION OF PURCHASE,)
REHABILITATION, AND RESALE.)**

RESOLUTION NO. _____

WHEREAS, Yuba County was awarded Neighborhood Stabilization Program funds per agreement 11-NSP3-8112 with the Department of Housing and Community Development on April 30, 2012 and is authorized to conduct activities in housing acquisition, rehabilitation, and resale of single family homes; and

WHEREAS, these activities are to be performed primarily in census tract number 0403.00 in the areas of Marysville and Linda; and

WHEREAS, the purpose of acquiring these foreclosed properties through the Neighborhood Stabilization Program is to rehabilitate and resell the properties to a owner-occupant which meets the program requirements; and

WHEREAS, the Board has previously approved the Community Development Services Agency Director to make, and he has made, a purchase offer to the current property owner which has been accepted; and

WHEREAS, the purchase and rehabilitation costs will be covered by the Neighborhood Stabilization Program funds in accordance with the requirements established by the State of California Neighborhood Stabilization Program and the purchase price of APN 021-185-001 is estimated to be \$65,000.

/

/

/

/

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors authorizes the Yuba County Community Development and Services Agency Director or his designee to complete the purchase, rehabilitation and resale of APN 021-185-001 and execute any necessary documents, subject to County Counsel review.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the _____ day of _____, 2012 by the following vote:

AYES:

NOES:

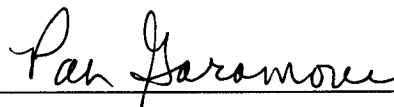
ABSENT:

ABSTAIN:

CHAIR

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

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





The County of Yuba

Office of the County Administrator

Robert Bendorf, County Administrator

TO: Yuba County Board of Supervisors *RB/te*
FROM: Robert Bendorf, County Administrator
RE: South Yuba Water District – Annexation of Tollcrest Dairy Property
DATE: August 7, 2012

RECOMMENDATION

It is recommended that the Board of Supervisors adopt the attached zero tax exchange resolution for the South Yuba Water District (SYWD) annexation of APN 015-060-075.

BACKGROUND

As part of any annexation of property into a city, county or special district, the agencies receiving property taxes with the annexation must agree on what changes, if any, will be to distribution of the property taxes. In many cases involving special district annexations there is no property tax collected by either entity involved; however the Local Area Formation Commission (LAFCO) is required by law to be presented a negotiated tax share agreement or a zero tax exchange agreement.

DISCUSSION

Yuba County LAFCO has received SYWD Resolution # 2012-3 initiating a LAFCO proceeding regarding an annexation of the Tollcrest Dairy, consisting of approximately 199 acres. The annexation also requires a sphere of influence amendment for the South Yuba Water District. The purpose, as stated by LAFCO to the County, is to allow the district to provide water services while reducing the reliance on wells.

The SYWD does not receive a portion of property taxes; therefore the proposed annexation does not necessitate a change in the distribution as reflected in the attached resolution.

COMMITTEE

Due to the routine nature of the request, this item is being presented directly to the Board.

FISCAL IMPACT

None.

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

RESOLUTION NO. _____

**A RESOLUTION OF THE BOARD OF SUPERVISORS PERTAINING TO TAX
REVENUE EXCHANGE BETWEEN THE COUNTY OF YUBA AND THE SOUTH
YUBA WATER DISTRICT (TOLLCREST ANNEXATION – LAFCO 2012-0002)**

WHEREAS, under the provisions of Proposition 13 adopted in 1978, the distribution of property taxes within each county became the responsibility of the County Board of Supervisors; and

WHEREAS, Proposition 13 failed to make any provision for the redistribution of these taxes, as a result of reorganization of cities and districts within the County; and

WHEREAS, Revenue and Taxation Code Section 99(b) designates the Yuba County Board of Supervisors as the agency responsible for deciding what sort of property tax revenue exchanges should occur in the case of special district annexations and detachments with the County; and

WHEREAS, Section 99 of the Revenue and Taxation Code requires, before the LAFCo Executive Officer issues a certificate of filing for a proposed jurisdictional change, that an exchange of property tax revenue be negotiated between the affected agencies; and

WHEREAS, a proposal has been filed with the LAFCo Executive Officer to annex property to the South Yuba Water District –LAFCo Project 2012-0002 Tollcrest Dairy Annexation.

WHEREAS, negotiations have been held between the County of Yuba and the South Yuba Water District.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of Yuba, based on the foregoing findings, hereby declares:

1. Upon finalization of the LAFCo Project 2012-0002, Tollcrest Annexation, property tax revenues generated from within the subject area shall be governed by this resolution and shall be allocated as follows:

Base Property Tax:

The base property tax revenue currently allocated to the County General Fund and all local taxing agencies shall not be changed as a result of an annexation.

Future Incremental Property Tax:

The future incremental property tax allocated to the County General Fund and all local taxing entities shall not be changed as a result of this annexation.

2. This determination is made without prejudice to any future jurisdictional changes and does not establish a precedent for making future determinations pursuant to Section 99 of the revenue and taxation code.
3. The Clerk is directed to file a certified copy of this resolution with the Yuba Local Agency Formation Commission, the County Administrative Office, the Auditor of the County of Yuba, and the South Yuba Water District
4. Upon completion of the LAFCo proceedings, the Yuba County Auditor-Controller is hereby directed to distribute the property tax revenues for non-taxing agencies within an annexation area in accordance with this resolution.

PASSED AND ADOPTED this _____ day of _____, 2012, by the Board of Supervisors of the County of Yuba, State of California, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Hal Stocker, Chair
Yuba County Board of Supervisors

By: _____
ATTEST: Donna Stottlemeyer
Clerk to the Board of Supervisors

APPROVED AS TO FORM:

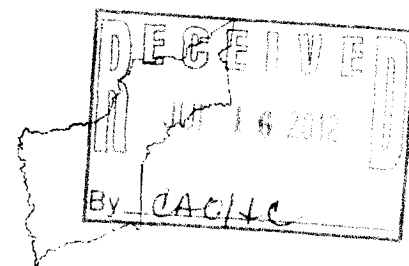
By: _____
Angil Morris-Jones, County Counsel

YUBA COUNTY LOCAL AGENCY FORMATION COMMISSION

JOHN BENOIT, EXECUTIVE OFFICER

**526 C STREET
MARYSVILLE, CA 95901**

**Phone (530)749-5467
Fax (530)740-4836
URL www.yubalafco.org**



MEMORANDUM

July 9, 2012

TO: Yuba County Administrator, Robert Bendorf
Yuba County Planning, Wendy Hartman
Yuba County Clerk, Terry Hansen
Yuba County Public Works, Mike Lee
Yuba County Environmental Health, Tej Maan
Wheatland Fire Authority
South Yuba Water District
Wheatland Water District
Wheatland School District
Marysville Unified School District
Yuba County Water Agency

FROM: Paige Hensley, LAFCO Clerk Analyst

SUBJECT: LAFCo File No. 2012-0002/Tollcrest Dairy
Tollcrest Dairy Annexation with a Sphere Amendment into South Yuba Water District of approximately 199 acres known as Assessor's Parcel 015-060-075.

Attached you will find South Yuba Water District Resolution # 2012-3 initiating this LAFCO proceeding and a preliminary map and boundary description of the territory proposed to be annexed to the South Yuba Water District which has been submitted to me for the purpose as indicated by the above subject title. The annexation will also require a Sphere of Influence Amendment for the South Yuba Water District. The purpose of this annexation will allow the district to provide water services to an uninhabited while reducing the use of wells.

If you have any questions regarding this change of organization, please call me at (530) 749-5467.

This letter constitutes agency notification under government code §56658(b). If you have any questions regarding this change of organization, please call me at the number above. In order to facilitate preparation of the staff report regarding this proposal and compliance with certain statutory provisions, I would appreciate receiving any comments you may wish to offer on or before August 13th, 2012.

RESOLUTION 2012- 3

SOUTH YUBA WATER DISTRICT

**Resolution Requesting That the
Local Agency Formation Commission of Yuba County
Take Proceedings for the Annexation of the Tollcrest Dairy Property
Based on Adoption of Negative Declaration by South Yuba Water District,
Adoption of a Categorical Exemption by LAFCo for a Sphere of Influence Change,
And Adoption of Categorical Exemption Under CEQA**

On motion of Director Berz, seconded by Director NORDW, and passed unanimously, the Board of Directors of South Yuba Water District resolves as follows:

WHEREAS, the South Yuba Water District desires to initiate proceedings pursuant to the Cortese-Knox Local Government Reorganization Act of 2000, commencing with Section 56000 of the California Government Code, for the annexation and Sphere of Influence Amendment and to adopt a Negative Declaration pursuant to CEQA; and,

WHEREAS, at the time and in the manner provided by law, the General Manager gave notice of the date, time and place of a public hearing by the District Board of Directors to initiate these proceedings; and,

WHEREAS, a notice of intent to adopt this resolution of application has been given to each known interested party and to all agencies having an interest; and,

WHEREAS, there are no affected cities or districts within the meaning of Subdivision (2) of Section 56700 of the Government Code; and,

WHEREAS, the territory proposed to be annexed is uninhabited as defined in the Cortese-Knox Local Government Reorganization Act of 2000, and a map and description of the boundaries of the property are set forth in Exhibits "A" and "B" attached hereto and by this reference incorporated herein; and,

WHEREAS, this proposal will require amendment of the Interim Sphere of Influence of the South Yuba Water District adopted in 2010 to include this Tollcrest Dairy Property which abuts lands already included in the District boundaries; and,

PASSED AND ADOPTED by the Board of Directors as a Resolution of the South Yuba Water District at a regular Board Meeting held on this 16 day of May, 2012, by the following votes:

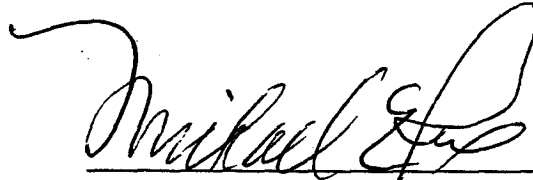
Ayes: five, Conf, Dir 24, NORT

Noes: 0

Absent: 1

Abstaining:

ATTESTED:



MICHAEL E. RUE, President

CERTIFICATE OF SECRETARY

I, PAUL R. MINASIAN, do certify that I am the Acting Secretary to the Board of Directors of South Yuba Water District. The foregoing Resolution is a true and correct copy of the original Resolution adopted by the Board of Directors and on file at the District Office, and this Resolution remains in full force and effect.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: May 16, 2012



Paul R. Minasian, Acting Secretary
South Yuba Water District

EXHIBIT A

GEOGRAPHIC DESCRIPTION OF JURISDICTIONAL BOUNDARY CHANGE
ANNEXATION TO SOUTH YUBA WATER DISTRICT
LANDS OF SIETSE AND KRISTEN TOLLENAAR
YUBA COUNTY, CALIFORNIA

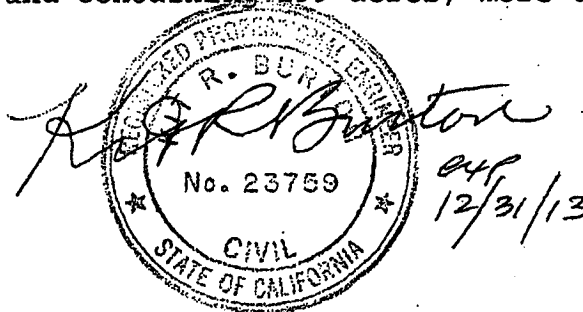
Prepared by
Kit R. Burton
Marysville, California
4-13-2012, 12-100, SYWD 100.doc

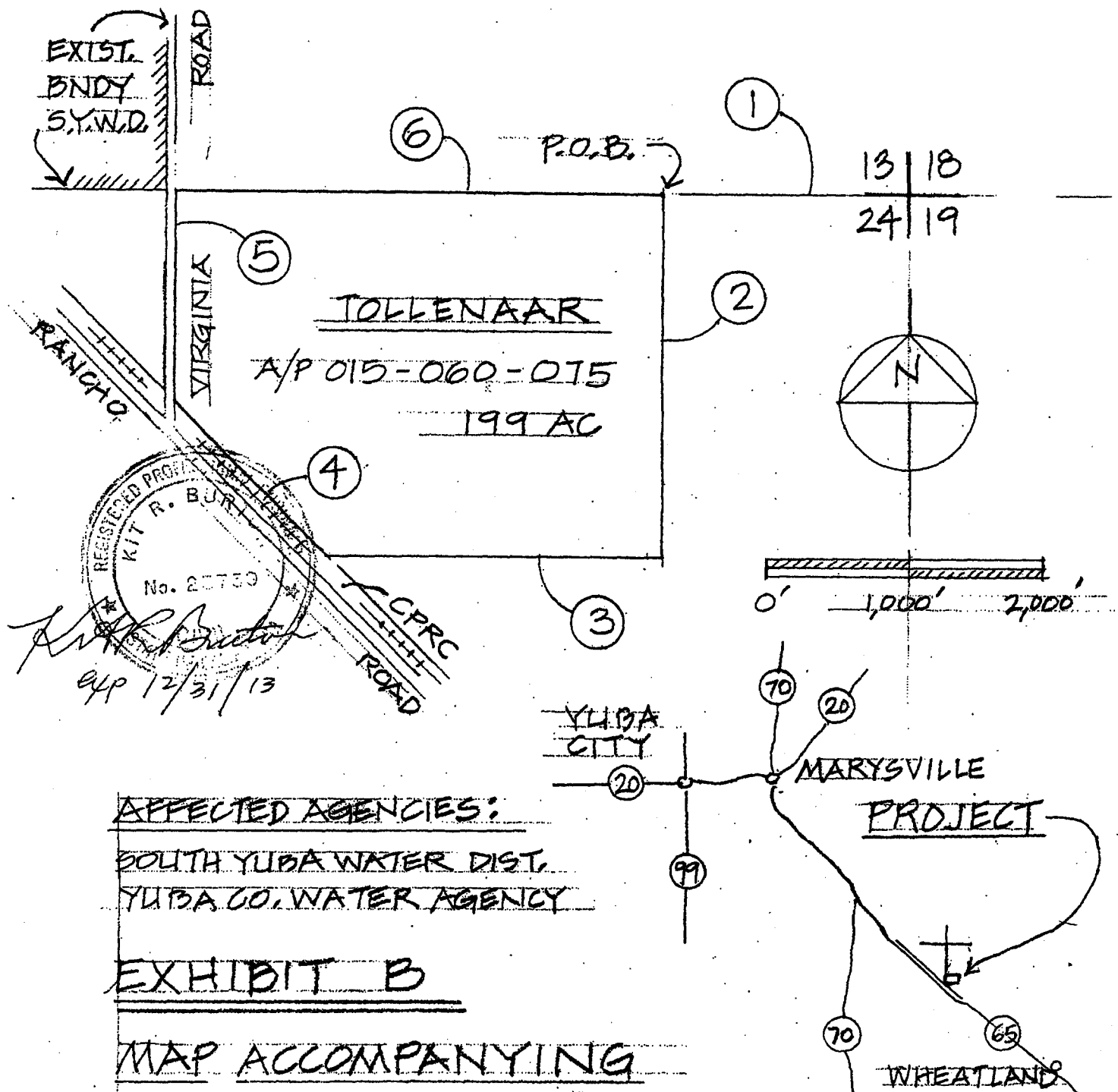
A/P 015-060-075

A portion of the North one-half of Section 24, Township 14 North, Range 4 East, MDM, and more particularly described as follows:

BEGINNING at the Northeast corner of said Section 24, said point lying on the centerline of Bradshaw Road; thence

- (1) Westerly S 89°32' W - 1756.64 feet along the Northerly line of said Section 24 to the TRUE POINT OF BEGINNING of the following described parcel. Thence from said TRUE POINT OF BEGINNING,
- (2) Southerly S 00°03'45" W - 2657.83 feet, thence
- (3) Westerly S 89°41'00" W - 2300.99 feet to a point on the Northeasterly line of the CPRC, thence
- (4) Along said Northeasterly line of said CPRC, Northwesterly N 48°08' W - 1674.59 feet to a point on the Easterly right of way line of Virginia Road, thence
- (5) Northerly, along the Easterly right of way line of Virginia Road, N 00°22' E - 1523.88 feet, thence
- (6) Easterly N 89°32' E - 3541.80 feet to the TRUE POINT OF BEGINNING and containing 199 acres, more or less.





AFFECTED AGENCIES:

SOUTH YUBA WATER DIST.
YUBA CO. WATER AGENCY

EXHIBIT B

MAP ACCOMPANYING

RESOLUTION TO

ANNEX LANDS TO

SOUTH YUBA WATER DISTRICT

BEING A PORTION OF SECTION 24, T14N, R4E, MD.M.

VICINITY MAP

NO SCALE



COUNTY OF YUBA


OFFICE OF EMERGENCY SERVICES

ROBERT BENDORF
COUNTY ADMINISTRATIVE OFFICER
DIRECTOR OF EMERGENCY SERVICES

SCOTT BRYAN
EMERGENCY OPERATIONS MANAGER

BOARD MEMO

To: Board of Supervisors

From: Scott Bryan 
Emergency Operations Manager

Subject: FY 2012 State Homeland Security Grant Program

Date: August 07, 2012

Recommendations:

Adopt resolution authorizing the Director of Emergency Services or their designee to execute and submit an application and any required documents as required for the FY 2012 State Homeland Security Grant Program (SHSGP), including any other pertinent documents related to this program, and authorize the acceptance and distribution of grant funds.

