

# BOARD OF SUPERVISORS

## AMENDED AGENDA

### NO. TWO

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



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

**MARCH 12, 2013**

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

**9:30 A.M. YUBA COUNTY BOARD OF SUPERVISORS - Welcome to the Yuba County Board of Supervisors meeting. As a courtesy to others, please turn off cell phones, pagers, or other electronic devices, which might disrupt the meeting. Thank you.**

#### **ADDENDUM TO AGENDA : ADD TO CLOSED SESSION ITEM "C."**

- I. **PLEDGE OF ALLEGIANCE** - Led by Supervisor Nicoletti
- II. **ROLL CALL** - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker
- III. **CONSENT AGENDA:** All matters listed under the Consent Agenda are considered to be routine and can be enacted in one motion.
  - A. Administrative Services
    1. Approve lease agreement with Miller Farms/All Star Services to allow hay cultivation at Airport in exchange for tilling a fire break and authorize the Chairman to execute. (083-13)
  - B. Agricultural Commissioner
    1. Adopt resolution authorizing ongoing and new contracts, agreements, cooperative agreements, grants and or memorandum of understandings for Fiscal Year 2013-2014 or multiyear agreements to be executed by Agricultural Commissioner. (084-13)
  - C. Board of Supervisors
    1. Adopt resolution approving Yuba Sutter Arts Council application for State Local Partnership Program Grant and authorizing Council to execute contract upon approval. (085-13)
  - D. Clerk of the Board of Supervisors
    1. Approve minutes of the regular meeting of February 26, 2013 and the workshop of March 5, 2013. (086-13)
  - E. Community Development and Services
    1. Receive Notice of Final Map under review and pending approval by County Surveyor identified as Tract Map No. 2004-53, The Orchard Phase Two-1, John Mourier Construction, portion of APN 019-230-115. (087-13)
    2. Approve plans and specifications, authorize advertisement of bids for Hammonton-Smartsville Road Shoulder Project and authorize Chairman to execute. (088-13)
  - F. Emergency Services
    1. Approve out of state travel for Emergency Operations Manager Scott Bryan and Emergency Operations Planner Ryan McNally for training, FEMA Emergency Management Institute, Emmitsburg Maryland. (089-13)

IV. **SPECIAL PRESENTATION**

- A. Present proclamation proclaiming the month of March as Yuba County Grand Jury Awareness Month. (Five minute estimate) (090-13)

V. **PUBLIC COMMUNICATIONS:** Any person may speak about any subject of concern provided it is within the jurisdiction of the Board of Supervisors and is not already on today's agenda. The total amount of time allotted for receiving such public communication shall be limited to a total of 15 minutes and each individual or group will be limited to no more than 5 minutes. Prior to this time speakers are requested to fill out a "Request to Speak" card and submit it to the Clerk of the Board of Supervisors. Please note: No Board action can be taken on comments made under this heading.

VI. **COUNTY DEPARTMENTS**

- A. Human Resources and Organizational Services

1. Adopt resolutions to amend the Position Allocation and Classification System - Basic Salary Schedules as they relate to Correctional Maintenance Technician I/II effective February 1, 2013. (Five minute estimate) (091-13)
2. Adopt resolutions to amend the Position Allocation and Classification System - Basic Salary Schedules as they relate to Program Specialist Adult Services effective March 1, 2013. (Five minute estimate) (092-13)

VII. **CORRESPONDENCE** - (93-13)

- A. Independent audit report for Browns Valley Cemetery District for fiscal years ended June 30, 2008 and 2009.
- B. Letter from Area 4 Agency on Aging advising of one vacancy for a Board appointed at large representative.
- C. Three notices from California Fish and Game Commission regarding "Practice of Falconry," Klamath-Trinity Rivers salmon sport fishing, and Notice of Findings regarding the white shark.
- D. Letter from Gold Rush Expeditions regarding locating, assessing and surveying abandoned mines on Bureau of Land Management land.
- E. Notice of meeting and agenda from California Wildlife Conservation Board advising of board action to be considered relating to Marysville Ranch Conservation Easement and Daugherty Hill Wildlife Area - Easement Exchange.
- F. Letter from Yuba Sutter Regional Arts Council regarding activities and Fiscal Year 2013-2014 funding request.
- G. Annual Report from Area 4 Agency on Aging for 2011-2012.

VIII. **BOARD AND STAFF MEMBERS' REPORTS:** This time is provided to allow Board and staff members to report on activities or to raise issues for placement on future agendas.

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

- A. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - DDAA/DSA/MSA/PPOA/YCEA/Unrepresented and County of Yuba
- B. Personnel pursuant to Government Code §54957 - Evaluation/County Administrator
- C. Pending litigation pursuant to Government Code §54956.9(a) - Jarmillo vs. Yuba County et al

X. **ADJOURN**

11:30 A.M. **YUBA COUNTY IN HOME SUPPORTIVE SERVICES AUTHORITY – SPECIAL MEETING**

- A. **ROLL CALL** - Directors Vasquez, Nicoletti, Griego, Abe, Nicoletti

B. **CLOSED SESSION:** Labor negotiations pursuant to Government Code §54957(a) - SEIU/Authority

C. **ADJOURN**

**5:00 P.M.      WHEATLAND CITY/COUNTY LIAISON – CANCELLED**

Wheatland City Hall  
111 C Street  
Wheatland, California

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.

**End**

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*CONSENT*  
*AGENDA*

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083-13

## Administrative Services Memorandum

**To:** Board of Supervisors  
**CC:** Robert Bendorf, County Administrator  
**From:** Doug McCoy, Director, Administrative Services  
**Date:** March 12, 2013  
**Re:** Farming Lease for the Airport

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### Recommendation

Approve the attached lease between the County of Yuba and Miller Farms / All Star Services to allow hay cultivation at the Yuba County Airport in exchange for tilling of a fire break.

### Background

The County is constantly challenged with maintaining the grassy areas in and around the Yuba County Airport. It is a massive task to mow these areas and maintain the fire breaks.

### Discussion

This agreement between Miller Farms and the County will allow Miller Farms to cultivate hay in much of these grassy areas in exchange for tilling a fire break perimeter around the airport fence line. It will also help the County to mitigate wildlife hazards by maintaining the area, keep weeds to a minimum, and should lessen our fire risk.

### Committee Review

Due to the routine nature of this item, it was brought directly to the Board for review.

### Fiscal Impact

This agreement involves no cost to either party; we believe it is a fair exchange of services between the entities.

## LEASE FOR FARMING ACTIVITIES

THIS LEASE, made and entered into this \_\_\_\_\_ day of February, 2013, by and between the COUNTY OF YUBA, a political subdivision of the State of California, hereinafter designated "Lessor," and MILLER FARMS, a division of ALL STAR SERVICES, hereinafter called "Lessee."

### WITNESSETH

Lessor hereby leases unto the Lessee certain land located on the Yuba County Airport for dry farming purposes only and for the consideration and subject to all of the terms and conditions hereinafter set forth, the premises as shown on Exhibit A, attached and made a part of this Lease. Additional areas may be mutually agreed upon.