Background/Discussion:

The U.S. Department of Homeland Security provides grant funding annually to the State of California that is sub-granted to the Operational Areas (Counties). These funds are used to increase and maintain the capacity of the Operational Areas (OA) first responders and emergency management to plan for, respond to, mitigate against, and recover from acts of terrorism, or natural and other manmade disasters.

Your Board has previously appointed the Yuba County Multi-Jurisdictional Terrorism Task Force (TTF) to identify and develop projects that meet the requirements of the SHSGP. The Yuba County TTF has met to carry out this task for the current fiscal year. In consecutive years, the Yuba County OA has received a significant reduction in allocated funds. These reductions are due to a reduction in total Homeland Security funds allocated in the federal budget. For FY 2011 the total reduction was approximately 30% or \$73,484. For FY 2012, the reduction was approximately 40% or \$66,402.

Committee Action:

Projects have been identified and have been approved by the Yuba County TTF, a sub-committee of the Yuba County Operational Area Disaster Council.

Fiscal Impact:

The Yuba County OA is allocated \$105,078 for FY 2012. Emergency Services will receive \$5,254 in management and administration reimbursement to help offset the general fund allocation for emergency services.



915 8TH STREET, SUITE 117
MARYSVILLE, CA 95901



(530) 749-7520 OFFICE
(530) 749-7524 FAX



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

IN REFERENCE TO:

SIGNATURE RESOLUTION AUTHORIZING)	RESOLUTION NO.
THE COUNTY DIRECTOR OF EMERGENCY)	
SERVICES OR HIS DESIGNEE TO APPLY)	
FOR THE FY 2012 HOMELAND SECURITY)	
GRANT AND FURTHER AUTHORIZING THE)	
DIRECTOR TO EXECUTE DOCUMENTS AS)	
REQUIRED BY THE APPLICATION, THE)	
RESULTANT GRANT AND/OR ANY)	
PERTINENT DOUCMENTS RELATED TO)	
THE PROGRAM AND ACCEPTANCE OF)	
<u>GRANT FUNDS</u>)	

WHEREAS, it is in the best interest of the citizens of the County of Yuba to be protected from the threat of terrorism and to obtain federal financial assistance provided by the Federal Department of Homeland Security and sub-granted through the State of California for that purpose.

WHEREAS, the Department of Homeland Security Grant supports the implementation of State Homeland Security Strategies to address the identified planning, organization, equipment, training, and exercise needs to prevent, protect against, mitigate, respond to, and recover from acts of terrorism and other catastrophic events.

NOW, THEREFORE, BE IT RESOLVED, that the Director of Emergency Services or its designee is hereby authorized to execute and submit a grant application, for the Operational Area allocation of \$105,078, for and on behalf of the County of Yuba, a public entity established under the laws of the State of California.

BE IT FURTHER RESOLVED by the Board of Supervisors of the County of Yuba as follows: that the Director of Emergency Services or his designee is hereby authorized to accept FY 12 Homeland Security Grant funds in an amount not to exceed \$105,078; to execute, upon review and approval of County Counsel, documents as required by the application and the resultant grant; to authorize and execute the allocation of grant funds received.

PASSED AND ADOPTED BY THE Board of Supervisors of the County of Yuba, State of California, at the regular meeting thereof on the _____, day of _____ 2012, by the following vote:

AYES:


NOES:

ABSENT:

Hal Stocker
CHAIRMAN

ATTEST: DONNA SOTTLEYMEYER
Clerk of the Board of Supervisors

APPROVED AS TO FORM



Angil Morris-Jones
COUNTY COUNSEL



COUNTY OF YUBA


OFFICE OF EMERGENCY SERVICES

ROBERT BENDORF
COUNTY ADMINISTRATIVE OFFICER
DIRECTOR OF EMERGENCY SERVICES

SCOTT BRYAN
EMERGENCY OPERATIONS MANAGER

BOARD MEMO

To: Board of Supervisors

From: Scott Bryan 
Emergency Operations Manager

Subject: FY 2012 Emergency Management Performance Grant

Date: August 07, 2012

Recommendation:

Adopt resolution authorizing the Director of Emergency Services or their designee to execute and submit an application and any required documents as required for the FY 2012 Emergency Management Performance Grant (EMPG), including any other pertinent documents related to this program, and authorize the acceptance of said funds.

Background/Discussion:

The EMPG is an annual pass thru grant to support comprehensive all hazards emergency management at the state, tribal and local levels to encourage the improvement of mitigation, preparedness, response and recovery.

Committee Action:

There was no committee action due to the routine nature of the request.

Fiscal Impact:

The EMPG has a dollar for dollar cost sharing or in-kind match requirement, in the amount of \$139,679. This will not have a negative affect on the General Fund, as the existing OES budget is used to meet the match requirement.



915 8TH STREET, SUITE 117
MARYSVILLE, CA 95901



(530) 749-7520 OFFICE
(530) 749-7524 FAX



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

IN REFERENCE TO:

SIGNATURE RESOLUTION AUTHORIZING)	RESOLUTION NO.
THE COUNTY DIRECTOR OF EMERGENCY)	
SERVICES TO SUBMIT AN APPLICATION)	
FOR THE FY 2012 EMERGENCY)	
MANAGEMENT PERFORMANCE GRANT)	
AND EXECUTE DOCUMENTS AS NEEDED TO)	
<u>OBTAIN AND ADMINISTER GRANT FUNDING</u>)	

WHEREAS, it is in the best interest of the citizens of the County of Yuba to be prepared for and protected from the threat of all hazards, and to obtain federal financial assistance provided by the Federal Department of Homeland Security and sub-granted through the State of California for that purpose.

WHEREAS, the Emergency Management Performance Grant (EMPG) is to support comprehensive emergency management at the local level. The funds will support activities that contribute to the capability to prevent, prepare for, militate against, respond to and recover from emergencies and disasters.

NOW, THEREFORE, BE IT RESOLVED, that the Director of Emergency Services is hereby authorized to submit and execute a grant application, for and on behalf of the County of Yuba, a political subdivision established under the laws of the State of California, and to execute other necessary documents, subject to approval by County Counsel, to obtain funds once the grant is awarded to the County of Yuba under the FY 2012 Emergency Management Performance Grant.

BE IT FURTHER RESOLVED by the Board of Supervisors of the County of Yuba, as follows: that the Director of Emergency Services is hereby authorized to accept FY 12 EMPG Funds; to execute upon review approval of County Counsel, documents as required by the application and the resultant grant; to authorize and execute the allocation of grant funds received.

PASSED AND ADOPTED BY THE Board of Supervisors of the County of Yuba, State of California, at the regular meeting thereof on the _____, day of _____ 2012, by the following vote:

AYES:


NOES:

ABSENT:

Hal Stocker
Chairman

ATTEST: DONNA SOTTLEYMEYER
Clerk of the Board of Supervisors

APPROVED AS TO FORM



Angil Morris-Jones
COUNTY COUNSEL



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



ROBERT BENDORF
 COUNTY ADMINISTRATOR

JOHN FLEMING
 ECONOMIC DEVELOPMENT COORDINATOR

RUSS BROWN
 COMMUNICATIONS & LEGISLATIVE
 AFFAIRS COORDINATOR

GRACE M. MULL
 MANAGEMENT ANALYST

TEENA CARLQUIST
 EXECUTIVE ASSISTANT TO THE
 COUNTY ADMINISTRATOR

TO: BOARD OF SUPERVISORS

FROM: ROBERT BENDORF, County Administrator *RB*
 KEVIN MALLEN, CDSA Director *[Signature]*

SUBJECT: IMPACT REPORT ON FARMLAND AND OPEN SPACE INITIATIVE

DATE: AUGUST 7, 2012

RECOMMENDATION

It is recommended that the Board of Supervisors consider the attached Impact Report on the Farmland and Open Space Initiative pursuant to Elections Code §9111.

BACKGROUND/DISCUSSION

On July 17, 2012, the Board of Supervisors ordered that staff provide an Impact Report on the Farmland and Open Space initiative pursuant to Election Code §9111.

The attached report includes a brief background on the creation of the 2030 General Plan "Natural Resource" designation and an analysis of the components of an Impact Report as listed in Election Code §9111.

COMMITTEE ACTION

Staff was directed to present the report directly to the Board for consideration.

FISCAL IMPACT

As noted in the attached report.

ATTACHMENTS

The Farmland & Open Space Initiative Impact Report and the Proposed Ballot Initiative.

IMPACT REPORT

Farmland and Open Space Initiative

Election Code §9111(a) indicates that prior to taking action on an initiative, the board of supervisors may refer the proposed initiative measure to any county agency or agencies and request that an impact report be prepared. On July 17, 2012 the Yuba County Board of Supervisors directed County staff to prepare a report on the impacts of the Farmland and Open Space Initiative.

This report covers the following topics:

1. Background on the creation of the Natural Resource Designation;
2. Does the initiative change land use or zoning designations; and,
3. Impact Analysis.



1. BACKGROUND

Since the initiative addresses future changes to lands that are designated as “Natural Resource” and this Impact Report relies on studies that were prepared for the Yuba County 2030 General Plan, it is important to have a basic understanding on the creation of the “Natural Resource” designation.

The 1996 General Plan had fifteen (15) land use designations, which was found to be problematic, and therefore there was a focus in the 2030 General Plan to group similar land uses thereby creating greater flexibility and reducing the issues created by the 1996 General Plan. In the 2030 General Plan eight (8) land use designations were established that were grouped within three (3) primary categories:

1. Urban/Suburban development, which includes the full range of housing, employment, and public services needed to handle the County’s expected urban/suburban population growth. This is all expected to be contained within the Valley Growth Boundary created in the 2030 General Plan and utilizes six of the eight land use designations (Valley Neighborhood, Commercial Mixed Use, Employment, Employment Village, Public / Quasi-Public, and Planning Reserve).
2. Rural Community land use designation, which includes the full range of housing, employment and services needed to handle population growth in the County’s existing rural communities.
3. Natural Resources land use designation, which includes all of the agriculture, timber, mining, recreation, and open space areas of the County intended to sustain the County’s current and future natural resource use, enjoyment, extraction, and processing needs.

Below is a summary of how the 1996 land use designations were simplified into the Natural Resource and Rural Community designations in the 2030 General Plan:

1996 Designation	2030 Designation
Foothill Agriculture Valley Agriculture Timber Production Extractive Industrial Research & Development Park Public (primarily lands zoned Resource Preservation) Agriculture/Rural Residential (A/RR outside a community boundary)	 Natural Resource
Agriculture/Rural Residential (A/RR within a community boundary) Neighborhood Commercial (zoned Rural Commercial & within Rural Community)	 Rural Community

It is important to note that the adoption of the 2030 General Plan did not change the zoning designation of properties. That is a process that is currently underway. However any changes in zoning need to be consistent with the General Plan. Therefore, while the General Plan designation may have been renamed, the zoning designation is still the same.

2. WILL THE INITIATIVE CHANGE THE ALLOWED USES AND LAND USE DESIGNATIONS OF THE 2030 GENERAL PLAN?

No. If passed, the Initiative will modify the process for obtaining a General Plan Amendment for those properties that are designated as Natural Resource, requiring the property owner to obtain ultimate approval through a countywide vote.

Property owners will still be able to utilize their property as provided for by the Zoning Ordinance, including the ability to subdivide their land if it meets the requirements of the Zoning and Subdivision Ordinances. For example, if someone has an 80 acre property with a General Plan designation of Natural Resource and Zoning designation of AE-20 they could still apply for a parcel map to subdivide their property into four 20 acre parcels.

3. IMPACT ANALYSIS

Election Code §9111(a) provides a list of topics that the Board of Supervisors can request to be studied as part of a proposed initiative measure. The following table provides a list of the topics covered by Election Code §9111(a). The documents and chapters referenced in the table may be found on the County's website at www.co.yuba.ca.us (Planning Department/Library) or at www.yubavision2030.org (website dedicated to the preparation of the 2030 General Plan and EIR). Hard copies of the documents are also available for review at the Planning Department located at 915 8th Street, Suite 123 in Marysville.

Election Code §9111- Impact Study Topic	Location of Analysis
<p>1. Fiscal Impact</p>	<p>A fiscal impact analysis was prepared for the 2030 General Plan. The analysis studied the land use alternatives listed in the 2030 General Plan (GP) EIR. The initiative does not propose to change the studied land use alternatives, and therefore the fiscal analysis prepared for the 2030 General Plan may also be used for the initiative (http://www.yubavision2030.org/library.aspx)</p> <p>The initiative as proposed does not designate who bears the cost of placing a General Plan Amendment on the ballot; therefore there is a potential operational cost impact to the County.</p>
<p>2. Effect on the internal consistency of the county's general and specific plans, including the housing element, the consistency between planning and zoning, and the limitations on county actions under Section 65008 of the Government Code and Chapters 4.2 (commencing with Section 65913) and 4.3 (commencing with Section 65915) of Division 1 of Title 7 of the Government Code.</p>	<p>If passed, the proposed initiative will not result in any land use or zoning changes and therefore is consistent with the 2030 General Plan as it pertains to the housing element and land use element (see Chapters 5 & 8 of 2030 General Plan; http://www.yubavision2030.org/library.aspx)</p> <p>As outlined in the initiative, the procedures for obtaining a General Plan Amendment for lands designated as Natural Resource would be changed and therefore a minor amendment to "Chapter 9: General Plan Implementation" would be required. Changes in processing procedures are not typically evaluated as part of the internal consistency criteria under planning and zoning law.</p> <p>Government Codes 65008, 65913, & 65915 pertain to provisions related to affordable housing, density bonuses, and restrictions on housing based on income, age, or family make-up and will not be impacted by the initiative.</p>
<p>3. Effect on the use of land, the impact on the availability and location of housing, and the ability of the county to meet its regional housing needs</p>	<p>The proposed initiative, if passed, will require a countywide election to approve a Natural Resource designation amendment to the General Plan as opposed to the current General Plan Amendment approval process through the Board of Supervisors.</p> <p>The proposed initiative if passed will not result in any land use or zoning changes and therefore will not have an impact on the availability and location of housing as provided in the County's Housing Element (see Chapter 8 of 2030 General Plan; http://www.yubavision2030.org/library.aspx)</p>

<p>4. Its impact on funding for infrastructure of all types, including, but not limited to, transportation, schools, parks, and open space. The report may also discuss whether the measure would be likely to result in increased infrastructure costs or savings, including the costs of infrastructure maintenance, to current residents and businesses.</p>	<p>Chapters 5 and 6 of the 2030 General Plan and Chapters 4.10, 4.12, 4.13, and 4.14 of the EIR analyzed infrastructure, facilities, and service needs through the 2030 planning horizon. The proposed initiative does not change any land use designations or intensify the level of development assumed under the 2030 General Plan and EIR. http://www.yubavision2030.org/library.aspx</p>
<p>5. Impact on the community's ability to attract and retain business and employment.</p>	<p>Economic Development was a key component of the 2030 General Plan. Specifically, Goals CD10 and CD11 provide policies related to economic development. The initiative does not propose to change any of the 2030 General Plan Goals and therefore will not have an impact to the County's Economic Development Goals contained in the General Plan. (see 2030 GP Chapter 5; http://www.yubavision2030.org/library.aspx)</p>

<p>6. Impact on the uses of vacant parcels of land.</p>	<p>As discussed in Section 2 of this report, the proposed initiative will not result in any changes to land use or zoning designations.</p>
<p>7. Impact on agricultural lands, open space, traffic congestion, existing business districts, and developed areas designated for revitalization.</p>	<p><u>Agriculture/Open Space:</u> The initiative does not propose any changes to allowed uses on agricultural or open space land and therefore will not have an impact not already analyzed by the 2030 General Plan and EIR. <u>Traffic congestion:</u> The proposed initiative will not increase development intensity and therefore will not result in any changes to transportation or circulation including congestion that were not analyzed in the 2030 General Plan and EIR (2030 GP Chapter 5 & EIR Chapter 4.13; http://www.yubavision2030.org/library.aspx) <u>Existing business districts & revitalization areas:</u> Business districts and revitalization areas are located within the County's Valley Growth Boundary. The initiative is focused on lands designated as Natural Resource and therefore will not have an impact to business districts or revitalization areas.</p>
<p>8. Any other matters the board of supervisors request to be in the report.</p>	<p>None requested</p>

In summary, the initiative proposes to change the procedures for obtaining a General Plan Amendment associated with the Natural Resources land use designation and does not propose to change the land use designations or allowable uses of properties analyzed in the 2030 General Plan EIR, therefore staff believe the initiative can utilize the 2030 General Plan EIR as the Impact Study Report required under Election Code §9111.

The above impact study/analysis was prepared by staff based on direction provided by the Board on July 17, 2012. Staff attempted to answer the questions within the limited time available. It is important to note that there may or may not be future impacts associated with future General Plan Amendment requests by landowner(s) involving the natural resources land use designation and following the proposed initiative's voter approval process, however those future potential impacts will be analyzed through the CEQA process as part of each future requested General Plan Amendment and disclosed in advance of any public vote.

TITLE: Natural Resource Preservation Initiative

The People of the County of Yuba do hereby ordain as follows:

Section 1.