1. Term. The term of this Lease shall commence on January 1, 2013, and terminate on December 31, 2017.
2. Holding Over. Unless the written consent of Lessor has been received by Lessee prior to the end of the Lease term, Lessee may not hold over after expiration of the Lease term. If Lessor does so consent, the tenancy thereafter shall continue upon the same rental, terms and conditions as set forth herein, until terminated as of any date by either party giving notice to the other party at least thirty (30) days before the effective date of such termination.
3. Use of Premises. Lessee shall use the land for the purpose of dry farming and for no other purpose. No irrigation is allowed. If Lessee attempts to use the land for any other



purpose without the consent of Lessor, Lessor may, at its option, terminate this Lease.

4. Rent. Lessor and Lessee agree that in order to prepare the land for dry farming, it will be necessary to perform work thereon. Lessee has carefully inspected the land and fully understands the scope of the work which will be required. Lessee hereby agrees that it shall be his sole responsibility to take any action and perform any work that may be required to prepare the land for dry farming. This Lease is an exchange for services as described in the work plan identified as Exhibit B, and will work with the Facilities Manager in support of both vegetation control and the airport's annual aviation event, specifically, clearing of brush, grass, debris as described in the work plan.

5. Obligation with Respect to Maintaining the Premises.

a. Lessee will at all times farm and care for said land in a good workman like manner, and in accordance with good farming and soil conservation practices; will not commit or permit waste thereon, will carefully protect all improvements of every kind that are now on said premises or may be erected thereon during the continuance of this Lease; will promptly at the expiration of the term herein granted yield up possession of said premises, without notice, unto the Lessor in as good condition and repair as they now are or may be at any time during the continuance of this Lease, ordinary wear and tear excepted; will keep cultivated lands of said premises free from weeds and destroy all weeds along the fences and improvements before they ripen their seeds.

b. It is understood and agreed that the Lessee will obtain approval from the Lessor for all crops to be raised on the leased area.

c. It is further agreed that if the agricultural crops attract birds and other wildlife which may pose a hazard to aircraft, the Lessee will remove all designated crops as directed by the Lessor.

d. In addition, the Lessor reserves the right to demand possession of all or any portion of the leased premises at any time for any purpose. Whenever the agricultural operation is terminated, whether due to wildlife hazards or harvest, the Lessee shall plow under all crop residue and harrow the surface area, within safety areas, smooth. In such events, Lessor shall pay reasonable damage for growing crops taken, and an agreed value for work done on unplanted land.

e. It is further agreed that no crops will be grown within the primary surface of any runway; Object Free Area (OFA) of any runway, taxiway, taxi lane or apron; critical areas of localizers and Glide Slopes; nor in such a way as to obstruct or interfere with the Runway Visibility Zone, FAR Part 77 surfaces, Departure Obstacle Identification Surface, and NAVAIDS. Crops grown in approach areas, near the runway thresholds, shall be restricted to low growing varieties that will not penetrate FAR Part 77 approach surfaces or the Threshold Siting Surfaces of Advisory Circular 150/5300-13, as amended. Crops and cultivating may be limited in other specific areas to avoid dust, debris, weeds and etc., from being blown across operating areas.

f. It is understood and agreed that the Lessee will coordinate with the Lessor as to appropriate times for entering and working on the leased area and that all farming operations will be conducted in accordance with the operational rules and regulations of the airport. In addition it is agreed that the storage of farm equipment and crops will not be permitted within 1,500 feet of an Airport Surveillance Radar facility, 500 feet of a TVOR or 500 feet of an ILS Glide Slope antenna or within the runway safety area, or within the primary surface of an instrument runway.

g. It is understood and agreed that the rights granted hereunder will not be exercised in such a way as to interfere with or adversely affect the use, operation, maintenance, or development of the airport.

6. Federal Regulation. Lessee is aware that the land is subject to (i) recapture by the United States, and (ii) regulation by the Federal Aviation Administration. Any such recapture by the United States or regulation by the Federal Aviation Administration may render all or a portion of the land unusable for dry farming. If any such event occurs, Lessor shall have no liability or obligation to reimburse Lessee or any other person for any cost or expense incurred in the preparation of the land as required by Section 5 hereof.

7. Indemnification. Lessee agrees to be liable for and to indemnify and hold harmless Lessor against any and all claims, suits, and liability arising from any cause whatsoever arising out of the use, occupation and enjoyment of the land by Lessee or by any other person thereon with the express or implied consent of Lessee.

8. Insurance. Lessee shall, at all times during the lease term and any renewal or extension thereof, at his sole cost and expense, maintain the insurance coverage as specified in Exhibit C. The provisions of Exhibit C attached hereto are incorporated herein by the reference.

9. No Assignment. Lessee shall not transfer, assign, sublet, or hypothecate this Lease or Lessee's interest in and to the land or any part thereof without first obtaining the written consent of Lessor, and any attempted transfer, assignment, subletting or hypothecation without such written consent shall be void and confer no rights upon any third person, and shall constitute a default by Lessee under this Lease, which, at the option of Lessor, will constitute grounds for terminating this Lease. Transfers and assignments by operation of law shall be deemed included within the provisions of the preceding sentence. Lessee's consent to one such transfer, assignment, subletting or hypothecation shall not waive the foregoing provisions, nor be a consent to a subsequent transfer, assignment, subletting or hypothecation.

10. Compliance with all Laws. In all activities conducted on or in connection with the land and in all uses thereof, Lessee shall abide by and conform to all applicable laws, rules,

regulations resolutions and ordinances adopted or promulgated by any governmental agency or agencies having jurisdiction over the land or the operations and activities conducted thereon. Violation of any such law, rule, regulation, resolution or ordinance shall constitute a default by Lessee which, at the option of Lessor, will constitute grounds for terminating this Lease.

11. Movement of Equipment.

a. Track Type Equipment. No track type equipment shall be allowed on asphalt paved areas in or about the land.

b. Approved Routes. For the purpose of entering and leaving the Premises, automobiles, trucks and equipment shall use only those routes of travel designated by the Airport Manager.

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

To County at:

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

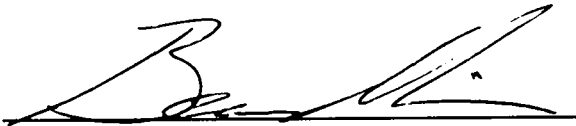
To Lessee at:

P. O. Box 292609  
Sacramento, CA 95829

Copy to:

Yuba County  
County Counsel  
119 8<sup>th</sup> Street, Suite 123  
Marysville, CA 95901

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

By:   
Beau Miller, Lessee


COUNTY OF YUBA

By: \_\_\_\_\_  
Andy Vasquez  
Chairman

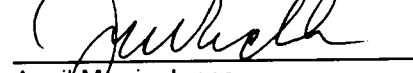
ATTEST: DONNA STOTTLEMEYER  
Clerk of the Board of Supervisors

\_\_\_\_\_

APPROVED AS TO INSURANCE

  
Martha Wilson  
Risk Manager

APPROVED AS TO FORM

  
Angil Morris-Jones  
County Counsel

## **Attachment E – Insurance Provisions**

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

### **MINIMUM SCOPE AND LIMIT OF INSURANCE**

Coverage shall be at least as broad as:

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

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

3. **Workers' Compensation** insurance as required by the State of California, with Statutory Limits, and Employer's Liability Insurance with limit of no less than \$1,000,000 per accident for bodily injury or disease.  
*(Not required if CONSULTANT provides written verification it has no employees)*

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

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

### **Other Insurance Provisions**

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

#### ***Additional Insured Status***

**COUNTY, its officers, officials, employees, and volunteers are to be covered as additional insureds** on the auto policy with respect to liability arising out of automobiles owned, leased, hired or borrowed by or on behalf of CONSULTANT; and on the CGL

policy with respect to liability arising out of work or operations performed by or on behalf of CONSULTANT including materials, parts, or equipment furnished in connection with such work or operations. General liability coverage can be provided in the form of an endorsement to the CONSULTANT's insurance (at least as broad as ISO Form CG 20 10, 11 85 or both CG 20 10 and CG 23 37 forms if later revisions used).

### ***Primary Coverage***

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

### ***Notice of Cancellation***

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

### ***Waiver of Subrogation***

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

### ***Deductibles and Self-Insured Retentions***

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

### ***Acceptability of Insurers***

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

### ***Claims Made Policies***

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

1. The Retroactive Date must be shown and must be before the date of the contract or the beginning of contract work.
2. Insurance must be maintained and evidence of insurance must be provided for at least five (5) years after completion of the contract of work.
3. If coverage is canceled or non-renewed, and not replaced with another claims-made policy form with a Retroactive Date prior to the contract effective date, CONSULTANT

must purchase "extended reporting" coverage for a minimum of five (5) years after completion of contract work.

***Verification of Coverage***

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

***Subcontractors***

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

***Special Risks or Circumstances***

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



# The County of Yuba

**Agricultural Commissioner – Weights & Measures**  
**915 8<sup>th</sup> Street, Suite 127 – Marysville, CA 95901**

**LOUIE B. MENDOZA, JR.**  
AGRICULTURAL COMMISSIONER  
DIRECTOR OF WEIGHTS & MEASURES



084-13

(530) 749-5400  
Fax (530) 749-5404  
yubaag@co.yuba.ca.us

**KEVIN ROUSH**  
ASSISTANT  
AGRICULTURAL COMMISSIONER  
DIRECTOR OF WEIGHTS & MEASURES

To: Honorable Board of Supervisors, Yuba County

From: Louie B. Mendoza Jr., Agricultural Commissioner

A handwritten signature in black ink, appearing to be "LM", is written over the name "Louie B. Mendoza Jr." in the "From:" line.

Subject: CONSIDER APPROVAL OF RESOLUTION AUTHORIZING AGRICULTURAL COMMISSIONER TO EXECUTE SPECIFIC ONGOING/NEW CONTRACTS, AGREEMENTS, COOPERATIVE AGREEMENTS, GRANTS AND/OR MEMORANDUM OF UNDERSTANDING FOR FISCAL YEAR 2013/2014 OR MULTIYEAR AND AUTHORIZE CHAIRMAN TO SIGN RESOLUTION.

Date: March 12, 2013

## Recommendation:

Consider approval of Resolution authorizing the Yuba County Agricultural Commissioner to execute specified ongoing/new contracts, agreements, cooperative agreements, grants and/or memorandum of understanding for Fiscal Year 2013/2014 or multi-year on behalf of the County of Yuba and authorize chairman to sign resolution.

## Background:

Yuba County Administrative Policy & Procedures Manual, Policy Number A-1, procedure 3 states, "It is the general policy of the County that all external documents (contract, leases, agreements, etc.) are to be executed by the Chairman of the Board of Supervisors. Exceptions should be properly authorized by the adoption of a resolution by the Board of Supervisors prior to execution of specific contracts, leases, agreements, etc. by the respective department head." In the past, the Agricultural Commissioner has been authorized through Resolution of the Board of Supervisors, to sign specific contracts and agreements.

## Discussion:

The Agricultural Commissioner has historically sought out revenue sources to fund various activities of the department. These revenue sources typically require that Yuba County enter into contracts, agreements and cooperative agreements with the California Department of Food and Agriculture, Department of Pesticide Regulation, United States Department of Agriculture and other agencies/associations or private contractors. In the interest of efficiency the Yuba County Board of Supervisors has, in the past, authorized the Agricultural Commissioner to execute specified contracts and agreements on the behalf of Yuba County.

This is to request that the Yuba County Agricultural Commissioner be authorized to sign on behalf of Yuba County, specified revenue/expenditure contracts, agreements, cooperative agreements, grants and/or memorandum of understanding for Fiscal Year 2013/2014 or multi-year on behalf of the County of Yuba. Such documents shall be handled in accordance with Yuba County Administrative Policy & Procedures Manual, Policy Number A-1.

Fiscal Impact:

None - Authorizing the Agricultural Commissioner to execute ongoing/new contracts, agreements, cooperative agreements, grants and/or memorandum of understanding for Fiscal Year 2013/2014 or multi-year is an efficiency matter which will save time for both the Board of Supervisors and the Commissioner.

Committee Action:

None – this procedure has been in place and routine for over ten years and there are no changes except for dates from last year's resolution.

Enclosure: Resolution

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

**RESOLUTION AUTHORIZING THE AGRICULTURAL )  
COMMISSIONER TO EXECUTE CERTAIN CONTRACTS/ ) RESOLUTION NO. \_\_\_\_\_  
AGREEMENTS/COOPERATIVE AGREEMENTS/GRANTS/ )  
MEMORANDUM OF UNDERSTANDING FOR FY 2013/2014) )  
OR MULTI YEAR AS LISTED BELOW )**

**WHEREAS**, on a periodic basis certain governmental agencies request that the County Agricultural Commissioner sign Contracts, Agreements, Cooperative Agreements, Grants and/or Memorandum of Understanding for the provision of services to that governmental agency; and

**WHEREAS**, on a periodic basis certain private contractors/associations request that the County Agricultural Commissioner sign Contracts, Agreements, Cooperative Agreements, Grants and/or Memorandum of Understanding for the provision of services to that private contractor/association; and

**WHEREAS**, it is in the interest of efficient and effective county government for the Board of Supervisors to authorize the Yuba County Agricultural Commissioner to execute certain Contracts, Agreements, Cooperative Agreements, Grants and/or Memorandum of Understanding on behalf of Yuba County.

**NOW, THEREFORE, BE IT RESOLVED** that the Yuba County Agricultural Commissioner, be and hereby is authorized to execute on behalf of Yuba County certain Contracts, Agreements, Cooperative Agreements, Grants and/or Memorandum of Understanding for FY 2013/2014 or multi-year, as listed below and subject to approval of County Counsel and County Risk Management.

A copy of each executed Contract, Agreement, Cooperative Agreement, Grants and/or Memorandum of Understanding shall be filed with the Clerk of the Board of Supervisors of the County of Yuba.