PURPOSE and FINDINGS:

1. The purpose of this initiative is to ensure that lands with the Yuba County Natural Resources Element designation are not prematurely or unnecessarily converted to other non-open space uses. Accordingly, the initiative ensure that until 2030, the foregoing General Plan provisions governing intent and maximum building intensity may not be changed except by vote of the people. In addition, the Initiative provides that any lands designated as "Natural Resources" on the Yuba County Land Use map adopted by the Board of Supervisors on June 7, 2011, (a reduced copy of which is attached hereto as Exhibit A), will remain so designated until 2030 unless the land is annexed to or otherwise included within a city or town, or redesignated to another land use category by vote of the people, or, in regard to parcels that were legally created as of the date of the adoption of this initiative that are 10 acres or less in size (gross acreage), those parcels may be incorporated into a rural community boundary through the adoption, by the Board of Supervisors, of a Community Plan.
2. The protection of existing open space, including croplands, forests, grazing lands, critical habitat, water and groundwater recharge areas, mineral resources, private recreation and public land is of critical important to the present and future residents of the County of Yuba. Natural resources are important to ensuring a high quality of life for current and future generations.
3. Agricultural, forest and mining lands are crucial to the County's economic standing. Agriculture represents the single most important economic activity in Yuba County. Agriculture directly contributes to the local economy through job development, production and exports. Agricultural production in the County and throughout the state is also closely linked to many other industries. For every 100 jobs in agriculture, it is estimated that 94 additional jobs are created in related industries.
4. Uncontrolled encroachment into an open space and agricultural areas will threaten public health, safety, and welfare by causing increases in traffic congestion, associated air pollution, and potentially serious water problems such as pollution, depletion and sedimentation of available water resources. Such encroachment would also eventually result in unnecessary, expensive extension of public services and facilities.
5. The quality of life of the residents of the County of Yuba depends on not only the protection of open space and natural resources from residential encroachment but also the protection of community boundaries to enhance and allow for open space, grazing lands, deer hers and oak woodlands which define the rural character of the foothills and the County as a whole.

6. The General Plan adopted on June 7, 2011, includes the following:

POLICY CD 11.5; The County will support agriculture, agricultural processing, agricultural tourism, ecological tourism, recreational uses, and other natural resource based economic development projects in areas with land-based natural resources, natural beauty and cultural attractions.

POLICY CD 13.1: Growth should be phased from developed areas and existing infrastructure outward in a logical, efficient manner and in a way that avoids premature conversion of agricultural lands, changes in rural character and unnecessary loss of other land-based natural resources.

POLICY CD 13.3: Unincorporated County development between present and 2030 will be focused within Valley Growth Boundary and Rural Communities.

POLICY CD 3.11: Residential dwellings developed in cropland areas shall be secondary to, and supportive of, ongoing agricultural operations.

POLICY CD 4.1: The County's zoning and development standards for forest areas will be designed and implanted to support, and avoid conflicts with, ongoing timber harvest operations and forestry-related economic activities.

Section 2.

GENERAL PLAN AMENDMENT

- (a) The Natural Resource Preservation Initiative hereby reaffirms and readopts, until 2030, the Natural Resources Element of the Yuba County General Plan adopted on June 7, 2011. In addition, the initiative hereby reaffirms and readopts until 2030, the "Natural Resources Element" designation of the Yuba County General Plan Land Use Map adopted by the Board of Supervisors on June 7, 2011, which map is incorporated herein by reference. Finally, the text of Chapter 9; General Plan Implementation of the 2030 General Plan adopted on June 7, 2011 shall be amended to add the following new text with the General Plan amendment section which provides:

LIMITATIONS ON GENERAL PLAN MAENDMENT RELATED TO "NATURAL RESOURCES" LANDS:

- I) Until 2030, the provisions governing the intent and the maximum building intensity for lands within the Natural Resource Element as set forth in Table Community Development 2 shall not be amended unless such amendment is approved by vote of the people.
- II) All those lands identified within the Natural Resource element on the Yuba County General Plan Land Use Map, adopted by the Board of Supervisors on June 7, 2011, shall remain so designated until 2030 unless said land is annexed to or otherwise included

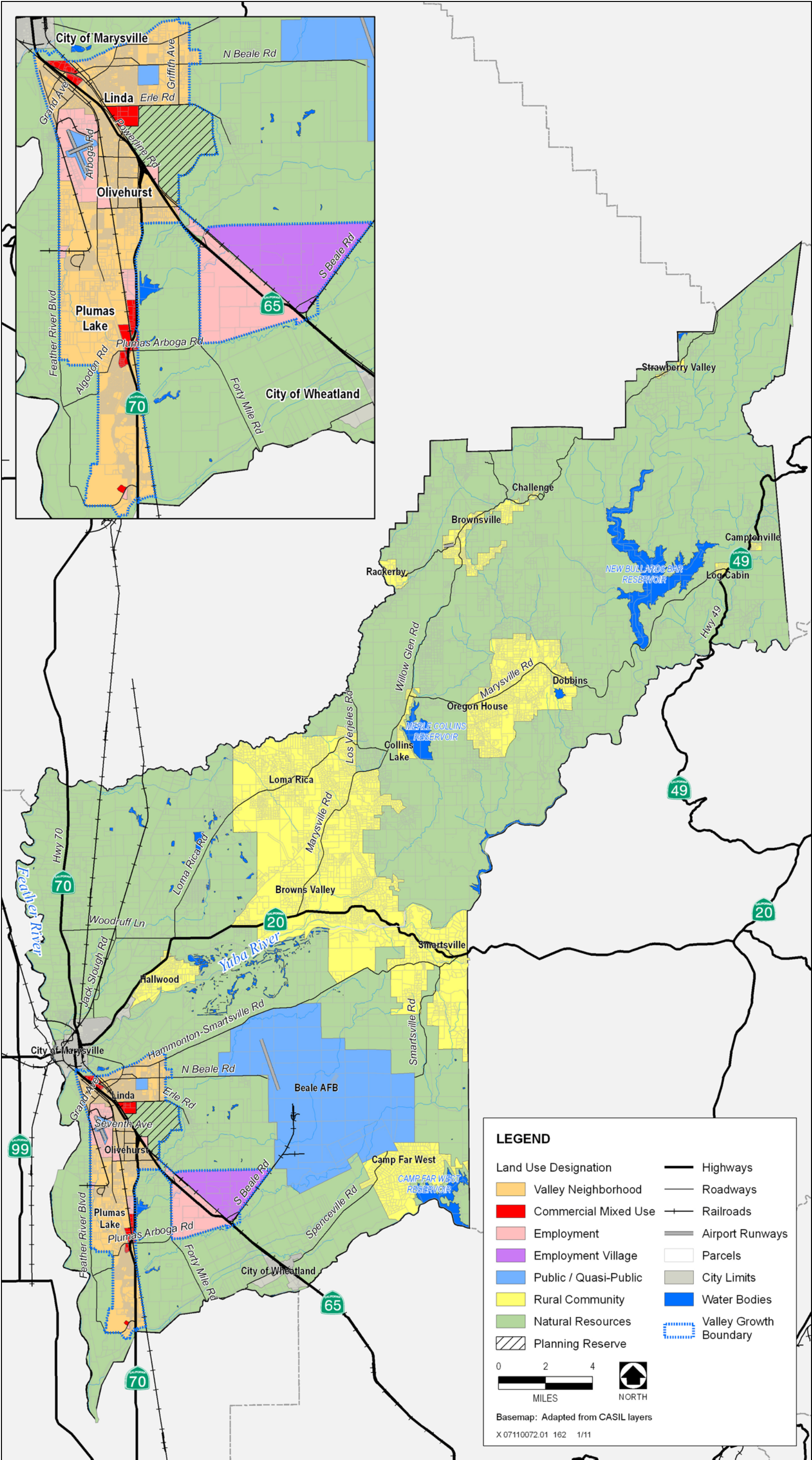
within a city or town, redesignated to another general plan land use category by vote of the people, or in regard to those parcels that were legally created as of the date of the adoption of this initiative that are 10 acres or less in size (gross acreage), those parcels may be incorporated into a rural community boundary, by the Board of Supervisors, through the adoption of a Community Plan.

- (b) Approval by a vote of the people is accomplished when a General Plan Amendment is placed on the ballot through any procedure provided for the Election Code, and a majority of the voters vote in favor of it. Whenever the Board adopts an amendment requiring approval by a vote of the people pursuant to the provisions of this subsection, the Board action shall have no effect until after such a vote is held and the majority of the voters vote in favor of it.

Section 3.

Implementation.

- A. Upon the effective date of this Initiative, the initiative shall be deemed inserted in Chapter 9: General Plan Implementation of Yuba County's General Plan as an amendment thereof. Within 180 days of the insertion date, the County shall complete such revisions of its General Plan, including, but not limited to, the General Plan Land Use Map adopted by the Board of Supervisors on June 7, 2011 and accompanying text, as are necessary to achieve consistency with all provisions of this initiative. Also within 180 days of the insertion date, the County shall complete such revisions of its Zoning Ordinance and other land use regulations as are necessary to achieve consistency with all provisions of this initiative. Also within 180 days of the insertion date, the County shall complete such revisions of its Zoning Ordinance and other land use regulations as are necessary to conform to all provisions of the initiative.
- B. The provisions of this initiative shall prevail over any revisions to the Yuba County General Plan as adopted on June 7, 2011, or to the Yuba County Land Use Map as adopted on June 7, 2011 which conflict with the initiative. All general plan amendments, rezoning, specific plans, parcel maps, conditional use permits, building permits and other ministerial or discriminatory entitlements for use not yet approved or issued shall not be approved or issued unless consistent with the provisions of this initiative.



The County Of Yuba

OFFICE OF THE COUNTY COUNSEL

915 8TH Street, Suite 111
Marysville, California 95901



296-12
ANGIL P. MORRIS-JONES
COUNTY COUNSEL

PATRICIA L. GARAMONE
CHIEF DEPUTY

MARC M. HARTLEY
DEPUTY

JOHN C. WHIDDEN
DEPUTY

TO: Yuba County Board of Supervisors

FROM: Angil P. Morris-Jones, County Counsel *[Signature]*
Terry Hansen, County Clerk/Recorder-Registrar of Voters *[Signature]*

SUBJECT: Farmlands and Open Space Initiative

DATE: August 7, 2012

(530)749-7565
FAX (530)749-7513

RECOMMENDED ACTION:

After the presentation of the Impact Study Report (**Election Code Section 9111**) from county staff, the Board of Supervisors are legally required pursuant to **Elections Code Section 9118 (c)** to take action by adopting the: "**Resolution Directing County Clerk to Submit Farmlands and Open Space Measure To The Voters At The Regularly Scheduled Election Of November 6, 2012**".

BACKGROUND and DISCUSSION:

The petition to Preserve Farmlands and Open Space was filed with the County Clerk on June 26, 2012. The requisite number of qualified electors needed to declare the petition sufficient was certified by the County Clerk on July 5, 2012.

On July 17, 2012, at a regular meeting of the Board of Supervisors, the Board accepted the Certificate of Sufficiency of the County Clerk certifying the examination results and found that the Yuba County Staff was the most appropriate county agency to prepare an Impact Study Report as provided under **Election Code Section 9111**. The Board ordered the Yuba County Staff to prepare and present an Impact Study Report at the Board of Supervisors' regular meeting on August 7, 2012.

IMPACT:

None. This is an administrative action only.

COMMITTEE ACTION:

None. Due to the nature of this item, it is made directly to the Board of Supervisors.

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

**RESOLUTION DIRECTING COUNTY)
CLERK TO SUBMIT FARMLANDS AND)
OPEN SPACE MEASURE TO THE VOTERS) RESOLUTION NO. _____
AT THE REGULARLY SCHEDULED)
ELECTION OF NOVEMBER 6, 2012)
_____)**

WHEREAS, on July 17, 2012 the Board of Supervisors accepted the Certificate of Sufficiency of the County Clerk certifying the examination results; and

WHEREAS, the Board of Supervisors at the meeting wherein the certification of the petition was accepted, also found that the Yuba County Staff was the most appropriate county agency to prepare an Impact Study Report as provided under Election Code Section 9111 and ordered that they prepare and present same to the Board on August 7, 2012; and

WHEREAS, on August 7, 2012 after first having an Impact Study Report presentation from county staff, the Board of Supervisors directed the following be placed on the ballot of the November 6, 2012 general election:

TITLE: PRESERVE FARMLANDS AND OPEN SPACE

SUMMARY: THIS INITIATIVE, IF APPROVED BY THE VOTE OF THE PEOPLE WOULD REAFFIRM, AND READOPT, UNTIL 2030 THE Natural Resources Element of the Yuba County General Plan, adopted on June 7, 2011. The proposed initiative would require approval by a vote of the people, as opposed to an action by the County Board of Supervisors, to convert land presently within the Yuba County Natural Resources element designation to a different land use designation. Specifically, the initiative if passed, would provide that, absent approval by a vote of the residents of Yuba County, any lands presently designated "natural resources" on the Yuba County Land Use map will remain so designated until 2030 unless annexed to or otherwise included within a city or town or, in regard to parcels that were legally created as of the date of the adoption of this initiative that are ten acres or less in size (gross acreage), those parcels may be incorporated into a rural community boundary through adoption, by the Board of Supervisors, of a Community Plan. Approval by a vote of the people would be accomplished when a General Plan Amendment is placed on the ballot through any procedure provided for in the California Election Code and a majority of the voters vote in favor of the amendment. If adopted, the provisions of this initiative will prevail over any revisions to the Yuba County General Plan as adopted on June 7, 2011 or any revisions to the Yuba County Land Use Map as adopted on June 7, 2011 which conflict with this initiative.

NOW THEREFORE, BE IT RESOLVED that this Board hereby authorizes and directs the County Clerk to provide all necessary election services and to canvass the results of the election as hereinabove called.

BE IT FURTHER RESOLVED that the ballot measure question to be voted on shall appear on the ballot as follows:

COUNTY OF YUBA FARMLAND AND OPEN SPACE PRESERVATION	
Shall any lands presently designated "natural resources" on the Yuba County Land Use map, as part of the General Plan adopted June 7, 2011, remain so designated until 2030 unless annexed to or otherwise included within a city or town, or unless said designation is changed as to natural resource lands by a vote of the electorate?	YES
	NO

BE IT FURTHER RESOLVED that the text of the measure be as shown on Exhibit A and attached hereto and made a part hereof.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the _____ day of _____, 2012 by the following vote:

AYES:

NOES:

ABSENT:

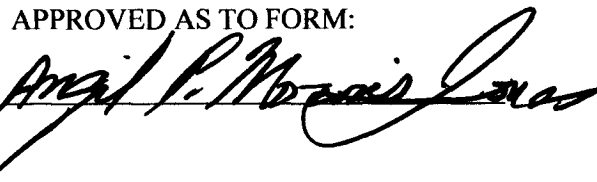
ABSTAIN:

Hal Stocker, Board Chairman

ATTEST: DONNA STOTTLEMEYER
CLERK OF THE BOARD OF SUPERVISORS

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

By: _____



TITLE: Natural Resource Preservation Initiative

The People of the County of Yuba do hereby ordain as follows:

Section 1.

PURPOSE and FINDINGS:

1. The purpose of this initiative is to ensure that lands with the Yuba County Natural Resources Element designation are not prematurely or unnecessarily converted to other non-open space uses. Accordingly, the initiative ensure that until 2030, the foregoing General Plan provisions governing intent and maximum building intensity may not be changed except by vote of the people. In addition, the Initiative provides that any lands designated as "Natural Resources" on the Yuba County Land Use map adopted by the Board of Supervisors on June 7, 2011, (a reduced copy of which is attached hereto as Exhibit A), will remain so designated until 2030 unless the land is annexed to or otherwise included within a city or town, or redesignated to another land use category by vote of the people, or, in regard to parcels that were legally created as of the date of the adoption of this initiative that are 10 acres or less in size (gross acreage), those parcels may be incorporated into a rural community boundary through the adoption, by the Board of Supervisors, of a Community Plan.
2. The protection of existing open space, including croplands, forests, grazing lands, critical habitat, water and groundwater recharge areas, mineral resources, private recreation and public land is of critical important to the present and future residents of the County of Yuba. Natural resources are important to ensuring a high quality of life for current and future generations.
3. Agricultural, forest and mining lands are crucial to the County's economic standing. Agriculture represents the single most important economic activity in Yuba County. Agriculture directly contributes to the local economy through job development, production and exports. Agricultural production in the County and throughout the state is also closely linked to many other industries. For every 100 jobs in agriculture, it is estimated that 94 additional jobs are created in related industries.
4. Uncontrolled encroachment into an open space and agricultural areas will threaten public health, safety, and welfare by causing increases in traffic congestion, associated air pollution, and potentially serious water problems such as pollution, depletion and sedimentation of available water resources. Such encroachment would also eventually result in unnecessary, expensive extension of public services and facilities.
5. The quality of life of the residents of the County of Yuba depends on not only the protection of open space and natural resources from residential encroachment but also the protection of community boundaries to enhance and allow for open space, grazing lands, deer hers and oak woodlands which define the rural character of the foothills and the County as a whole.

6. The General Plan adopted on June 7, 2011, includes the following:

POLICY CD 11.5; The County will support agriculture, agricultural processing, agricultural tourism, ecological tourism, recreational uses, and other natural resource based economic development projects in areas with land-based natural resources, natural beauty and cultural attractions.