<b><u>Contract/Agreement/ Cooperative Agreement/Grant/ Memorandum of Understanding</u></b>	<b><u>Organization/Agency</u></b>
High Risk Pest Exclusion	California Department of Food & Agriculture (CDFA)
Japanese Dodder	CDFA and Private Contractors
Nursery Inspection	CDFA
California Organic Food	CDFA
Pierce's Disease Control Program/GWSS	CDFA
Asian Citrus Psyllid	CDFA and Private Contractors
Weed Management Area	CDFA
Egg Inspection	CDFA
Pest Detection Trapping	CDFA and Private Contractors
Sudden Oak Death (SOD)	CDFA
Light Brown Apple Moth (LBAM)	CDFA
Seed Certification/Inspection	CDFA and Cal. Crop Improvement Assoc. (CCIA)
Petroleum Program	CDFA - Measurement Standards
Weighmaster Program	CDFA - Measurement Standards
Pesticide Use Enforcement	California Environmental Protection Agency (Cal EPA)
Negotiated Work Plan	Department of Pesticide Regulation (CDPR)
Pesticide Use Reporting Agreement	CDPR/California Agricultural Commissioners and Sealers Association (CACASA)
Structural Fumigation Enforcement Agreement	Cal EPA, Department of Pesticide Regulation/Structural Pest Control Board
Small Hive Beetle (SHB)	California Bee Breeder's Association (CBBA)
Agricultural Products Certification	Private Contractors
Rice Pesticide Water Monitoring	California Rice Commission (CRC)
Heavy Capacity Weight Truck Agmnt -Weights & Measures-	County of Nevada/County of Sutter
U.S. Postal Inspection Program	County of Yolo
Annual Financial Plan for Wildlife Services (APHIS-WS)	United States Dept of Agriculture Animal & Plant Health Inspection Service Wildlife Svcs. (USDA APHIS -WS)
Wildlife Specialist "Trapper" Program Grant Agreement	Yuba County Water Agency

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_  
2013, by the Board of Supervisors of the County of Yuba, by the following vote:

AYES:

NOES:

ABSENT:


ABSTAIN:

\_\_\_\_\_  
Chairman

ATTEST: DONNA STOTTLEMEYER  
CLERK OF THE BOARD OF SUPERVISORS

\_\_\_\_\_

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

  
\_\_\_\_\_

085-13 FEB 22 2013

February 19, 2013

**Clerk/Board of Supervisors**

Yuba County Board of Supervisors  
915 8<sup>th</sup> Street, Suite 109  
Marysville, California 95901

Dear Honorable Supervisors,

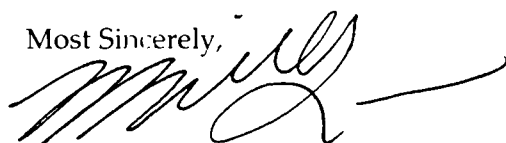
The Yuba-Sutter Regional Arts Council wishes your support of the Resolution of the Board authorizing the application to the California Arts Council for grant funds for FY 2013-2014.

We are pleased and enthused about continuing to serve our community! The past year has been an exciting mix of new art programs and opportunities while continuing with our established programs. We have renamed our "Gallery 14" in downtown Marysville as "Art-O-Culture"; a venue gallery which continues to be a center for artists and art events and provides an opportunity to exhibit the works and talents of dozens of local artists. The Lee Burrows Center for the Arts is the home of On Stage performances, The Shakespeare Readers' Theatre, Poetry Out Loud of Yuba County, and continues to offer monthly art exhibits. We are truly striving to share the gifts of local musicians, singers, dancers, poets, artists, and lecturers with our community.

We are enthusiastic about having partnered with the Live Oak Community Resource Center to provide an arts education program at the Luther and Encinal Elementary Schools. Additionally, we have also partnered with the Rotary Club of Marysville and the Marysville Joint Unified School District to provide musical instrument instruction at Covillaud and Kynoch Elementary Schools. We will again host MuzArt; the summer arts program for youths, ages 6-12, through which visual and performing arts classes are taught.

The Yuba-Sutter Regional Arts Council has served as the designated arts agency for the County of Yuba for over 30 years. This designation allows us to again apply for the California Arts Council's State and Local Partnership Program grants and to receive partial funding from the California Arts Council. We truly appreciate your past support and hope that you will approve the Resolution of the Board for FY 2013-2014.

Most Sincerely,



Marika Garcia  
Executive Director

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

**RESOLUTION APPROVING THE  
APPLICATION AND AUTHORIZING  
EXECUTION OF A GRANT CONTRACT  
WITH THE CALIFORNIA ARTS COUNCIL**

**RESOLUTION NO. \_\_\_\_\_**

**WHEREAS**, the California Arts Council and the California State Legislature have established a State-Local partnership Program designed to encourage local cultural planning and decision-making and to reach previously underserved constituents; and

**WHEREAS**, the Yuba-Sutter Regional Arts Council has successfully delivered arts services as the County designated partner for over 30 years; and

**NOW THEREFORE, BE IT PROCLAIMED** that the Board of Supervisors of the County of Yuba does hereby approve of the FY 2013-2014 State Local Partnership Program Grant Contract to be submitted to the California Arts Council by the Yuba-Sutter Regional Arts Council and to designate the Yuba-Sutter Regional Arts Council to execute the contract with the California Arts Council, contingent upon approval of the application by the California Arts Council.

**PASSED AND ADOPTED** at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the \_\_\_\_ day of \_\_\_\_\_, 2013.

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

ATTEST: DONNA STOTTLEMEYER  
CLERK OF THE BOARD OF SUPERVISORS

\_\_\_\_\_  
Andy Vasquez, Chair

**APPROVED AS TO FORM**

**ANGIL P. MORRIS-JONES**

**COUNTY COUNSEL**

BY: 



# *The County of Yuba*

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



### FEBRUARY 26, 2013 – MINUTES

The Honorable Board of Supervisors of the County of Yuba met in regular session on the above date, commencing at 9:45 a.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors Andy Vasquez, John Nicoletti, Mary Jane Griego, Roger Abe, and Hal Stocker. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Deputy Clerk of the Board of Supervisors Rachel Ferris. Chairman Stocker presided.

- I. PLEDGE OF ALLEGIANCE - Led by Supervisor Stocker
- 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.

MOTION: Move to approve Consent Agenda MOVED: John Nicoletti SECOND: Hal Stocker

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

NOES: None ABSENT: Mary Jane Griego ABSTAIN: None

#### A. Clerk of the Board of Supervisors

1. Approve meeting minutes from February 5 and 12, 2013. (81-13) Approved as written.
2. Reappoint Greg Soliz to the Yuba County Fish and Game Advisory Commission as an at-large representative for a term to end February 26, 2017. (57-13) Approved.
3. Appoint Janet Marchant, Terry Bentley and Steven Dambeck to the Yuba County Economic Development Advisory Committee to serve at the pleasure of the Board. (58-13) Application for Janet Marchant pulled at her request. Appointed Terry Bentley and Steven Dambeck.
4. Appoint George Maasen to the Brownsville Cemetery District for a term to end February 26, 2017. (59-13) Approved.
5. Reappoint David Villanueva to the Plumas Lake Design Review Committee for a term ending February 26, 2014. (60-13) Approved.
6. Appoint Gary Arlington to the Commission on Aging to fill the remaining term ending April 13, 2013 and for a full 3 year term. (61-13) Approved.

B. Community Development and Services

1. Adopt resolution authorizing right of way easement purchases identified as APN 006-190-021 and 016-190-037, Estate of Reva Carlson, and authorizing the Public Works Director to execute all documents required for purchase. (62-13) Adopted Resolution No. 2013-12, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING THE PURCHASE OF RIGHT OF WAY EASEMENTS FROM THE ESTATE OF REVA CARLSON, BEING A PORTION OF APN 006-190-021, AND FROM YUBA RIVER PROPERTIES II, BEING A PORTION OF APN 006-190-037 AND AUTHORIZING THE PUBLIC WORKS DIRECTOR TO EXECUTE ALL DOCUMENTS REQUIRED TO FINALIZE SAID PURCHASE."
2. Adopt resolution authorizing purchases of right-of-way easements for the Loma Rica Road Safety Improvement Project and authorizing Public Works Director to execute all documents required for purchase. (63-13) Adopted Resolution No. 2013-13, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING THE PURCHASE OF RIGHT OF WAY EASEMENTS FROM THE STATE OF CALIFORNIA, BEING A PORTION OF APNs 044-090-002, 044-110-054, 044-110-055, 044-140-013, 044-190-010, AND FROM WILLIAM AND DEBRA SMITH, BEING A PORTION OF APN 044-180-004, AND FROM MICHAEL AND DOROTHY ST. MARTIN, BEING A PORTION OF APN 044-190-005, AND AUTHORIZING THE PUBLIC WORKS DIRECTOR TO EXECUTE ALL DOCUMENTS REQUIRED TO FINALIZE SAID PURCHASE."
3. Adopt resolution authorizing purchase of single family residence APN 021-024-016 as part of the Neighborhood Stabilization Program and execution of all documents necessary to complete by Community Development and Services Director. (64-13) Adopted Resolution No. 2013-14, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING YUBA COUNTY COMMUNITY DEVELOPMENT AND SERVICES AGENCY DIRECTOR OR HIS DESIGNEE TO COMPLETE THE PURCHASE OF SINGLE FAMILY RESIDENCE APN 021-024-016 AS PART OF THE NEIGHBORHOOD STABILIZATION PROGRAM AND EXECUTE ALL DOCUMENTS NEEDED FOR COMPLETION OF PURCHASE, REHABILITATION AND RESALE."

C. Health and Human Services

1. Adopt resolution authorizing agreement with California Department of Public Health for Tuberculosis Local Assistance Real Time Funds and authorize the Chair to execute all documents as required. (65-13) Adopted Resolution No. 2013-15, which is on file in Yuba County Resolution Book No. 44, entitled: "AUTHORIZE THE YUBA COUNTY HEALTH AND HUMAN SERVICES DEPARTMENT TO ENTER INTO AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH FOR TUBERCULOSIS LOCAL ASSISTANCE REAL TIME FUNDS FOR THE PERIOD OF JULY 1, 2012 - JUNE 30, 2013, AND AUTHORIZE THE CHAIR TO EXECUTE DOCUMENTS AS REQUIRED BY THE PROGRAM AND ANY PERTINENT DOCUMENTS RELATED TO THIS PROGRAM AND AUTHORIZE ACCEPTANCE OF FUNDS."

D. Sheriff-Coroner

1. Adopt resolution authorizing Sheriff to execute application for financial aid for Fiscal Year 2013-2014 boating program; and approve contract with Department of Boating and Waterways and authorize the Chair to execute same. (66-13) Adopted Resolution No. 2013-16, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING THE SHERIFF TO EXECUTE

THE STATE APPLICATION FOR FINANCIAL AID FOR THE BOATING PROGRAM FISCAL YEAR 2013-2014."

2. Adopt Memorandum of Understanding and Letter of Understanding with BGE Yuba for supplemental law enforcement services at Sleep Train Amphitheatre and authorize the Chair to execute same. (67-13) Approved.

IV. SPECIAL PRESENTATION

- A. Present Certificate of Recognition to Health and Human Service Reception Staff for consistently providing outstanding customer service. (No background material) (68-13) Chairman Vasquez presented certificate of recognition and congratulated recipients.

V. PUBLIC COMMUNICATIONS: No one came forward.

Supervisor Nicoletti left the meeting at 9:36 a.m. and returned at 9:37 a.m.

VI. ITEM OF PUBLIC INTEREST

- A. Consider fee waiver request from Buttes Area District of the Golden Empire Council of the Boy Scouts of America for camping at Sycamore Ranch April 26 - 28, 2013. (\$20 per night, 59 camp sites totaling \$2,350) (Fifteen minute estimate) (77-13) Mr. Dean Ellyson and Mr. Dan Garvin recapped planned service projects, and additional projects consisting of wood duck nesting boxes, benches, and horseshoe pit and responded to Board inquiries.

MOTION: Move to accept work performed at Sycamore Ranch in lieu of paying camping fees

MOVED: John Nicoletti SECOND: Hal Stocker

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

NOES: None ABSENT: Mary Jane Griego ABSTAIN: None

VII. COUNTY DEPARTMENTS

A. Administrative Services

1. Receive update on development of the Sheriff's Department new facility. (Fifteen minute estimate) (69-13) Director Doug McCoy recapped selection of the Yuba Street location, design improvements including the following and responded to Board inquiries:
  - Building Features
  - Second Floor public entry access, Dispatch Center, and Records
  - Radio Tower
  - Next Steps

County Administrator Robert Bendorf and Sheriff Durfor responded to Board inquiries.

2. Receive updates on Human Capital Management software acquisition and replacement of Information Technology infrastructure research and provide direction as appropriate. (Five minute estimate) (70-13) Assistant Director Tara Ripka-Flores and County Administrator Robert Bendorf recapped the necessity of upgrades including the following and responded to Board inquiries:
  - Human Capital Management software
  - Individual data base systems
  - Aged system and high maintenance costs

- Critical network failures
- State and Federal Privacy Requirements
- Purchase versus lease

Human Resources Director Martha Wilson responded to specific inquiries regarding their current system.

#### B. Auditor-Controller

1. Approve use of \$49,016 for current and upcoming information technology related projects. (Fifteen minute estimate) (71-13) Auditor-Controller Rich Eberle recapped request to apply funds to upcoming technology projects and responded to Board inquiries. County Administrator Robert Bendorf responded to Board inquiries.

Tax Collector Dan Mierzwa felt it would be more appropriate to use the funds to offset needs of the current property tax system.