POLICY CD 13.1: Growth should be phased from developed areas and existing infrastructure outward in a logical, efficient manner and in a way that avoids premature conversion of agricultural lands, changes in rural character and unnecessary loss of other land-based natural resources.

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POLICY CD 4.1: The County's zoning and development standards for forest areas will be designed and implanted to support, and avoid conflicts with, ongoing timber harvest operations and forestry-related economic activities.

Section 2.

GENERAL PLAN AMENDMENT

(a) The Natural Resource Preservation Initiative hereby reaffirms and readopts, until 2030, the Natural Resources Element of the Yuba County General Plan adopted on June 7, 2011. In addition, the initiative hereby reaffirms and readopts until 2030, the "Natural Resources Element" designation of the Yuba County General Plan Land Use Map adopted by the Board of Supervisors on June 7, 2011, which map is incorporated herein by reference. Finally, the text of Chapter 9; General Plan Implementation of the 2030 General Plan adopted on June 7, 2011 shall be amended to add the following new text with the General Plan amendment section which provides:

LIMITATIONS ON GENERAL PLAN MAENDMENT RELATED TO "NATURAL RESOURCES" LANDS:

- I) Until 2030, the provisions governing the intent and the maximum building intensity for lands within the Natural Resource Element as set forth in Table Community Development 2 shall not be amended unless such amendment is approved by vote of the people.
- II) All those lands identified within the Natural Resource element on the Yuba County General Plan Land Use Map, adopted by the Board of Supervisors on June 7, 2011, shall remain so designated until 2030 unless said land is annexed to or otherwise included

within a city or town, redesignated to another general plan land use category by vote of the people, or in regard to those parcels that were legally created as of the date of the adoption of this initiative that are 10 acres or less in size (gross acreage), those parcels may be incorporated into a rural community boundary, by the Board of Supervisors, through the adoption of a Community Plan.

- (b) Approval by a vote of the people is accomplished when a General Plan Amendment is placed on the ballot through any procedure provided for the Election Code, and a majority of the voters vote in favor of it. Whenever the Board adopts an amendment requiring approval by a vote of the people pursuant to the provisions of this subsection, the Board action shall have no effect until after such a vote is held and the majority of the voters vote in favor of it.

Section 3.

Implementation.

- A. Upon the effective date of this Initiative, the initiative shall be deemed inserted in Chapter 9: General Plan Implementation of Yuba County's General Plan as an amendment thereof. Within 180 days of the insertion date, the County shall complete such revisions of its General Plan, including, but not limited to, the General Plan Land Use Map adopted by the Board of Supervisors on June 7, 2011 and accompanying text, as are necessary to achieve consistency with all provisions of this initiative. Also within 180 days of the insertion date, the County shall complete such revisions of its Zoning Ordinance and other land use regulations as are necessary to achieve consistency with all provisions of this initiative. Also within 180 days of the insertion date, the County shall complete such revisions of its Zoning Ordinance and other land use regulations as are necessary to conform to all provisions of the initiative.
- B. The provisions of this initiative shall prevail over any revisions to the Yuba County General Plan as adopted on June 7, 2011, or to the Yuba County Land Use Map as adopted on June 7, 2011 which conflict with the initiative. All general plan amendments, rezoning, specific plans, parcel maps, conditional use permits, building permits and other ministerial or discriminatory entitlements for use not yet approved or issued shall not be approved or issued unless consistent with the provisions of this initiative.

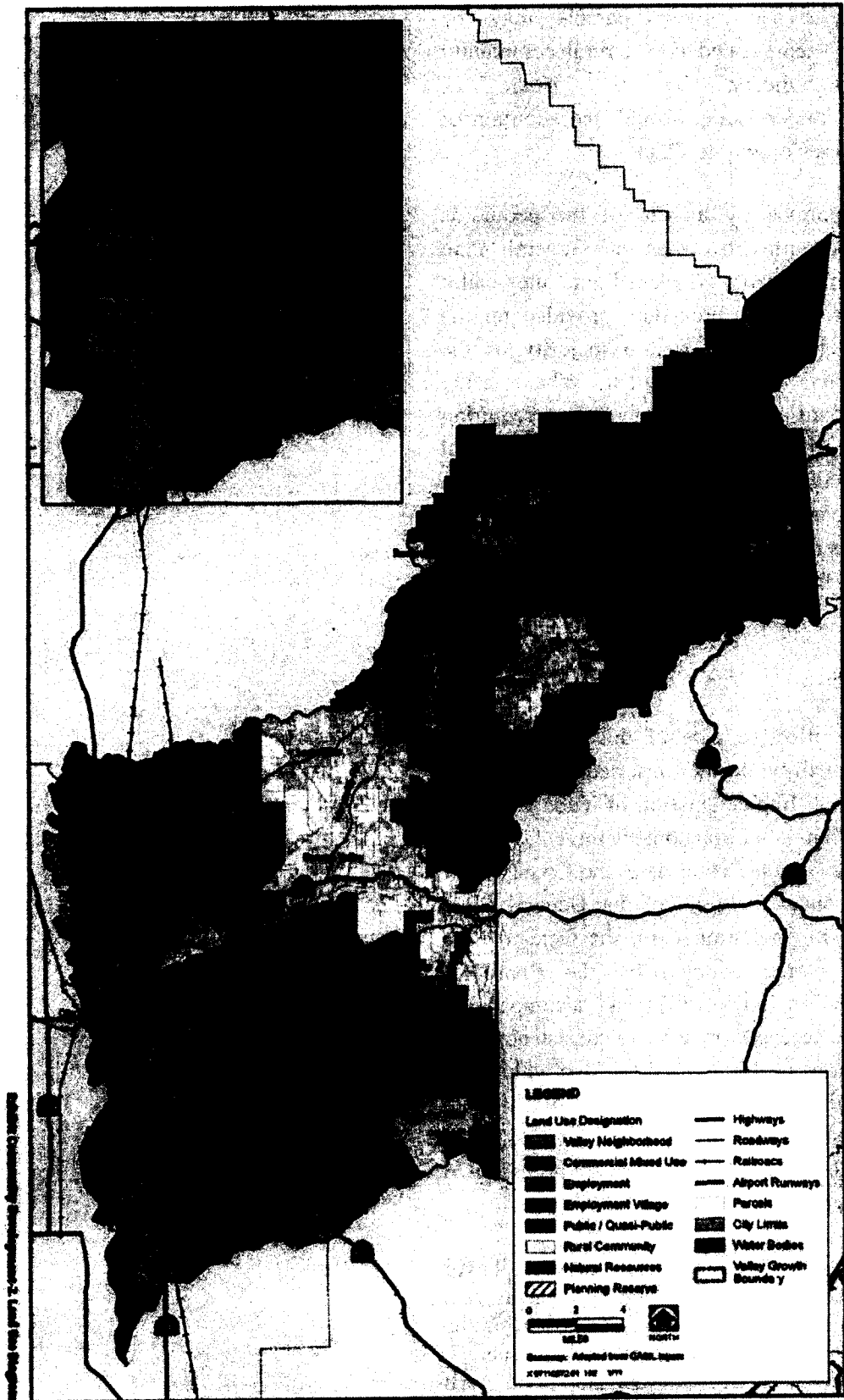
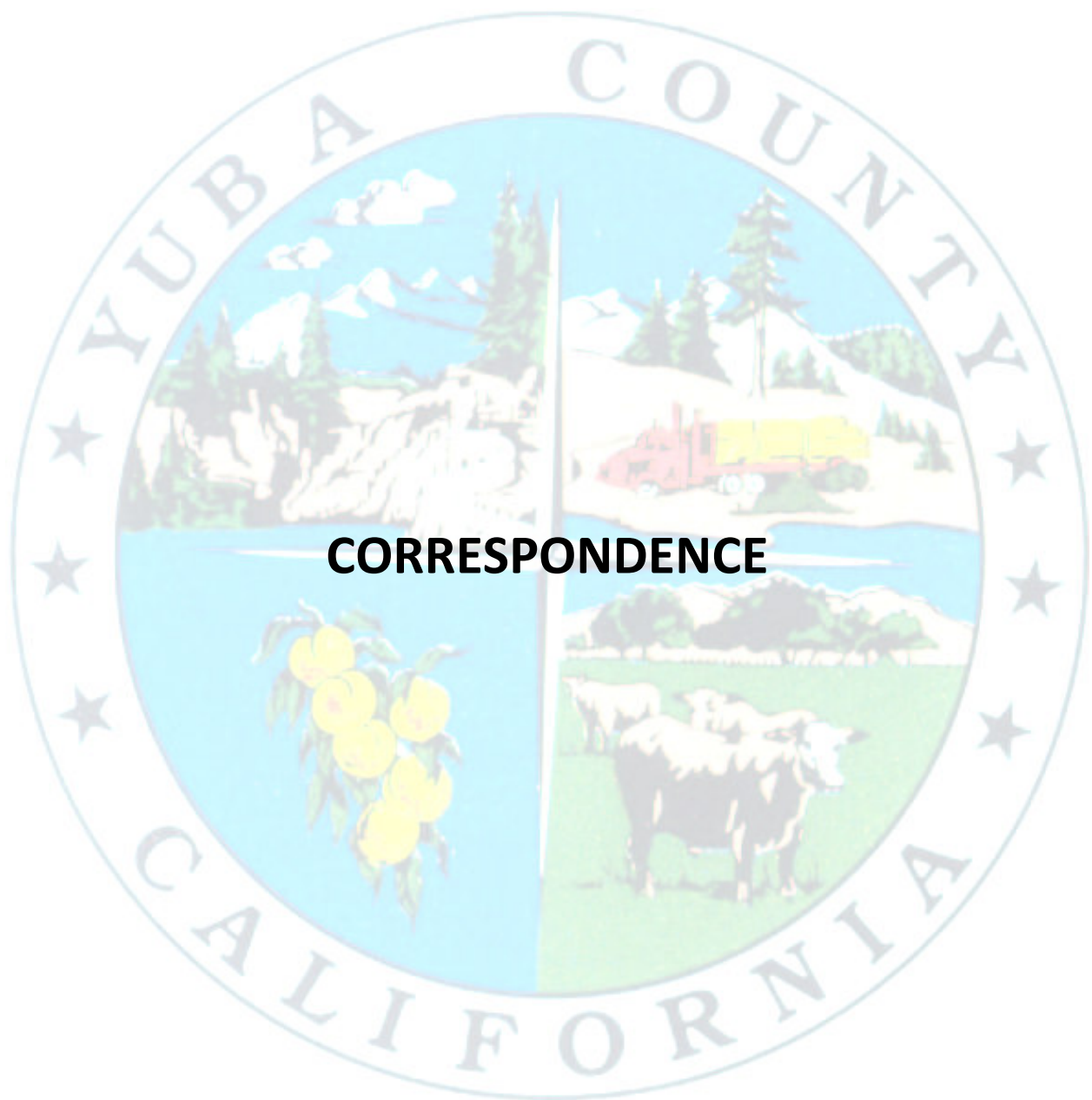


EXHIBIT A

YUBA COUNTY GENERAL PLAN

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2012 Local Agency Biennial Notice

Name of Agency: Linda County Water District
Mailing Address: 1280 Scales Avenue Marysville CA 95901
Contact Person: Wendi Jensen Office Phone No: 530-743-2043
E-mail: wjensen@succeed.net Fax No: 530-743-6858

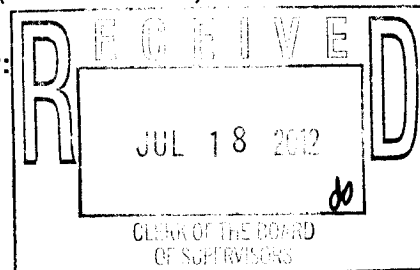
Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency's code requires disclosure by agency officials who make or participate in making governmental decisions.

This agency has reviewed its conflict-of-interest code and has determined that (Check one box):

☐ An amendment is required. The following amendments are necessary:

(Mark all that apply.)

- ☐ Include new positions.
- ☐ Revise disclosure categories.
- ☐ Revise the titles of existing positions.
- ☐ Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions.
- ☐ Other (describe) _____



☒ No amendment is required.

☐ The code is currently under review by the code reviewing body.

Verification

The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.

Wendi Jensen
Signature of Chief Executive Officer

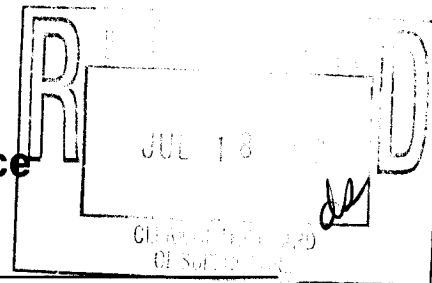
7-16-12
Date

Complete this notice regardless of how recently your code was approved or amended.
Please return this notice no later than **October 1, 2012**, or the date specified by your agency, if earlier, to:

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

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.

2012 Local Agency Biennial Notice



Name of Agency: Linda Fire Protection District

Mailing Address: 1286 Scales Avenue, Marysville, CA 95901

Contact Person: Chief Rich Webb Office Phone No: 530-743-1553

E-mail: rich.webb@lindafire.org Fax No: 530-741-4172

Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency's code requires disclosure by agency officials who make or participate in making governmental decisions.

This agency has reviewed its conflict-of-interest code and has determined that (Check one box):

☐ **An amendment is required. The following amendments are necessary:**

(Mark all that apply.)

- ☐ Include new positions.
- ☐ Revise disclosure categories.
- ☐ Revise the titles of existing positions.
- ☐ Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions.
- ☐ Other (describe) _____

☒ **No amendment is required.**

☐ **The code is currently under review by the code reviewing body.**

Verification

The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.

Signature of Chief Executive Officer

July 16, 2012

Date

Complete this notice regardless of how recently your code was approved or amended.
Please return this notice no later than **October 1, 2012**, or the date specified by your agency, if earlier, to:

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

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.

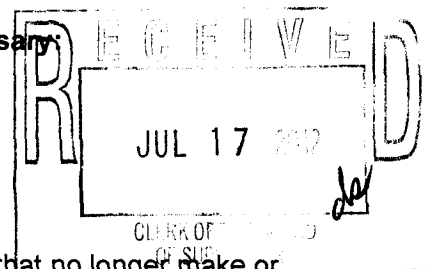
2012 Local Agency Biennial Notice

Name of Agency: Yuba County Office of Education
Mailing Address: 935 14th Street, Marysville, CA 95901
Contact Person: Maggie Nicoletti Office Phone No: 530-749-4854
E-mail: maggie.nicoletti@yubacoe.k12.ca.us Fax No: 530-741-6500

Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency's code requires disclosure by agency officials who make or participate in making governmental decisions.

This agency has reviewed its conflict-of-interest code and has determined that (Check one box):

- ☐ **An amendment is required. The following amendments are necessary:**
(Mark all that apply.)
- ☐ Include new positions.
 - ☐ Revise disclosure categories.
 - ☐ Revise the titles of existing positions.
 - ☐ Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions.
 - ☐ Other (describe) _____
- ☒ **No amendment is required.**
- ☐ **The code is currently under review by the code reviewing body.**



Verification

The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.


Signature of Chief Executive Officer

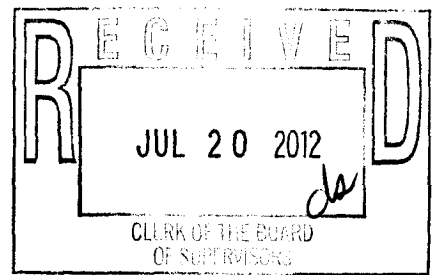
July 13, 2012
Date

Complete this notice regardless of how recently your code was approved or amended.
Please return this notice no later than **October 1, 2012**, or the date specified by your agency, if earlier, to:

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

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.

2012 Local Agency Biennial Notice



Name of Agency: Reclamation District 784
Mailing Address: 1594 Broadway St., ARBOREA, CA 95961
Contact Person: Steve Fordice Office Phone No: 530-742-0530
E-mail: Steve@rd784.org Fax No: 530-742-3021

Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency's code requires disclosure by agency officials who make or participate in making governmental decisions.

This agency has reviewed its conflict-of-interest code and has determined that (Check one box):

☐ An amendment is required. The following amendments are necessary:

(Mark all that apply.)

- ☐ Include new positions.
- ☐ Revise disclosure categories.
- ☐ Revise the titles of existing positions.
- ☐ Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions.
- ☐ Other (describe) _____

☒ No amendment is required.

☐ The code is currently under review by the code reviewing body.

Verification

The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.

Steven L Fordice
Signature of Chief Executive Officer

7/18/2012
Date

Complete this notice regardless of how recently your code was approved or amended.
Please return this notice no later than **October 1, 2012**, or the date specified by your agency, if earlier, to:

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

PLEASE DO NOT RETURN THIS FORM TO THE FPCC.

2012 Local Agency Biennial Notice

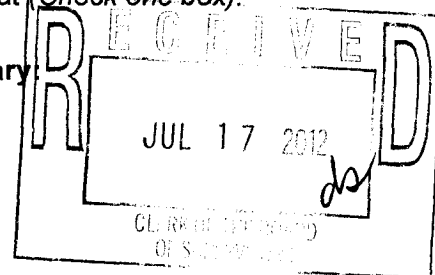
Name of Agency: Reclamation District 817
Mailing Address: P.O. Box 261
Contact Person: Joe Conant Office Phone No: 530-682-7392
E-mail: _____ Fax No: 530-633-0466

Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency's code requires disclosure by agency officials who make or participate in making governmental decisions.