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

#### C. County Administrator

1. Receive second quarter financial report; authorize mid-year budget transfers in the total amount of \$5,478,427; approve two personnel request; and approve fixed assets requests totaling \$103,675. (Twenty minute estimate) (72-13) County Administrator Robert Bendorf and Management Analyst Grace Mull recapped the Second Quarter financial report and the Mid-year budget including the following, and responded to Board inquiries.
  - Budget Transfers totaling \$5,578,427
  - \$52,167 requested from General Fund Contingency to cover increases in the Assessor's, Auditor-Controller's and Information Technology
  - Personnel requests:
    - Restore funding and fill two positions in Health and Human Services – both positions are funded by federal and state monies and covered by salary savings due to attrition.
  - Fixed assets requests

##### Second Quarter Financial Report:

- General Fund Budget for Fiscal Year 2012-13: \$24,479,454
- Slight increase in General Fund expenditures
- Departmental Revenue and Expenditure shortfall of \$749,786 primarily due to slow reimbursements
- General Fund Reserves \$1,442,588
- Decrease in foreclosure activity

##### Management Analyst Grace Mull:

- General Fund Contingency balance of \$543,000 upon approval of Midyear budget transfers
- Clerical error correction on background documents

Assessor Bruce Stottlemeyer responded to specific inquiries relating to overtime, increased health insurance costs and current market trends relating to property values

MOTION: Move to approve mid-year budget transfers in the total amount of \$5,478,427

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

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

MOTION: Move to approve fixed assets requests totaling \$103,675  
MOVED: John Nicoletti            SECOND: Hal Stocker  
AYES: John Nicoletti, Hal Stocker, Andy Vasquez, Roger Abe  
NOES: None ABSENT: Mary Jane Griego ABSTAIN: None

2. Adopt resolution authorizing interfund loan from Criminal Justice Impact fund (Trust 183) to Law Enforcement Impact fund (Trust 186) to provide funding for the new Sheriff's facility located at 720 Yuba Street, Marysville. (Fifteen minute estimate) (73-13) County Administrator Robert Bendorf recapped necessity of an interfund loan and responded to Board inquiries.

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

Adopted Resolution No. 2013-17, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING THE LAW ENFORCEMENT IMPACT FUND 186 TO BORROW FROM THE CRIMINAL JUSTICE IMPACT FUND 183 IN THE AMOUNT OF \$1,369,057 TOWARDS THE PURCHASE OF THE NEW SHERIFF'S FACILITY AND AN ADDITIONAL AMOUNT NOT TO EXCEED \$600,000 FOR FISCAL YEAR 2012-2013 TO PROVIDE FUNDING FOR DESIGN AND DEVELOPMENT COSTS FOR THE NEW SHERIFF'S FACILITY."

3. Approve Yuba County as the lead agency and recipient of Economic Development Administration (EDA) Grant for wastewater conveyance system; approve grant match of \$600,000 to be reimbursed by OPUD after project completion and authorize the Chair to execute a letter to EDA recognizing the match commitment; and adopt a resolution authorizing the County Administrator to execute the EDA grant application and supporting documents on behalf of the county. (Fifteen minute estimate) (74-13) County Administrator Robert Bendorf and Chief Operating Officer Brenda Stranix provided a brief recap and responded to Board inquiries.

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

Adopted Resolution No. 2013-18, which is on file in Yuba County Resolution Book No. 44, entitled: "RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE CERTAIN GRANT DOCUMENTS FOR SUBMITTAL OF A GRANT TO THE ECONOMIC DEVELOPMENT ADMINISTRATION FOR WASTEWATER INFRASTRUCTURE IMPROVEMENTS."

D. Community Development and Services

1. Consider appointing Board member to Regional Conservation Plan Policy Advisory Committee and take action as appropriate. (Fifteen minute estimate) (75-13) Director Wendy Hartman recapped request for a Representative and Alternate appointed member and responded to Board inquiries.

MOTION: Move to appoint Supervisor Abe as Representative and Supervisor Nicoletti as Alternate to the Regional Conservation Plan Policy Advisory Committee

MOVED: Hal Stocker SECOND: John Nicoletti

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

NOES: None ABSENT: Mary Jane Griego ABSTAIN: None

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

- A. Public Hearing - Hold public hearing and adopt 2012 Yuba County Conflict of Interest Code. (Ten minute estimate) (76-13) Chief Deputy County Counsel John Vacek recapped revisions of 2012 Conflict of Interest Code and responded to Board inquiries.

Chair Vasquez opened the public hearing. No one came forward.

MOTION: Move to close the public hearing and adopt 2012 Yuba County Conflict of Interest Code

MOVED: Roger Abe SECOND: John Nicoletti

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

NOES: None ABSENT: Mary Jane Griego ABSTAIN: None

IX. CORRESPONDENCE - (78-13)

- A. Letter from Sharon Thorpe regarding implementing Assembly Bill 1569 Laura's Law. Accepted.
- B. Letter from Association of Defense Communities enclosing 2012 annual report which is on file in the Board office. Accepted.

X. BOARD AND STAFF MEMBERS' REPORTS:

Supervisor Nicoletti:

- Memorial Adjournment – Ms. Marilyn Bevacqua, Miss Krystal Zuniga
- Regional Waste Management Association meeting held February 21, 2013
- Senior Legal Services Center fundraiser
- Butte Services will discontinue food service to senior centers by March 2013

Supervisor Stocker:

- Memorial Adjournment - Ms. Dorothy May Long, Mr. Troy A. Scarberry, Ms. Helen Mary Holway
- Forest Service Fire Spotters dinner held at Alcouffe Center
- Magnolia project scoping meeting held February 25, 2013

Supervisor Abe left the meeting at 11:23 a.m. and returned at 11:25 a.m.

Supervisor Abe:

- Various Yuba County Water Agency meetings
- Ground water management workshop
- Yuba Sutter Emergency Medical Care Committee meeting held February 20, 2013
- CSAC and NCCC meetings held February 21, 2013
- Magnolia project scoping meeting held February 25, 2013
- Memorial Adjournment – Mr. John Weststeyn

Supervisor Vasquez:

- Transit Authority meeting held February 21, 2013
- Magnolia project scoping meeting held February 25, 2013

County Administrator Robert Bendorf: Community Development and Services Fees Study Session scheduled for March 5, 2013 at 10:30 a.m.

- XI. CLOSED SESSION: The Board retired into closed session at 11:36 a.m. to discuss the following and returned at 11:48 a.m.
- A. Pending litigation pursuant to Government Code §54956.9(a) - Tull v. County of Yuba et al  
The Board by unanimous vote gave County Counsel authority to take certain action.
- B. Personnel pursuant to Government Code §54957(a) - Labor Negotiations - DDAA/DSA/MSA/PPOA/YCEA/Unrepresented and County of Yuba
- XII. ADJOURN 11:48 a.m. by Chairman Vasquez in memory of Marilyn Bevacqua, Miss Krystal Zuniga, Ms. Dorothy May Long, Ms. Helen Mary Holway, Mr. Troy A. Scarberry, and Mr. John Weststeyn.

ATTEST: DONNA STOTTLEMEYER  
CLERK OF THE BOARD OF SUPERVISORS

\_\_\_\_\_  
Chair

\_\_\_\_\_  
By: Rachel Ferris, Deputy Clerk

Approved: \_\_\_\_\_

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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



MARCH 5, 2013 – STUDY SESSION

The Honorable Board of Supervisors of the County of Yuba met on the above date, commencing at 10:30 a.m., within the Government Center, Marysville, California, with a quorum being present as follows: Supervisors Andy Vasquez, John Nicoletti, Roger Abe, and Hal Stocker. Supervisor Mary Jane Griego was absent. Also present were County Administrator Robert Bendorf, County Counsel Angil Morris-Jones, and Clerk of the Board of Supervisors Donna Stottlemeyer. Chairman Vasquez presided.

- I. PLEDGE OF ALLEGIANCE - Led by Supervisor Vasquez
- II. ROLL CALL - Supervisors Vasquez, Nicoletti, Griego, Abe, Stocker - Supervisor Griego absent.
- III. COUNTY DEPARTMENTS
  - A. Community Development and Services
    1. Receive information regarding update of Community Development and Services Agency fee program and provide direction as appropriate. (60 minute estimate) (082-13) Community Development and Services Director provided a PowerPoint presentation recapping the following:
      - State Mandates and Obligations
      - Revenue sources
      - Current Fees and Goals for Updated Fees
      - Updated Fees
        - Number of fees decreased to 569 categories
        - More user friendly format
        - Proposed fees cover 90 percent of services costs
        - Building fees reduced to 188 categories
        - Planning fees changed to flat or reduced fee
        - New hourly rate for Code Enforcement, Environmental Health, Public Works/Surveyor fees
        - Simplified encroachment permit fees
      - Comparison of proposed fees to current and surrounding Counties
      - Fiscal Considerations
        - Technology/General Plan and Code Update fee (3%) to cover associated costs with these necessary services
        - Code Enforcement Support Fee (2%) helps create revenue source for necessary service
      - Annual review of fees

Mr. Mallen responded to Board inquiries.

Environmental Health Director Tej Mann responded to inquiries regarding types of sewer system required by State regulations and restaurant fees.

IV. ADJOURN: 11:12 a.m. by Chairman Vasquez.

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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) 749-5434

915 8<sup>th</sup> Street, Suite 123

Marysville, California 95901

[www.co.yuba.ca.us](http://www.co.yuba.ca.us)



087-13

**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

DATE: February 21, 2013

TO: YUBA COUNTY BOARD OF SUPERVISORS  
FROM: MICHAEL LEE, COUNTY SURVEYOR  
SUBJ: FINAL MAPS UNDER REVIEW PENDING APPROVAL.

\*\*\*\*\*

### NOTICE TO BOARD OF SUPERVISORS

As required by section 66458(d) of the California Government Code (Subdivision Map Act) and as authorized by Yuba County Subdivision Ordinance §11.15.440, notice is hereby given that the following tract map has been received by the County Surveyor and is in the process of being reviewed for final map approval:

**Tract Map No. 2004-53, The Orchard Phase Two-1, for John Mourier Construction, portion of APN 019-230-115**

This map, consisting of 3 sheets, encompasses a total of 3.23 acres and is a portion of Phase 2 of the conditionally approved Tentative Subdivision Tract Map 2003-16, The Orchard. Situated north of the previously filed Phase 1 and Phase 3, it consists of 17 single family residential lots lying along Riverbank Drive between Peach Tree Drive and Seedling Way.

This final map is in compliance with the "Conditions of Approval" of the conditionally approved Tentative Subdivision Tract Map 2003-16.

Note: Map copies of the above referenced project are available for review in the Clerk of the Board of Supervisors office or from the County Surveyor, Department of Public Works.

Michael Lee, County Surveyor



**LEGEND:**

- P.S.E. PUBLIC SERVICE EASEMENT
- L.S.E. LANDSCAPE EASEMENT
- P.E. PEDESTRIAN EASEMENT
- R.B. RADIAL BEARING
- D.M. DIMENSION POINT
- SET 3/4" REBAR W/ PLASTIC CAP STAMPED T.S. 4/27Z
- SET 3/4" REBAR W/ PLASTIC CAP STAMPED T.S. 4/27Z AT ALL REBAR LOT CORNERS.
- SET 1" BRASS NAIL STAMPED T.S. 4/27Z IN CURB AT WITNESS CORNER 0.5' INTO STREET AND ON A PROJECTION OF PROPERTY LINE. (SEE DETAIL N. SHEET 3)
- FOUND LEAD NAIL AND T.S. 4/27Z TAG IN CURB AS WITNESS CORNER TO FRONT PROPERTY CORNER
- FOUND R.R. SPINE
- FOUND 3/4" REBAR W/ PLASTIC CAP STAMPED T.S. 8/07Z
- FOUND 2" BRASS ORK IN MONUMENT WELL STAMPED T.S. 8/07Z
- RECORD PER THE ORCHARD PHASE ONE 88 MAPS 32-38
- RECORD PER THE ORCHARD PHASE THREE 88 MAPS 39-44
- RECORD PER PUBLIC SERVICE EASEMENT FILED AS INST. NO. 2009R-0001152
- RECORD PER PUBLIC SERVICE EASEMENT FILED AS INST. NO. 2009R-0001151