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(Mark all that apply.)

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- ☐ Revise disclosure categories.
- ☐ Revise the titles of existing positions.
- ☐ Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions.
- ☐ Other (describe) _____



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☐ The code is currently under review by the code reviewing body.

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Joe Conant
Signature of Chief Executive Officer

7-16-12
Date

Complete this notice regardless of how recently your code was approved or amended.
Please return this notice no later than **October 1, 2012**, or the date specified by your agency, if earlier, to:

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

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.

2012 Local Agency Biennial Notice

Name of Agency: Three Rivers Levee Improvement Authority

Mailing Address: 1114 Yuba Street, Suite 218, Marysville, CA 95901

Contact Person: Leslie Wells Office Phone No: (530) 749-7841

E-mail: lwells@co.yuba.ca.us Fax No: (530) 749-6990

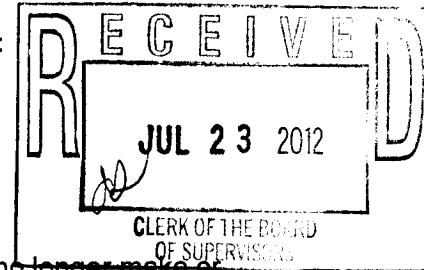
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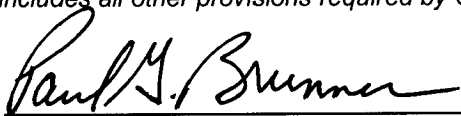


☒ **No amendment is required.**

☐ **The code is currently under review by the code reviewing body.**

Verification

The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.



Signature of Chief Executive Officer

July 19, 2012

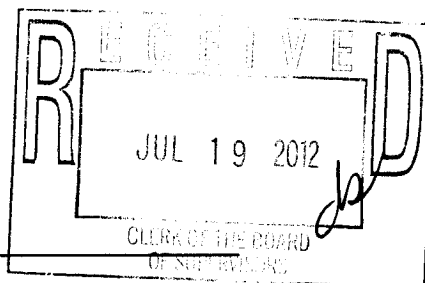
Date

Complete this notice regardless of how recently your code was approved or amended.
Please return this notice no later than **October 1, 2012**, or the date specified by your agency, if earlier, to:

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

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.

2012 Local Agency Biennial Notice



Name of Agency: Wheatland School District

Mailing Address: 111 Main Street Wheatland, CA 95692

Contact Person: Craig Guensler Office Phone No: 530-633-3130

E-mail: cguensler@wheatland.k12.ca.us Fax No: _____

Accurate disclosure is essential to monitor whether officials have conflicts of interest and to help ensure public trust in government. The biennial review examines current programs to ensure that the agency's code requires disclosure by agency officials who make or participate in making governmental decisions.

This agency has reviewed its conflict-of-interest code and has determined that (Check one box):

☐ **An amendment is required. The following amendments are necessary:**

(Mark all that apply.)

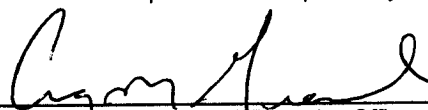
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- ☐ Revise disclosure categories.
- ☐ Revise the titles of existing positions.
- ☐ Delete titles of positions that have been abolished and/or positions that no longer make or participate in making governmental decisions.
- ☐ Other (describe) _____

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Verification

The agency's code accurately designates all positions that make or participate in the making of governmental decisions; the disclosure categories assigned to those positions accurately require the disclosure of all investments, business positions, interests in real property, and sources of income that may foreseeably be affected materially by the decisions made by those holding the designated positions; and the code includes all other provisions required by Government Code Section 87302.



Signature of Chief Executive Officer

July 20, 2012
Date

Complete this notice regardless of how recently your code was approved or amended.
Please return this notice no later than **October 1, 2012**, or the date specified by your agency, if earlier, to:

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

PLEASE DO NOT RETURN THIS FORM TO THE FPPC.

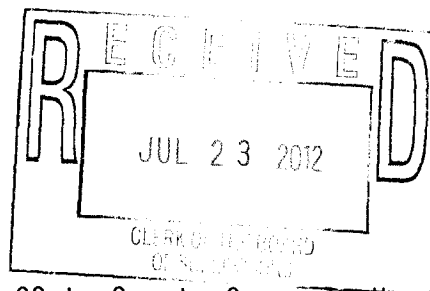
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YUBA COUNTY
915 8th St Ste 109 #109
MARYSVILLE
CA
95901-5273
UNITED STATES OF AMERICA



2 / 0045842



CC to County Counsel, Human Resources
Treasurer/ds

Our Ref: 62723/IPWC/o

TO ALL KNOWN POLICYHOLDERS, CEDANTS, BROKERS AND INTERMEDIARIES

12 July 2012

Dear Sir/Madam

**OIC RUN-OFF LIMITED
(FORMERLY THE ORION INSURANCE COMPANY PLC)
THE LONDON AND OVERSEAS INSURANCE COMPANY LIMITED
(FORMERLY THE LONDON AND OVERSEAS INSURANCE COMPANY PLC) ("L&O")
(Both companies, acting by their Scheme Administrators, subject to a Scheme of
Arrangement and together referred to as "the Companies")**

1. Introduction

I am writing to provide you with an update with regard to the Scheme of Arrangement for the Companies which became effective on 7 March 1997 ("the Original Scheme").

You have received this letter as you may be a policyholder or cedant of the Companies and you may have a claim against them or you may be an agent of a policyholder or cedant. This letter is being distributed to a large number of parties whose details have been obtained from a range of sources and it may be that this letter is not relevant to you. If you are unsure as to the status of your relationship, if any, with the Companies, you should consult your insurance broker or intermediary in the first instance. If you have any further queries, please contact the run-off manager, Armour Risk Management Limited ("Armour"), whose details are at the end of this letter.

2. Payment percentage

The current payment percentage was set at the Creditors' Committee meeting in October 2011 when it was agreed to increase the payment percentage to 55% from the previous level of 53%. Scheme Creditors with Established Liabilities who are entitled to further top ups should have already received this additional payment.

BOS CORRESPONDENCE B

PricewaterhouseCoopers LLP, 7 More London Riverside, London SE1 2RT
T: +44 (0) 20 7583 5000, F: +44 (0) 20 7212 4652, www.pwc.co.uk



The payment percentage will be reviewed again with the Creditors' Committee on completion of the 2011 year-end reserving exercise. This should occur by the end of August. Scheme Creditors should refer to the Companies' website at the end of this letter for details of any further changes to the payment percentage.

In addition, certain claims continue to be paid in full to Qualifying ILU Policyholders ("QUIPS") under the terms of the arrangements put in place with Nationale-Nederlanden Overseas Finance and Investment Company Unlimited ("NNOFIC") and The Institute of London Underwriters ("ILU").

3. Financial position

The audited consolidated balance sheet as at 31 December 2010 is summarised below:

	US\$m
ASSETS	
Reinsurance	101
Investments & other assets	<u>706</u>
	<u>807</u>
LIABILITIES	
Gross insurance reserves	670
Agreed claims & other creditors	710
Subordinated debt	<u>(152)</u>
	<u>(1,228)</u>
NET DEFICIENCY	<u>(421)</u>

The ratio of assets to liabilities in the above summary balance sheet is 66%. However, as no account is taken of dividend payments made to date and, in addition, there remain uncertainties surrounding the development of insurance reserves and the level of set-off, the summary balance sheet cannot be used to estimate the likely ultimate payment percentage.

4. Closure

In my last letter in 2010 I indicated that further details with respect to an Amending Scheme of Arrangement ("Amending Scheme"), allowing outstanding and incurred but not reported liabilities to be crystallised and final payments to be made to policyholders and cedants, would be available in early 2011. However, discussions with the key stakeholders, including NNOFIC and the ILU, have been very detailed and time consuming and, at present, the plan is that the Amending Scheme documentation will now be sent to the FSA and the ILU for their consideration by 31 July 2012.



If the FSA and the ILU have no objections to the Amending Scheme, a Practice Statement Letter should then be issued around October in anticipation of a Court hearing to convene meetings of Scheme Creditors. In the meantime, discussions have commenced with certain Scheme Creditors to present in broad terms the key features of the draft Amending Scheme proposals, which are as follows:

1. A methodology to crystallise all Scheme Creditors' claims against the Companies.
2. QUIPS will however be able to opt out of the crystallisation provisions of the Amending Scheme and receive payment of their claims in full as they fall due and become Established Liabilities in the normal course.
3. Those QUIPs that do not opt out of the crystallisation provisions of the Amending Scheme will, subject to certain conditions, receive a premium, to reflect the inwards risk that they are taking back onto their balance sheet.
4. The Scheme Administrators may require the pre-1969 L&O policyholders to remain in run-off in order to maximise the reinsurance asset for the benefit of all Scheme Creditors.

The Scheme Administrators are now focussing on preparing for closure and ensuring that the implementation of the Amending Scheme is carried out in an efficient and cost effective manner. As part of that process, if you would like to have a better understanding of your claims position in advance of the Amending Scheme becoming effective, this can be achieved by seeking to agree an indicative value of your claims against the Companies. If this opportunity is of interest to you, please contact Armour at the contact details given below.

5. Creditors' Committee ("Committee")

The Scheme Administrators continue to report to the Committee on a regular basis and are grateful for the support and assistance provided.

6. (i) Website

There is a dedicated website for the Companies, www.oicrun-offltd.co.uk, which includes copies of the Original Scheme document and the latest audited financial statements for the Companies.

The Scheme Administrators may be contacted by e-mail at oic.run-offlimited@uk.pwc.com



(ii) The run-off manager

The run-off manager, Armour, can be contacted at OICClosureHelpdesk@armour-risk.com or, alternatively, at:

Armour Risk Management Limited
20 Old Broad Street
London EC2N 1DP

Telephone No: +44 (0) 20 7382 2020
Fax No: +44 (0) 20 7382 2001

Please confirm any changes to your contact details to Armour and also provide an e-mail address for future communication if you have not already done so. Should you have any queries in relation to the matters referred to in this letter, please contact Armour in the first instance.

Yours faithfully
For and on behalf of
OIC Run-Off Limited
The London and Overseas Insurance Company Limited

A handwritten signature in black ink, appearing to read 'DY Schwarzmenn', followed by a long horizontal line.

DY Schwarzmenn
Joint Scheme Administrator

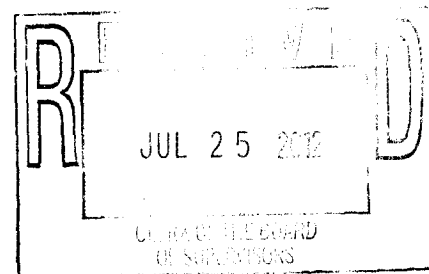
EDMUND G. BROWN JR.
GOVERNOR



Cal EMA
CALIFORNIA EMERGENCY
MANAGEMENT AGENCY

MARK S. GHILARDUCCI
SECRETARY

July 20, 2012



Mr. Hal Stocker, Chairperson
Yuba County Board of Supervisors
915 8th Street, Suite 109
Marysville, California 95901

Dear Chairperson Stocker:

On July 12, 2012, the U.S. Department of Agriculture granted four Secretarial disaster designations for certain counties in the States of Arizona, California, Nevada, and Oregon. These designations are a result of the final rule announced for the USDA Disaster Designation Process (7 CFR 759), which includes the nearly automatic approval for counties with drought intensity levels of D2 (for 8 consecutive weeks), D3, and D4 as reported on the U.S. Drought Monitor.

The California Emergency Management Agency is providing the enclosed information regarding these designations. Please inform potential applicants throughout your county.

Sincerely,

A handwritten signature in cursive script that reads "Karma Hackney".

KARMA HACKNEY
Individual Assistance Officer

Enclosures (2)

c: Yuba County Office of Emergency Services
Yuba County Agricultural Commissioner
Karen Ross, Secretary, California Department of Food and Agriculture
Ed Williams, County Liaison Director, California Department of Food and Agriculture
Cal EMA Recovery Division
Cal EMA Regional Administrator
Cal EMA Individual Assistance

3650 SCHRIEVER AVENUE MATHER, CA 95655
RECOVERY DIVISION • INDIVIDUAL ASSISTANCE
(916) 845-8149 TELEPHONE (916) 845-8395 FAX

BOS CORRESPONDENCE C.

**U.S. Department of Agriculture (USDA) Designation
USDA #s: S3267, S3268, S3283, S3285 - D2, D3, D4 Drought**

**Designation
Information**

The following table illustrates the designation information.

Eligible Primary County(s):	(see attached list)
Eligible Contiguous County(s):	(see attached list)
Event:	Final rule for the USDA Disaster Designation Process (7 CFR 759), which includes the nearly automatic approval for counties with drought intensity levels of D2 (for 8 consecutive weeks), D3, and D4 as reported on the U.S. Drought Monitor.
Who may apply:	Farmers and ranchers who conduct family-sized farming operations
How to apply:	<ul style="list-style-type: none">• Contact local Farm Service Agency (FSA) office listed in the local telephone directory under U.S. Government, Agriculture• Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD)
USDA website for additional information:	www.fsa.usda.gov/pas/disaster/assistance1.htm

**U.S. Department of Agriculture (USDA) Designation
USDA #s: S3267, S3268, S3283, S3285 - D2, D3, D4 Drought**

Approval Date: July 12, 2012

Application Deadline Date: March 12, 2013

State: California Designation Number: S3268 Incident Period: February 21, 2012 – May 14, 2012					
Primary California Counties					
Butte	Kern	Modoc	San Bernardino	Tehama	
Calaveras	Lassen	Mono	Shasta	Tulare	
Fresno	Madera	Plumas	Sierra	Tuolumne	
Inyo	Mariposa	Riverside	Siskiyou		
Contiguous California Counties					
Alpine	Glenn	Los Angeles	Nevada	San Joaquin	Sutter
Amador	Humboldt	Mendocino	Orange	San Luis Obispo	Trinity
Colusa	Imperial	Merced	San Benito	Santa Barbara	Ventura
Del Norte	Kings	Monterey	San Diego	Stanislaus	Yuba

State: Arizona Designation Number: S3267 Incident Period: January 1, 2012, and continuing		
Contiguous California Counties		
Imperial	Riverside	San Bernardino

State: Nevada Designation Number: S3283 Incident Period: February 7, 2012, and continuing				
Contiguous California Counties				
Alpine	Inyo	Modoc	Nevada	San Bernardino
El Dorado	Lassen	Mono	Placer	Sierra

State: Oregon Designation Number: S3285 Incident Period: April 1, 2012 – June 11, 2012	
Contiguous California County	
Modoc	Siskiyou

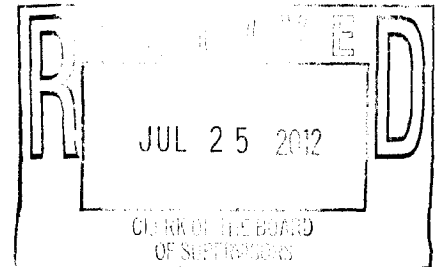
EDMUND G. BROWN JR.
GOVERNOR



Cal EMA
CALIFORNIA EMERGENCY
MANAGEMENT AGENCY

MARK S. GHILARDUCCI
SECRETARY

July 20, 2012



Mr. Hal Stocker, Chairperson
Yuba County Board of Supervisors
915 8th Street, Suite 109
Marysville, California 95901

Dear Chairperson Stocker:

The U.S. Small Business Administration declared certain counties in the States of Arizona, California, Nevada, and Oregon a disaster area. These declarations are a result of four July 12, 2012, U.S. Department of Agriculture disaster designations due to drought severity levels of D2 (for eight consecutive weeks), D3, or D4 as identified on the U.S. Drought Monitor.

The California Emergency Management Agency is providing the enclosed information regarding these declarations. Please inform interested individuals, businesses, and city officials within your county.

Sincerely,

KARMA HACKNEY
Individual Assistance Officer

Enclosures (2)

c: Yuba County Office of Emergency Services
Cal EMA Recovery Division
Cal EMA Regional Administrator
Cal EMA Individual Assistance

3650 SCHRIEVER AVENUE MATHER, CA 95655
RECOVERY DIVISION • INDIVIDUAL ASSISTANCE
(916) 845-8149 TELEPHONE (916) 845-8395 FAX

BOS CORRESPONDENCE C.

U.S. Small Business Administration (SBA) Declaration SBA #s: 13118, 13119, 13133, 13135 - D2, D3, D4 Drought

Declaration Information

The following table illustrates the declaration information.

Eligible Primary County(s):	(see attached list)
Eligible Contiguous County(s):	(see attached list)
Reason/Event:	July 12, 2012, U.S. Department of Agriculture disaster designations due to drought severity levels of D2 (for eight consecutive weeks), D3, or D4 as identified on the U.S. Drought Monitor.
Assistance made available by declaration:	SBA Economic Injury Disaster Loans
Application deadline for business economic injury:	March 12, 2013
Who may apply:	Small, non-farm businesses, small agricultural cooperatives, and most private non-profit organizations of any size. Small businesses include those that do business directly with the growers, such as truckers and suppliers of agricultural equipment or services.
How to apply:	Contact SBA at 1-800-659-2955 , or visit SBA's website at: www.sba.gov/services/disasterassistance . Hearing impaired individuals may call 1-800-877-8339.

U.S. Small Business Administration (SBA) Declaration

SBA #s: 13118, 13119, 13133, 13135 - D2, D3, D4 Drought

Approval Date: July 12, 2012

Application Deadline Date: March 12, 2013

State: California Declaration Number: 13119 Incident Period: February 21, 2012 – May 14, 2012					
Primary California Counties					
Butte	Kern	Modoc	San Bernardino	Tehama	
Calaveras	Lassen	Mono	Shasta	Tulare	
Fresno	Madera	Plumas	Sierra	Tuolumne	
Inyo	Mariposa	Riverside	Siskiyou		
Contiguous California Counties					
Alpine	Glenn	Los Angeles	Nevada	San Joaquin	Sutter
Amador	Humboldt	Mendocino	Orange	San Luis Obispo	Trinity
Colusa	Imperial	Merced	San Benito	Santa Barbara	Ventura
Del Norte	Kings	Monterey	San Diego	Stanislaus	Yuba

State: Arizona Declaration Number: 13118 Incident Period: January 1, 2012, and continuing		
Contiguous California Counties		
Imperial	Riverside	San Bernardino

State: Nevada Declaration Number: 13133 Incident Period: February 7, 2012, and continuing				
Contiguous California Counties				
Alpine	Inyo	Modoc	Nevada	San Bernardino
El Dorado	Lassen	Mono	Placer	Sierra

State: Oregon Declaration Number: 13135 Incident Period: April 1, 2012 – June 11, 2012	
Contiguous California County	
Modoc	Siskiyou

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Daniel W. Richards, President
 Upland
Michael Sutton, Vice President
 Monterey
Jim Kellogg, Member
 Discovery Bay
Richard Rogers, Member
 Santa Barbara
Jack Baylis, Member
 Los Angeles

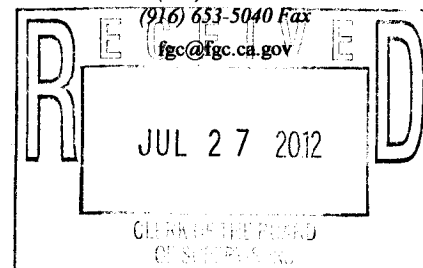
EDMUND G. BROWN, JR.



STATE OF CALIFORNIA

Fish and Game Commission

Sonke Mastrup
 EXECUTIVE DIRECTOR
 1416 Ninth Street
 Box 944209
 Sacramento, CA 94244-2090
 (916) 653-4899
 (916) 653-5040 Fax
 fgc@fgc.ca.gov



July 27, 2012

This is to provide you with a copy of the notice of proposed regulatory action relative to Amending Sections 1.77, 2.25, 2.30, 4.20, 5.00, 5.05, 5.10, 5.40, 5.60, 5.80, 5.81, 7.00, 7.50, 8.00, 27.85, 27.90, 27.91, 28.90, 28.95, and 701; and Adding Sections 1.45 and 5.9, Title 14, California Code of Regulations, relating to Sport Fishing Regulations, which are published in the California Regulatory Notice Register on July 27, 2012.

Please note the dates of the public hearings related to this matter and associated deadlines for receipt of written comments.

Additional information and all associated documents may be found on the Fish and Game Commission website at www.fgc.ca.gov.

Ms. Karen Mitchell, Staff Environmental Scientist, Fisheries Branch, Department of Fish and Game, phone (916) 445-0826, has been designated to respond to questions on the substance of the proposed regulations.

Sincerely,

Jon D. Snellstrom

Associate Governmental Program Analyst

Attachment

**TITLE 14. Fish and Game Commission
Notice of Proposed Changes in Regulations**

NOTICE IS HEREBY GIVEN that the Fish and Game Commission (Commission), pursuant to the authority vested by sections 200, 202, 205, 210, 215, 219, 220, 240, 315, 316.5, 713, 1050, 1053 and 7149.8 Fish and Game Code. Reference: Sections 200, 201, 202, 203.1, 205, 206, 215, 220, 316.5, 713, 1050, 1053, 1055 and 7149.8, of said Code, proposes to Amend Sections 1.77, 2.25, 2.30, 4.20, 5.00, 5.05, 5.10, 5.40, 5.60, 5.80, 5.81, 7.00, 7.50, 8.00, 27.85, 27.90, 27.91, 28.90, 28.95, and 701; and Add Sections 1.45 and 5.91, Title 14, California Code of Regulations, relating to Sport Fishing Regulations.

Informative Digest/Policy Statement Overview

General Sport Fishing Regulations – 1.45, 1.77, 2.25, 4.20, 5.10, 5.40, 5.91 and 8.00

This Department proposal is a combination of Department and public requests for Title 14, California Code of Regulations (CCR) changes for the 2012 Sport Fishing Review Cycle. This proposal will revise yellow perch and bow and arrow regulations, eliminate take of listed eulachon, update and revise the low flow regulations, add regulations on filleting of salmonids, and correct other regulatory problems that increase public confusion of the regulation's intent and improve regulatory enforcement.

The Department is proposing the following changes to current regulations as discussed in the following paragraphs:

YELLOW PERCH

Yellow perch are not common throughout California and have large populations with stunted size ranges where found. There are several public requests to remove this species from the sunfish bag limit. The potential increased harvest will not affect existing populations.

Amend Section 1.77, Sunfish.

- This section will be amended to remove yellow perch from the combined sunfish and crappie bag limit.

Add Section 5.91, Yellow Perch.

- This section will be added to clarify that yellow perch have a year-round season with no limit.

BOW AND ARROW FISHING

These changes are proposed to reduce public confusion

Amend Section 2.25, Bow and Arrow Fishing.

- Clarify where the designated salmon spawning areas are defined.
- Clarify Walker River exception.

ELIMINATE TAKE OF LISTED EULACHON

Eulachon were listed as federally threatened under the Federal Endangered Species Act in February 2010 and have extremely low abundance in the past twenty years. This change is necessary to increase protection for a listed species.

Amend Section 5.10, Candlefish or Eulachon.

- This section will be amended to specify that eulachon may not be taken or possessed under the authority of a sport fishing license to align state and federal regulations.

UPDATE THE LOW FLOW REGULATIONS

The Department proposed the following changes to increase salmonid protection and reduce public confusion:

Amend Section 8.00, Low Flow Regulations.

- Increase Smith River minimum flow trigger from 400 cfs to 600 cfs.
- Revise and clarify stream reaches in Van Duzen and Smith rivers.
- removed outdate information in subsection (c)
- make minor changes to align the structure of the regulations.

FILLETING OF SALMONIDS IN INLAND WATERS

Currently shore based anglers can fillet or cut into pieces salmon and steelhead in the field. The current Fish and Game Code sections (5508, 5509) section only covers fish on a vessel until it is brought ashore. Salmon and steelhead once on shore can currently be fillet or cut into pieces. Once this is done the department no longer has the ability to determine the origin (wild or hatchery), species, or size of the fish.

There is currently no regulation that prohibits filleting of fish (for all species) along the shores and banks of inland anadromous waters in California. As a result, a loop hole is created in which an angler could harvest a wild steelhead/rainbow trout illegally by filleting the fish and discarding/disposing of the carcass along the stream. If encountered by enforcement, there is no way to immediately distinguish if the filets are from a wild or hatchery fish without observing the condition of the adipose fin.

This proposed regulation will give the department the ability to determine the origin (wild or hatchery), the species (Coho, Chinook or steelhead), and the size (jack, adult, or undersized ocean salmon) of salmon and steelhead taken, possessed and transported. The limitation of "where a sport fishing license is required" eliminates this requirement for legally purchased commercial salmon. There maybe serious opposition for the ocean salmon fishery which is almost exclusively a boat fishery. This proposed regulation could easily be written for inland waters where a sport fishing license is required.

Add Section 1.45, Filleting of Salmonids

- This section will be added that all salmon and steelhead taken in inland waters where a sport fishing license is required, must be kept in such a condition that species and size can be determined until placed at the anglers permanent residence, a commercial preservation facility or being prepared for immediate consumption.

OTHER REGULATORY PROBLEMS

The Department is proposing additional minor revisions in the following areas of Title 14, CCR, regulations. While these problems are minor when viewed individually, they must be corrected to clarify regulations, reduce public confusion, align regulations, and improve regulatory enforcement.

Amend Section 4.20, Bait Fish Use in the Valley and South Central Districts.

- remove the reference in subsection (d)(2) to Yuba River down stream of Daguerre Point Dam that allows the use of bait fish when only artificial lures with barbless hooks are allowed under subsection 7.50(b)(212)(A).

Amend Section 5.40, Lamprey.

- remove reference to other species as traps were repealed in 2009 as approved gear.
- remove the reference to traps in subsection (c) which is an illegal gear for the harvest of lamprey.

The benefits of the proposed regulations are sustainable management of sport fishing resources, protection of listed and special status species, and promotion of businesses that rely on California's sport fisheries.

The proposed regulations are neither inconsistent nor incompatible with existing state regulations.

The Commission does not anticipate non-monetary benefits to the protection of public health and safety, worker safety, the prevention of discrimination, the promotion of fairness or social equity and the increase in openness and transparency in business and government.

Spear Fishing for Striped Bass in Inland Waters - Section 2.30.

Spear fishing as defined under Section 2.30, Title 14 is restricted to the Colorado and Valley Districts and a small area of the Kern River with species and exemptions.

The Commission has requested the option to discuss spear fishing regulations for striped bass under the upcoming Sport Fishing Review Cycle. The Department has serious reservations allowing spear fishing for striped bass and can only support offering an option to consider spear fishing in existing areas allowed in Section 2.30 at this time.

The expansion of any spear fishing for striped bass outside of these areas is a very complicated subject and needs a larger coordination effort than can be achieved under the current Sport Fishing Review cycle. There are significant issues related to listed and special status species that will require comprehensive review and coordination with the federal and local agencies and stakeholders.

Proposal Overview

This Department is proposing the following two regulatory options for Commission consideration of allowing the take of striped bass in inland waters with spear fishing as requested by various spear fishing groups.

OPTION 1 – NO HARVEST OF STRIPED BASS

Amend Section 2.30, Spearfishing.

- Open all of Black Butte Lake to spear fishing to eliminate an enforcement issue because half of the lake is located in Tehama County (Sierra District) and the other half in Butte County (Valley District).
- Clarify where the designated salmon spawning areas are defined.

OPTION 2 – ALLOW HARVEST OF STRIPED BASS

Amend Section 2.30, Spearfishing.

- This section will be amended to allow the harvest of striped bass by spear fishing in the Valley district under the authority of a sport fishing license.

- Open all of Black Butte Lake to spear fishing to eliminate an enforcement issue because half of the lake is located in Tehama County (Sierra District) and the other half in Butte County (Valley District).
- Clarify where the designated salmon spawning areas are defined.

The benefits of the proposed regulations are sustainable management of sport fishing resources, protection of listed and special status species, and promotion of businesses that rely on California's sport fisheries.

The proposed regulations are neither inconsistent nor incompatible with existing state regulations.

The Commission does not anticipate non-monetary benefits to the protection of public health and safety, worker safety, the prevention of discrimination, the promotion of fairness or social equity and the increase in openness and transparency in business and government.

Black Bass Sport Fishing – Slot Limit Removal – Section 5.00

The Lake Oroville black bass sport fishery has been managed with a slot limit regulation since 1983. The current slot limit prohibits the take of black bass between 12 – 15 inches total length - anglers are allowed to take black bass less than 12 inches and greater than 15 inches total length. Statewide, black bass sport fisheries are managed with a 12-inch total length minimum regulation.

Slot limit regulations are used to reduce fishing mortality of black bass in a particular size range, and allow harvest of black bass in a smaller or larger than protected sizes.

The slot limit regulation was enacted at Lake Oroville to promote the harvest of redeye bass, which were abundant in the reservoir but seldom reached the statewide minimum length of 12 inches total length. In addition, the slot limit allowed the harvest of the abundant black bass less than 12 inches in total length and provided for an increase in the catch rates of black bass greater than 15 inches total length.

Review of angler survey data from 2002 – 2010 shows that spotted bass is the dominate species in angler catches with no redeye bass reported. Anglers reported releasing 97% of all black bass caught even though 43% of the black bass caught were legal for take. With the extirpation of redeye bass and the high release rate practiced today by sport fish anglers, the current slot limit regulation is no longer warranted.

The slot limits for black bass in McClure and Millerton reservoirs, and Orr and Siskiyou lakes have also not yielded the desired results as originally anticipated. This action would streamline fishing regulations which have been publicly criticized for being too complicated and eliminate the need for tournament fishing exemptions which have, in the past, resulted in conflict with Title 14, Section 1.87.

Title 14, Section 230, allows the Department to issue exemptions to the slot limit regulation for Event type contests. While tournament anglers are allowed to possess fish within the slot limit for purposes of the tournament, in so far as possible all fish weighed-in must be returned to the lake alive and in good condition. If a bass is weighed that is within the slot but is dead, this creates a conflict with Title 14, Section 1.87 as an angler should not be in possession of a slot size bass after the fishing contest is concluded. Dead bass weighed-in during a tournament that

are legal to possess by Section 7.50, are usually given to a receptive angler with a valid sport fishing license. The elimination of tournament exemptions would also reduce department processing time and costs.

It is recommended that all black bass angling regulations where slot limits exist be changed to the statewide standard - 5 bass daily bag limit, 12-inch minimum total length.

The benefits of the proposed regulations are sustainable management of sport fishing resources and promotion of businesses that rely on sport fishing.

The proposed regulations are neither inconsistent nor incompatible with existing state regulations.

The Commission does not anticipate non-monetary benefits to the protection of public health and safety, worker safety, the prevention of discrimination, the promotion of fairness or social equity and the increase in openness and transparency in business and government.

Take of Amphibians and Reptiles – 5.05 and 5.60

Existing regulations specify 28 amphibians and 58 reptiles that can lawfully be collected with a sportfishing license in California. The proposed regulatory change removes species designated as Species of Special Concern from authorized take with a sportfishing license, and revises special closure areas to include 11 species or subspecies. The regulation change is intended to increase conservation consideration for animals known to be at risk. The regulation change also updates scientific and common names to those currently in use to help eliminate potential confusion by licensees or Department staff. The regulation change also explicitly lists rattlesnake species allowed for sport take to eliminate existing confusion about how bag and possession limits apply to these snakes. For two amphibian species now known to be introduced to California, the regulation change also revises the bag and possession limit from four to unlimited.

The Department designates Species of Special Concern to focus attention on animals at risk and achieve conservation and recovery before listing them as threatened or endangered becomes necessary. The Department currently has no information about amount or effects of sport take for these animals, so it is therefore prudent to remove species of concern from collection.

Numerous taxonomic revisions have occurred since this regulation was last amended in 2002. The proposed regulatory change updates common and scientific names to current nomenclature, delineates geographic boundaries for Special Closures as necessary to reflect taxonomic changes or other new scientific information.

Proposed Regulations

Consideration and adoption of these proposed regulations will result in the following:

Amend 5.0 and 5.60

Removal of eight amphibians and three reptiles from the list of species currently authorized for take with a sportfishing license. Twenty amphibians and 55 reptiles will remain legal for take with a sportfishing license.

Provide current taxonomic nomenclature for all species on the list.

Updated language regarding Special Closures where new scientific information indicates closures to be appropriate.

Changing the bag and possession limit for two non-native amphibians from four to unlimited.

Explicitly listing rattlesnake species authorized for sport take to eliminate existing confusion about applicable bag and possession limits for these snakes.

The benefits of the proposed regulations are to improve conservation of at-risk animals in California, sustainable management of sport fishing resources, and promotion of businesses that rely on California's sport fisheries.

The proposed regulations are neither inconsistent nor incompatible with existing state regulations.

The Commission does not anticipate non-monetary benefits to the protection of public health and safety, worker safety, the prevention of discrimination, the promotion of fairness or social equity and the increase in openness and transparency in business and government.

Sturgeon Sport Fishing Regulations – 5.80, 5.81, 27.90, 27.91 and 701

Green sturgeon is listed as a threatened species under the federal Endangered Species Act, take of green sturgeon is prohibited except when specifically authorized, and recovery of green sturgeon is a high priority. White sturgeon is a substantial management concern and object of an important fishery. Both sturgeon species are long-lived, first spawn at a relatively old age, spawn infrequently thereafter, and egg-laden females are subject to take year-round and system-wide.

Data from returned Sturgeon Fishing Report Cards issued for the years 2007-2010 indicated anglers kept 6,488 white sturgeon, releasing 19,892 white sturgeon, and releasing 956 green sturgeon; anglers also failed to report the species of 165 sturgeon they released. A preliminary investigation suggests that anglers under-reported the release of green sturgeon.

The sport fishing regulations for both species are largely based on the premises that it is important to conserve older fish and sturgeon that survive catch-and-release well. The impact of catch-and-release depends in large part on angler technique. It is common practice for anglers to do the following, each of which contributes to stress of sturgeon that are released:

- use relative light gear, fighting sturgeon to exhaustion over a long period,
- use multiple, barbed hooks that require more effort to remove than would a single point, single shank, barbless hook,
- remove sturgeon, including oversized sturgeon, from the water for measurement and often use a snare (often made of wire rope) to control these fish,
- struggle to accurately measure the total length of white sturgeon, because measuring sturgeon total length requires manipulation of the long and flexible upper lobe of the caudal fin.

When released, a stressed sturgeon sometimes dies outright or sometimes abandons their spawning run and reabsorbs their eggs.

Improper use of snares can damage sturgeon tissue, including gill tissue, and use of snares likely encourages or enables some anglers to remove oversized sturgeon from the water.

Sturgeon Fishing Report Cards (Cards) are an integral part of Department and legislative efforts to reduce the illegal commercialization of sturgeon. Cards are a relatively inexpensive method of documenting patterns and levels of white sturgeon and green sturgeon catch. Data from Cards are complementary to an on-going sturgeon population study conducted by the Department. As part of the establishment of a Fishery Management and Evaluation Plan as allowed under the federal Endangered Species Act, Cards are an integral part of Department efforts to secure authorization for the incidental take of green sturgeon in fisheries. Cards have been free to anglers, being paid for by the now-defunct Bay Delta Sport Fishing Enhancement Stamp Fund. No current source of funding puts the continued use of Cards at risk.

Proposal Overview

The proposed changes would (1) increase the survival and spawning success of sturgeon caught and released by anglers in California, and would be harmonious with similar regulations in Oregon, Washington, and Idaho and (2) implement a fee for the issuance of Sturgeon Fishing Report Cards.

Each sturgeon-specific element of the proposal is designed to foster the relatively-healthy release of fish by anglers in all circumstances.

Implementing a fee for the issuance of Sturgeon Fishing Report Cards will fund issuance of Sturgeon Fishing Report Cards as well as management of resulting data and reporting of that data.

Present and Proposed Regulations

1) Sections 5.80 and 27.90 currently define the methods and locations for white sturgeon fishing as well as the size and quantity of white sturgeon that may be harvested; and requires use of 'total length' measurements.

This proposal recommends amending sections 5.80 and 27.90 to require only one single point, single shank, barbless hook be used on a line when taking sturgeon, prohibit use of snares in handling sturgeon, prohibit removal of fish greater than 68 inches long (FL) from the water, and require use of 'fork length' measurements.

To assure that the harvestable populations of white sturgeon 46-66 inches total length and white sturgeon 40-60 inches fork length are substantially similar, and to preserve the present 20-inch range between the minimum and maximum size limits, the Department considered data on the statistical relationship between white sturgeon total length and white sturgeon fork length ($y = 0.9036x - 1.2162$; $R^2 = 0.987$). When requiring the use of fork length measurements after decades of requiring total length measurements, the states of Oregon and Washington similarly determined that white sturgeon fork length is 90% of total length and revised the state size limits accordingly.

2) Sections 5.81 and 27.91 currently prohibit the take and possession of green sturgeon.

This proposal recommends amending sections 5.81 and 27.91 to also prohibit the removal of green sturgeon from the water.

3) Section 701 currently authorizes issuance of Sturgeon Fishing Report Cards (Cards) for no fee. The use of Bay Delta Sport Fish Enhancement Stamp revenue as the funding source for printing and processing Cards is no longer available.

This proposal includes charging a fee for issuance of each Card. The Department is proposing Section 701 be amended for public notice with a Sturgeon Fishing Report Card fee of \$7.50. The Department costs for the Sturgeon Report Card are shown in Table 1.

Table 1. Estimated Costs for the Sturgeon Fishing Report Card			
Inputs	Hrs	Rate	Total
Report Card Review, Edit and Updates (IT Staff and Programs Combined)	40	\$43	\$ 1,730
Report Card Questions Review, Edit and Updates (IT Staff and Programs Combined)	30	\$43	\$ 1,297
Report Card Data Collection (Key Entry)	7,333	\$19	\$ 140,883
Report Card Data Analysis	80	\$46	\$ 3,694
LRB Operations Cost (prorated for 1 item)			\$ 40,000
Law Enforcement Costs for Report Cards	8,208	\$46	\$ 374,440
Sub Total for Ongoing Costs			\$ 532,045
Admin Overhead (FY 12/13 non-Fed rate 29%)			\$ 162,993
Total Costs			\$ 725,038
Total One time ALDS Cost Amortized			\$ 12,410
Total Annual Costs			\$ 737,448
2010 Report Card Sales			110,000
Price per card with 10% drop in sales			\$7.45

The benefits of the proposed regulations are (1) sustainable management of the white sturgeon population and (2) concurrence with Federal regulation regarding the take of threatened green sturgeon in otherwise-lawful fisheries.

The proposed regulations are neither inconsistent nor incompatible with existing state regulations. No other state agency has the authority to promulgate sport fishing regulations.

The Commission does not anticipate non-monetary benefits to the protection of public health and safety, worker safety, the prevention of discrimination, the promotion of fairness or social equity and the increase in openness and transparency in business and government.

In Section 701 editorial changes were made to align report card fees followed by duplicate fees, and subsections renumbered accordingly for the sake of clarity.

District and Special Regulation Changes – 7.00 and 7.50

The Department is proposing broad salmon and steelhead angling regulations for the district and special fishing areas in two general areas.

1. Hatchery trout and steelhead fishing revisions to allow harvest in most areas where only catch and release fishing is currently allowed.

2. Additional revisions are proposed to increase resource protection, correct regulatory issues, reduce public confusion, improve regulatory enforcement, and standardize regulatory structure.

Hatchery Trout and Steelhead

California's steelhead supports a popular sport fishery throughout California's coastal anadromous waters north of Santa Barbara and the Central Valley Basin. Since 1998, the majority of California steelhead have been Federally listed under the Endangered Species Act (ESA), and since 1999 only harvest of hatchery steelhead has been allowed in California, with the exception of the Smith River. The Steelhead Fishing Report-Restoration Card (SH Report Card) data show that hatchery steelhead stray into streams that do not have hatcheries and are caught by steelhead anglers in nearly every anadromous stream in California, with the exception of the Noyo River, where zero hatchery steelhead have been reported caught since 1999).

The Department believes harvesting surplus and stray hatchery steelhead will protect and increase wild steelhead resources. Contrary to management strategies from the last several decades, research and ensuing literature demonstrate that a key to protecting reproductive fitness of wild salmonids is to decrease/remove introgression by decreasing the number of hatchery salmonids spawning with wild salmonids. Although total prevention of introgression between surplus and stray hatchery steelhead and wild steelhead is unrealistic, proper angling regulations and angler education will be a vital factor in attaining resilient and sustainable wild steelhead populations.

With the exception of the Mokelumne River Hatchery, California hatcheries generally meet their annual steelhead production goals and "surplus" hatchery steelhead remain in the river. This "surplus" has been "substantial", which is good for the anglers; however, unharvested hatchery steelhead that compete and spawn with wild steelhead likely harm success of wild steelhead stocks by reducing reproductive fitness of successive generations. Increasing allowable harvest of surplus hatchery steelhead will increase angler opportunity, harvest, and continued fishing, and will greatly benefit wild steelhead populations.

If the regulations proposed here are implemented, the Department believes the fundamental character of California's steelhead fishing will be improved, while important fishery management and wild steelhead population management will be positively affected. In addition, the proposed regulations are intended to simplify statewide steelhead regulations, and simplify and provide for effective enforcement.

Additional Revisions

Many members of the general public have expressed difficulty in understanding which inland waters in California are closed to salmon fishing. In addition, some of the rivers and streams in Klamath/Trinity and Central Valley basins are periodically opened and closed to salmon fishing. The Department is proposing to list all inland state waters as closed to salmon fishing unless otherwise noted in district or special regulations to help reduce public confusion.

The Department proposes to increase protection of redband trout, align management efforts and reduce public confusion in Davis and Pine creeks and the McCloud River tributaries of Edison, McKay, Moosehead and Swamp creeks.

The Department proposes to close the Sisquoc River and the tributaries of Silver King Creek to all fishing to increase protection for steelhead and trout, respectively, and open Wolf Creek to limited fishing due to stable populations of Lahontan cutthroat.

The Department also proposes to offer increased fishing opportunities in Chowchilla River and Eastman Lake, close a portion of the Stanislaus River, close Wolf Creek Lake, and limit fishing to non-salmonids only in San Diego Creek and San Gabriel River due to changes in local fish populations or conditions.

Proposal Overview

The Department is proposing broad salmon and steelhead angling regulations for the district and special fishing areas.

With recent Central Valley salmon closures, many anglers have expressed confusion as to which waters are actually open to salmon fishing. To help clarify this situation, the Department proposes that all district regulations (Section 7.00) specify that salmon fishing is closed in all streams unless otherwise indicated in the list of waters with special fishing regulations (Section 7.50). This will help reduce public confusion and standardize the regulatory approach.

As a continuing effort to improve steelhead management and angling opportunities, the Department proposes to liberalize regulations in most areas where only catch and release fishing is currently allowed with the objective of meeting the following goals: 1) allow and encourage anglers to harvest "surplus" hatchery steelhead (adults in excess of number necessary to meet a hatchery's production goals) on streams with hatcheries, and 2) allow and encourage anglers to harvest hatchery steelhead that stray into streams without hatchery production. This will help increase fishing opportunities while increasing protection for naturally spawning steelhead stocks.

Additional changes are proposed to increase resource protection, correct regulatory issues, reduce public confusion, improve regulatory enforcement, and standardize regulatory structure.

The benefits of the proposed regulations are sustainable management of sport fishing resources and promotion of businesses that rely on sport fishing.

The proposed regulations are neither inconsistent nor incompatible with existing state regulations.

The Commission does not anticipate non-monetary benefits to the protection of public health and safety, worker safety, the prevention of discrimination, the promotion of fairness or social equity and the increase in openness and transparency in business and government.

Spearfishing for Striped Bass in Ocean Waters – 27.85, 28.90 and 28.95

Existing law authorizes the take of striped bass for recreational purposes with a sport fishing license subject to regulations prescribed by the Fish and Game Commission (Commission); commercial take of striped bass is prohibited. Current regulations specify size limit, bag and possession limit, and methods of take in ocean waters [Title 14, California Code of Regulations (CCR), Sections 27.85, 28.90, and 28.95].

In ocean waters, Section 27.85 provides for a bag limit of two, a minimum size limit of 18 inches total length north of Pt. Conception, no minimum size limit south of Pt. Conception, and no seasonal closures. Furthermore, striped bass may not be taken while using a sinker over four pounds and may be taken only by angling [Title 14, CCR, Section 1.05].

Section 28.90 specifies fishing provisions while diving and prohibits the take of striped bass by spearfishing. Additionally, Section 28.95 authorizes taking of finfish species by spears, harpoons, and bow and arrow fishing tackle, and identifies prohibited finfish species including striped bass.

At its April meeting, the Commission took testimony regarding the upcoming Sport Fishing Review Cycle. Following public comments, the Commission directed the Department to prepare options that would allow the take of striped bass while spearfishing, indicating its intent to consider changes to the existing regulations which prohibit this method of take for this species.

Although the Department has concern with a blanket authorization to use spearfishing gear for striped bass in inland waters, considerations are different for ocean waters. Spearfishing is generally authorized as a method of take for finfish in the ocean, pursuant to Section 28.90. The Department's understanding is that the current prohibition on spearfishing striped bass came about due to a need to specially regulate anadromous species which were the target of sport fisheries, including salmon, sturgeon, and striped bass. Today, the Department believes that any additional harvest of striped bass that may result from spearfishing in the ocean would be sustainable given the present status of the striped bass resource. Also, because spearfishing is a highly selective method of take, the Department does not anticipate that increases in fishing effort on striped bass would have unintended consequences on other species.

For purposes of clarity and consistency, the Department recommends, that if the Commission decides to authorize spearfishing for striped bass, it can also take action to amend Section 28.95. The proposed change would remove striped bass from the list of species that may not be taken with bow and arrow fishing tackle.

Proposal Overview

In response to requests by individuals and various sport fishing groups, the Department has prepared the following proposal for consideration:

ALLOW HARVEST OF STRIPED BASS BY SPEARFISHING AND BOW AND ARROW FISHING TACKLE

Amend Section 27.85, Striped Bass. This Section would be amended to allow the harvest of striped bass by spearfishing and bow and arrow fishing tackle that are otherwise prohibited under existing regulations for ocean waters.

Amend Section 28.90, Diving, Spearfishing. This section would be amended to remove striped bass from the list of finfish species that may not be taken by spearfishing.

Amend Section 28.95, Spears, Harpoons and Bow and Arrow Fishing Tackle. This section would be amended to remove striped bass from the list of species that may not be taken by bow and arrow fishing tackle.

Anticipated Benefits

The benefits of the proposed regulations are increased fishing opportunities for striped bass, continuation of sustainable management of sport fishing resources, protection of listed and special status species, and promotion of businesses that rely on California's sport fisheries.

The proposed regulations are neither inconsistent nor incompatible with existing state regulations.

The Commission does not anticipate non-monetary benefits to the protection of public health and safety, worker safety, the prevention of discrimination, the promotion of fairness or social equity and the increase in openness and transparency in business and government.

The Commission anticipates that this regulation will not have any effect on the overall health and welfare of California residents.

The Commission feels it is the policy of the state to encourage the conservation, maintenance, and utilization of the living resources of the inland and ocean waters under the jurisdiction and influence of the state for the benefit of all its citizens and to promote the development of local California fisheries. The objectives of this policy include, but are not limited to, the maintenance of sufficient populations of all species of aquatic organisms to ensure their continued existence and the maintenance of a sufficient resource to support a reasonable sport use, taking into consideration the necessity of regulating individual sport fishery bag limits in the quantity that is sufficient to provide a satisfying sport. Adoption of scientifically-based inland sport fishing seasons, size limits, and bag and possession limits provides for the maintenance of sufficient populations of aquatic species to ensure their continued existence.

The proposed regulations are neither inconsistent nor incompatible with existing State regulations. No other State agency has the authority to promulgate regulations establishing the procedures for inspections of wildlife facilities; however, the Department of Fish and Game, pursuant to Section 2150.2, Fish and Game Code, has the authority to set inspection fees and will proceed under a separate rulemaking.

NOTICE IS GIVEN that any person interested may present statements, orally or in writing, on all options relevant to this action at a hearing to be held in the Crowne Plaza Ventura Beach, Santa Rosa Room, 450 Harbor Boulevard, Ventura, California, on Wednesday, August 8, 2012 at 10:00 a.m., or as soon thereafter as the matter may be heard.

NOTICE IS ALSO GIVEN that any person interested may present statements, orally or in writing, on all options relevant to this action at a hearing to be held in the Radisson Hotel at Los Angeles Airport, Laguna Room, 6225 West Century Boulevard, Los Angeles, California, on Wednesday, November 7, 2012 at 10:00 a.m., or as soon thereafter as the matter may be heard. It is requested, but not required, that written comments be submitted on or before October 24, 2012, at the address given below, or by fax at (916) 653-5040, or by e-mail to FGC@fgc.ca.gov.

Written comments mailed, faxed or e-mailed to the Commission office, must be received before 5:00 p.m. on November 6, 2012. All comments must be received no later than November 7, 2012, at the hearing in Los Angeles, CA. If you would like copies of any modifications to this proposal, please include your name and mailing address.

The regulations as proposed in ~~strikeout~~-underline format, as well as an initial statement of reasons, including environmental considerations and all information upon which the proposal is based (rulemaking file), are on file and available for public review from the agency representative, Sonke Mastrup, Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Please direct requests for the above mentioned documents and inquiries concerning the regulatory process to Sonke Mastrup or Jon Snellstrom at the preceding address or phone number. **Ms. Karen Mitchell, Staff Environmental Scientist, Fisheries Branch, Department of Fish and Game, telephone (916) 445-0826, has been designated to respond to questions on the substance**

of the proposed regulations. Copies of the Initial Statement of Reasons, including the regulatory language, may be obtained from the address above. Notice of the proposed action shall be posted on the Fish and Game Commission website at <http://www.fgc.ca.gov>.

Availability of Modified Text

If the regulations adopted by the Commission differ from but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Circumstances beyond the control of the Commission (e.g., timing of Federal regulation adoption, timing of resource data collection, timelines do not allow, etc.) or changes made to be responsive to public recommendation and comments during the regulatory process may preclude full compliance with the 15-day comment period, and the Commission will exercise its powers under Section 202 of the Fish and Game Code. Regulations adopted pursuant to this section are not subject to the time periods for adoption, amendment or repeal of regulations prescribed in Sections 11343.4, 11346.4 and 11346.8 of the Government Code. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency representative named herein.

If the regulatory proposal is adopted, the final statement of reasons may be obtained from the address above when it has been received from the agency program staff.

Impact of Regulatory Action

The potential for various impacts that might result from the proposed regulatory action have been assessed, and the following initial determinations relative to the required statutory categories have been made:

- (a) Significant Statewide Adverse Economic Impact Directly Affecting Businesses, Including the Ability of California Businessmen to Compete with Businesses in Other States.

General Sport Fishing Regulations – 1.45, 1.77, 2.25, 4.20, 5.10, 5.40, 5.91 and 8.00.

Spear Fishing for Striped Bass in Inland Waters – 2.30

Black Bass Sport Fishing – 5.00

District and Special Regulation Changes – 7.00 and 7.50

Spearfishing for Striped Bass in Ocean Waters – 27.85, 28.90 and 28.95

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. The proposed changes are necessary for the continued preservation of the resource and therefore the prevention of adverse economic impacts.

Take of Amphibians and Reptiles – 5.05 and 5.60

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. The proposed changes are necessary for the continued preservation of the resource and therefore the prevention of adverse economic impacts. The actions proposed will improve Department efforts related to conservation of at-risk animals in California.

Sturgeon Sport Fishing Regulations – 5.80, 5.81, 27.90, 27.91 and 701

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Economic impacts of fishing are attributable largely to fishing effort, fishing opportunity, and fishing success. The proposed sturgeon-specific regulations would not alter fishing effort or fishing opportunity and would not appreciably alter fishing success. Over time, the proposed regulations are expected to improve fishing success. Neighboring states with sturgeon fisheries are already operating under a suite of regulations substantially similar to the ones proposed here.

The proposed implementation of a \$7.50 fee for the issuance of each Sturgeon Fishing Report Card (1) would constitute a tiny fraction of the cost to anglers for catching sturgeon and (2) is less costly than other methods of collecting equivalent data and thwarting illegal commercialization of sturgeon.

(b) Results of the Economic Impact Analysis.

Impact on the Creation or Elimination of Jobs Within the State, the Creation of New Businesses or the Elimination of Existing Businesses, or the Expansion of Businesses in California; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State's Environment; Benefits of the Regulation to the Health and Welfare of California Residents, Worker Safety, and the State's Environment:

General Sport Fishing Regulations – 1.45, 1.77, 2.25, 4.20, 5.10, 5.40, 5.91 and 8.00.
Spear Fishing for Striped Bass in Inland Waters – 2.30
Black Bass Sport Fishing – 5.00
Take of Amphibians and Reptiles – 5.05 and 5.60
Sturgeon Sport Fishing Regulations – 5.80, 5.81, 27.90, 27.91 and 701
District and Special Regulation Changes – 7.00 and 7.50
Spearfishing for Striped Bass in Ocean Waters – 27.85, 28.90 and 28.95

The Commission does not anticipate any impacts on the creation or elimination of jobs, the creation of new business, the elimination of existing businesses or the expansion of businesses in California. The potential impacts from the proposed regulations in the Sport Fishing Review Cycle may range from 0 to 16,000 jobs depending on the Commission's final actions. The impacted businesses are generally small businesses employing few individuals and, like all small businesses, are subject to failure for a variety of causes. Additionally, the long-term intent of the proposed action is to increase sustainability in fishable stocks and, subsequently, the promotion and long-term viability of these same small businesses.

The Commission anticipates benefits to the health and welfare of California residents. Providing opportunities for the sport fisheries encourages consumption of a nutritious food.

The Commission does not anticipate any non-monetary benefits to worker safety.

The Commission anticipates benefits to the environment by the sustainable management of California's sport fishing resources.

(c) Cost Impacts on Representative Private Person or Business

General Sport Fishing Regulations – 1.45, 1.77, 2.25, 4.20, 5.10, 5.40, 5.91 and 8.00.
Spear Fishing for Striped Bass in Inland Waters – 2.30
Black Bass Sport Fishing – 5.00
Take of Amphibians and Reptiles – 5.05 and 5.60
Spearfishing for Striped Bass in Ocean Waters – 27.85, 28.90 and 28.95

The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Sturgeon Sport Fishing Regulations – 5.80, 5.81, 27.90, 27.91 and 701

The agency is not aware of any cost impacts that a representative private business would necessarily incur in reasonable compliance with the proposed action. A private person interested in fishing for sturgeon would be required to purchase an annual sturgeon report card at a cost of \$7.50 yearly.

(d) Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State.

General Sport Fishing Regulations – 1.45, 1.77, 2.25, 4.20, 5.10, 5.40, 5.91 and 8.00.
Spear Fishing for Striped Bass in Inland Waters – 2.30
Black Bass Sport Fishing – 5.00
Take of Amphibians and Reptiles – 5.05 and 5.60
Sturgeon Sport Fishing Regulations – 5.80, 5.81, 27.90, 27.91 and 701
District and Special Regulation Changes – 7.00 and 7.50
Spearfishing for Striped Bass in Ocean Waters – 27.85, 28.90 and 28.95

None.

(e) Other Nondiscretionary Costs/Savings to Local Agencies.

General Sport Fishing Regulations – 1.45, 1.77, 2.25, 4.20, 5.10, 5.40, 5.91 and 8.00.
Spear Fishing for Striped Bass in Inland Waters – 2.30
Black Bass Sport Fishing – 5.00
Take of Amphibians and Reptiles – 5.05 and 5.60
Sturgeon Sport Fishing Regulations – 5.80, 5.81, 27.90, 27.91 and 701
District and Special Regulation Changes – 7.00 and 7.50
Spearfishing for Striped Bass in Ocean Waters – 27.85, 28.90 and 28.95

None.

(f) Programs Mandated on Local Agencies or School Districts.

General Sport Fishing Regulations – 1.45, 1.77, 2.25, 4.20, 5.10, 5.40, 5.91 and 8.00.
Spear Fishing for Striped Bass in Inland Waters – 2.30
Black Bass Sport Fishing – 5.00
Take of Amphibians and Reptiles – 5.05 and 5.60
Sturgeon Sport Fishing Regulations – 5.80, 5.81, 27.90, 27.91 and 701
District and Special Regulation Changes – 7.00 and 7.50
Spearfishing for Striped Bass in Ocean Waters – 27.85, 28.90 and 28.95

None.

- (g) Costs Imposed on Any Local Agency or School District that is Required to be Reimbursed under Part 7 (commencing with Section 17500) of Division 4.
General Sport Fishing Regulations – 1.45, 1.77, 2.25, 4.20, 5.10, 5.40, 5.91 and 8.00.
Spear Fishing for Striped Bass in Inland Waters – 2.30
Black Bass Sport Fishing – 5.00
Take of Amphibians and Reptiles – 5.05 and 5.60
Sturgeon Sport Fishing Regulations – 5.80, 5.81, 27.90, 27.91 and 701
District and Special Regulation Changes – 7.00 and 7.50
Spearfishing for Striped Bass in Ocean Waters – 27.85, 28.90 and 28.95

None.

- (h) Effect on Housing Costs.
General Sport Fishing Regulations – 1.45, 1.77, 2.25, 4.20, 5.10, 5.40, 5.91 and 8.00.
Spear Fishing for Striped Bass in Inland Waters – 2.30
Black Bass Sport Fishing – 5.00
Take of Amphibians and Reptiles – 5.05 and 5.60
Sturgeon Sport Fishing Regulations – 5.80, 5.81, 27.90, 27.91 and 701
District and Special Regulation Changes – 7.00 and 7.50
Spearfishing for Striped Bass in Ocean Waters – 27.85, 28.90 and 28.95

None.

Effect on Small Business

It has been determined that the adoption of these regulations may affect small business. The Commission has drafted the regulations in Plain English pursuant to Government Code sections 11342.580 and 11346.2(a)(1).

Consideration of Alternatives

The Commission must determine that no reasonable alternative considered by the Commission, or that has otherwise been identified and brought to the attention of the Commission, would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to the affected private persons and equally effective in implementing the statutory policy or other provision of law.

FISH AND GAME COMMISSION

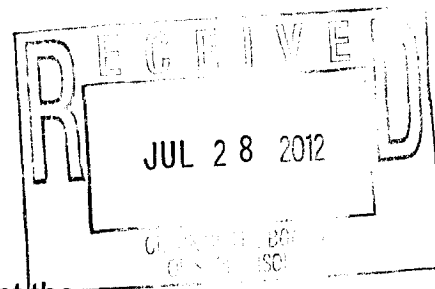
Dated: July 17, 2012

Sonke Mastrup
Executive Director

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**Title 14. Department of Fish and Game
Published July 27, 2012**

NOTICE OF PROPOSED RULEMAKING



The Department of Fish and Game (Department) proposed to adopt the proposed regulations described below after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

The Department will hold a public hearing meeting on September 10, 2012, at the address of 1416 9th Street, Sacramento, California, from 1:30-3:30 PM in the first floor auditorium. The auditorium is wheelchair accessible. At the public hearing, any person may present statements or arguments orally or in writing relevant to the proposed action described in the Informative Digest. The Department requests but does not require that the persons who make oral comments at the hearing also submit a written copy of their testimony at the hearing.

WRITTEN COMMENT PERIOD

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the Department. All written comments must be received by the Department at this office no later than 5:00 p.m. on September 10th. All written comments must include the true name and mailing address of the commenter.

Written comments may be submitted by mail, fax, or e-mail, as follows:

Department of Fish and Game
Nicole Carion
601 Locust Street
Redding, CA 95811
Fax: (530) 357-3478
Email: ncarion@dfg.ca.gov

AUTHORITY AND REFERENCE

Fish and Game Code Section 2150.2 authorizes the Department to adopt these proposed regulations. The proposed regulations implement, interpret, and make specific Sections 2150-2195 of the Fish and Game Code.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Fish and Game Code Section 2150.2 authorizes the department to establish fees for permits, permit applications, and facility inspections in amounts sufficient to cover the costs of administering, implementing and enforcing this chapter.

Existing regulations specify the conditions under which an individual or entity can lawfully possess restricted species in California. The proposed regulatory change provides for inspection and cost recovery. The fee for inspections would be based on the number of enclosures that a facility has, using actual inspection information that the Department gained from limited testing of the method on permitted facilities.

Additionally, there is a provision in regulation that essentially delegated Department authority for facility inspections to veterinarians and resulted in waived fees to permit holders. The Department has determined that the authority needs to be with the Department in order to properly comply with state law; and that the Department still had incurred costs/expenses even when a veterinarian exercised the approval. Consequently, the Department has not been recovering costs of the program as is specified in current statute.

The Department is not aware of any specific benefits that the adoption of this regulation would have pertaining to California worker safety. The department believes the adoption of the regulation benefits the health and welfare of California residents by ensuring captive wild animal regulations are complied with. By the department conducting the Restricted Species Facilities Inspections there will be a more consistent inspection process conducted by more appropriate personnel, law enforcement officers.

The Department is unaware of any inconsistencies or incompatibilities with state regulations.

DISCLOSURES REGARDING THE PROPOSED ACTION

The department has made the following initial determinations:

Mandate on local agencies or school districts: None.

Costs or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code sections 17500 through 17630: None.

Other nondiscretionary cost or savings imposed on local agencies: None.

Costs or savings in federal funding to the state: None.

Significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states:

The proposed action will not have a significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. Considering the small number of permits issued over the entire state, this proposal is economically neutral to business and applies evenly to resident and nonresident permittees.

Cost impacts on a representative private person or business:

As the number of permitted persons for all Restricted Species permits is small (approximately 300 permittees statewide) the impacts are not consequential to the State. However, there will be cost impacts that a representative private person or business who is among the 300 permittees would necessarily incur in reasonable compliance with this proposed action. Fish and Game Code Section 2150.2 states the Department "shall establish fees... in amounts sufficient to cover the costs..." The reason that costs/person will increase is that previously, the Department did not inspect all facilities, which it must now do, or must now enter into an agreement to do. There is a high amount of Department staff time needed for reviewing/approving applications and/or conducting inspections. The inspection fees created by this mandated regulatory package will range from \$221.27 - \$2994.77 depending on the number of enclosures a permittee has. The majority of the permittees have less than 100 animals listed on their inventory of animals submitted to the Department placing them in a category where the maximum inspection fee would be \$512.22 annually. The annual increase in fees for the majority of the permittees will be almost \$600.00

annually. The facilities with the largest number of enclosures are mostly larger zoos or businesses.

Significant effect on housing costs: None.

Effect on Small Business

It has been determined that the adoption of these regulations may affect small business. The Commission has drafted the regulations in Plain English pursuant to Government Code sections 11342.580 and 11346.2(a)(1).

RESULTS OF THE ECONOMIC IMPACT ANALYSIS

Amendment of these regulations will not:

- (1) Create or eliminate jobs within California;
- (2) Create new businesses or eliminate existing businesses within California; or
- (3) Affect the expansion of businesses currently doing business within California

The Department is not aware of any specific benefits that the adoption of this regulation would have pertaining to California worker safety. The department believes the adoption of the regulation benefits the health and welfare of California residents by ensuring captive wild animal regulations are complied with. By the department conducting the Restricted Species Facilities Inspections there will be a more consistent inspection process conducted by more appropriate personnel, law enforcement officers.

CONSIDERATION OF ALTERNATIVES

The department must determine that no reasonable alternative it considered or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of the law.

The Department invites interested persons to present statements or arguments with respect to alternatives to the regulations at the scheduled hearing or during the written comment period.

CONTACT PERSONS

Inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Nicole Carion
Address: 601 Locust Street
Redding, CA 96001
Telephone No.: 530-357-3986
Fax No.: 916-357-3478
E-Mail Address: ncarion@dfg.ca.gov

The backup contact person is:

Name: Eric Loft
Address: 1812 Ninth Street
Sacramento, CA 95811
Telephone No.: 916-445-3553
Fax No.: 916-445-4048
E-Mail Address: eloft@dfg.ca.gov

Website Access: Materials regarding this proposal can be found at:
www.dfg.ca.gov/news/pubnotice .

Please direct requests for copies of the proposed text (the "express terms") of the regulations, the initial statement of reasons, the modified text of the regulations, if any, or other information upon which the rulemaking is based to Ms. Carion at the above address.

AVAILABILITY OF THE STATEMENT OF REASONS, TEXT OF PROPOSED REGULATIONS, AND RULEMAKING FILE

The Department will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office at 1812 Ninth Street, Sacramento, CA 95811. As of the date this notice is published, the rulemaking file consists of this notice, the proposed text of the regulations, and the initial statement of reasons. Copies may be obtained by contacting Mr Eric Loft.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After holding the hearing and considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this notice. If the Department makes modifications which are

sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the Department adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Mr. Eric Loft at the address indicated above. The Department will accept written comments on the modified regulations for 15 days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Mr. Eric Loft at the above address.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, and the text of the regulations in underline and strikeout can be accessed through our website at: www.dfg.ca.gov/news/pubnotice .



THE COUNTY OF YUBA
OFFICE OF THE COUNTY ASSESSOR

Bruce Stottlemeyer
Assessor

Kimberly Heisch
Assistant Assessor

July 30, 2012

Honorable Yuba County Board of Supervisors
915 8th Street
Marysville, CA 95901

Subject: 2012/2013 Yuba County Assessment Roll Summary

Honorable Board Members:

We completed the 2012/2013 assessment roll on July 19, 2012. Completion of the assessment roll was within the extension of time granted by the California Board of Equalization pursuant to California Revenue and Taxation §155.

The total locally assessed value, including both the secured and unsecured rolls, before exemptions is \$4,693,983,644 which equates to a decrease of -1.99% when compared to the 2011/2012 assessment roll. After adjusting for allowable exemptions and reimbursements, and adding the State-Assessed Public Utility Roll, the total taxable value for the 2012/2013 assessment roll is \$4,655,898,754 which reflects a decrease from the 2011/2012 assessment roll of -2.14%.

\$4,693,983,644	Total Locally Assessed Roll <i>before</i> Exemptions
(363,925,182)	Less: Allowable Exemptions
<hr/>	
\$4,330,058,462	Total Net Roll
77,378,689	Plus: Reimbursable Homeowner's Exemptions
248,461,603	Plus: State-Assessed Public Utility Roll
<hr/>	
\$4,655,898,754	Total Yuba County Taxable Value 2012/2013
\$4,655,898,754	Total Yuba County Taxable Value 2012/2013
÷	
\$4,757,702,885	Total Yuba County Taxable Value 2011/2012
-2.14 %	Percentage Decrease in Taxable Value from Previous Year

Sincerely,

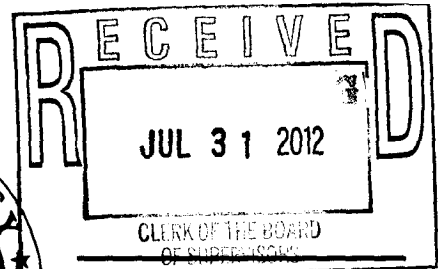
Bruce Stottlemeyer
Yuba County Assessor

BOS CORRESPONDENCE F

cc: Robert Bendorf, Yuba County Administrator
Steve Casey, Marysville City Administrator
Stephen Wright, Wheatland City Administrator
Gay Todd, Superintendent, Marysville Joint Unified School District
Craig Guensler, Superintendent, Wheatland School District
Scotia Holmes Sanchez, Ed. D., Superintendent, Yuba County Office of Education
Appeal Democrat, Editor
KUBA, Chris Gilbert
Territorial Dispatch, Editor

The County of Yuba

AUDITOR - CONTROLLER



C. RICHARD EBERLE

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

July 25, 2012

Board of Supervisors
County of Yuba
915 8th Street Suite 109
Marysville CA 95901

Honorable Members:

An Independent Audit of the financial records for the following agency has been completed for the year(s) specified:

LOMA RICA BROWNS VALLEY

JUNE 30, 2011

CLERK OF THE BOARD
DOCUMENT ON FILE WITH
COPY OF REFERENCED

COPY OF REFERENCED
DOCUMENT ON FILE WITH
CLERK OF THE BOARD

Yours truly,

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

C. Richard Eberle, CPA,
Auditor-Controller

CRE/mrj
Enclosure (1)