**NOTES:**

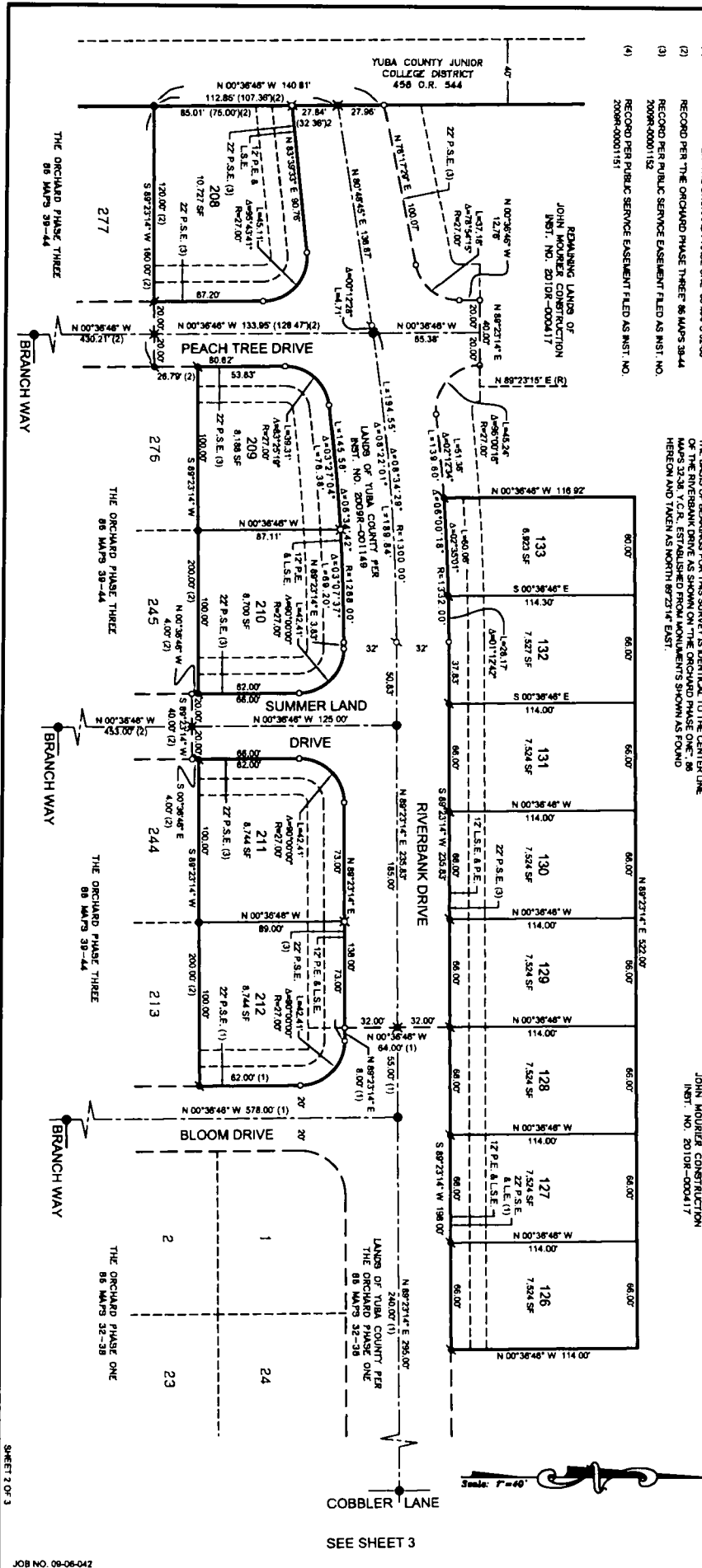
1. THIS PROPERTY CONTAINS 1220 ACRES WITH 17 SINGLE FAMILY LOTS NUMBERED 128-133, 187-170 AND 208-212.
2. THE EXTERIOR BOUNDARY OF THE LANDS ENCUMBERED BY THIS EASEMENT ARE THE LINES SHOWN BY A LOT LINE ADJUSTMENT APPROVED BY THE COUNTY OF YUBA, CALIFORNIA, MAP NO. 2004R-0014, AND FILED FOR RECORD IN YUBA COUNTY OFFICIAL RECORDS AT INSTRUMENT NO. 2004R-01821 AND CONVERTED TO THE OWNER BY DEED RECORDED AT INSTRUMENT NO. 2010R-000417.
3. DUE TO ROUNDING, THE SUM OF DISTANCES AND ANGLES MAY NOT EQUAL THE TOTAL LENGTH OR ANGLES WITHIN 0.01' OR 0.05°.
4. THIS PROPERTY IS SUBJECT TO TERMS AND CONDITIONS OF AN AVIATION EASEMENT IN FAVOR OF BAILE AIR FORCE BASE PER INSTRUMENT NO. 2009R-002507.

**BASIS OF BEARINGS:**

THE BASIS OF BEARINGS FOR THIS SURVEY IS IDENTICAL TO THE CENTER LINE OF THE RIVERBANK DRIVE AS SHOWN ON "THE ORCHARD PHASE ONE, 88 MAPS 32-38, Y.C.R. ESTABLISHED FROM MONUMENTS SHOWN AS FOUND HEREON AND TAKEN AS NORTH 89°23'14" EAST.

REMAINING LANDS OF  
JOHN MOURER CONSTRUCTION  
INST. NO. 2010R-000417

**THE ORCHARD PHASE TWO-1**  
A PORTION OF THE "REMAINING LANDS OF OWNER JOHN MOURER CONSTRUCTION" AS SHOWN ON TRACT MAP NO. 2003-18, "THE ORCHARD PHASE ONE" AND FILED IN BOOK 88 OF MAPS, PAGES 32-38, AND BEING A PORTION OF SECTION 28, T. 15 N., R. 4 E., M.D.M.  
YUBA COUNTY  
MARCH, 2013  
BAKER-WILLIAMS ENGINEERING GROUP  
Sheet 2 of 3

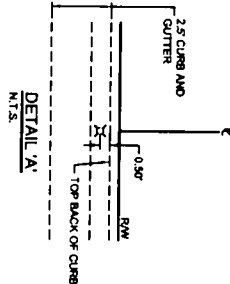


# LEGEND:

- P.S.E. PUBLIC SERVICE EASEMENT
- L.S.E. LANDSCAPE EASEMENT
- P.E. PEDESTRIAN EASEMENT
- R.B.E. RADIAL BEARING
- D.D. DIMENSION POINT
- SET 3/4" REBAR W/ PLASTIC CAP STAMPED L.S. 4727
- SET 3/4" REBAR W/ PLASTIC CAP STAMPED L.S. 4727 AT ALL REAR LOT CORNERS.
- SET 1" BRASS NAIL STAMPED L.S. 4727 IN CURB AT WITNESS CORNER 0.5 INTO STREET AND ON A PROJECTION OF PROPERTY LINE. (SEE DETAIL 'A', SHEET 3)
- FOUND LEAD, NAIL, AND L.S. 6877 TAG IN CURB AS WITNESS CORNER TO FRONT PROPERTY CORNER
- FOUND R.R. SPRING
- FOUND 5/8" REBAR W/ PLASTIC CAP STAMPED L.S. 6877
- FOUND 2" BRASS DISK IN MONUMENT WELL STAMPED L.S. 6877
- RECORD FOR THE ORCHARD PHASE ONE, 88 MAPS 32-38
- RECORD FOR THE ORCHARD PHASE THREE, 88 MAPS 32-44
- RECORD PER PUBLIC SERVICE EASEMENT FILED AS INST. NO. 2008-00001152
- RECORD PER PUBLIC SERVICE EASEMENT FILED AS INST. NO. 2008-00001151

# NOTES:

1. THIS PROPERTY CONTAINS 3.20 ACRES WITH 17 SINGLE FAMILY LOTS NUMBERED 126-133, 187-170 AND 208-212.
2. THE EXTERIOR BOUNDARY OF THE LANDS ENCUMBERED BY THIS SUBDIVISION WERE ESTABLISHED BY A SURVEY DATED MAY 25, 2004 AS L.S. 2004-0004-014, AND FILED FOR RECORD IN YUBA COUNTY OFFICIAL RECORDS AT INSTRUMENT NO. 2004-010821 AND CONVERTED TO THE OWNER BY DEED RECORDED AT INSTRUMENT NO. 2010-000417.
3. DUE TO ROUNDING, THE SUM OF DISTANCES AND ANGLES MAY NOT EQUAL THE TOTAL LENGTH OR ANGLES WITHIN 0.01' OR 0.02'.
4. THIS PROPERTY IS SUBJECT TO TERMS AND CONDITIONS OF AN EASEMENT IN FAVOR OF BEALE AIR FORCE BASE PER INSTRUMENT NO. 2008-0002807.



REMAINING LANDS OF JOHN MOURER CONSTRUCTION INST. NO. 2010R-000417

# THE ORCHARD PHASE TWO-1

YUBA COUNTY TRACT NO. 2004-53

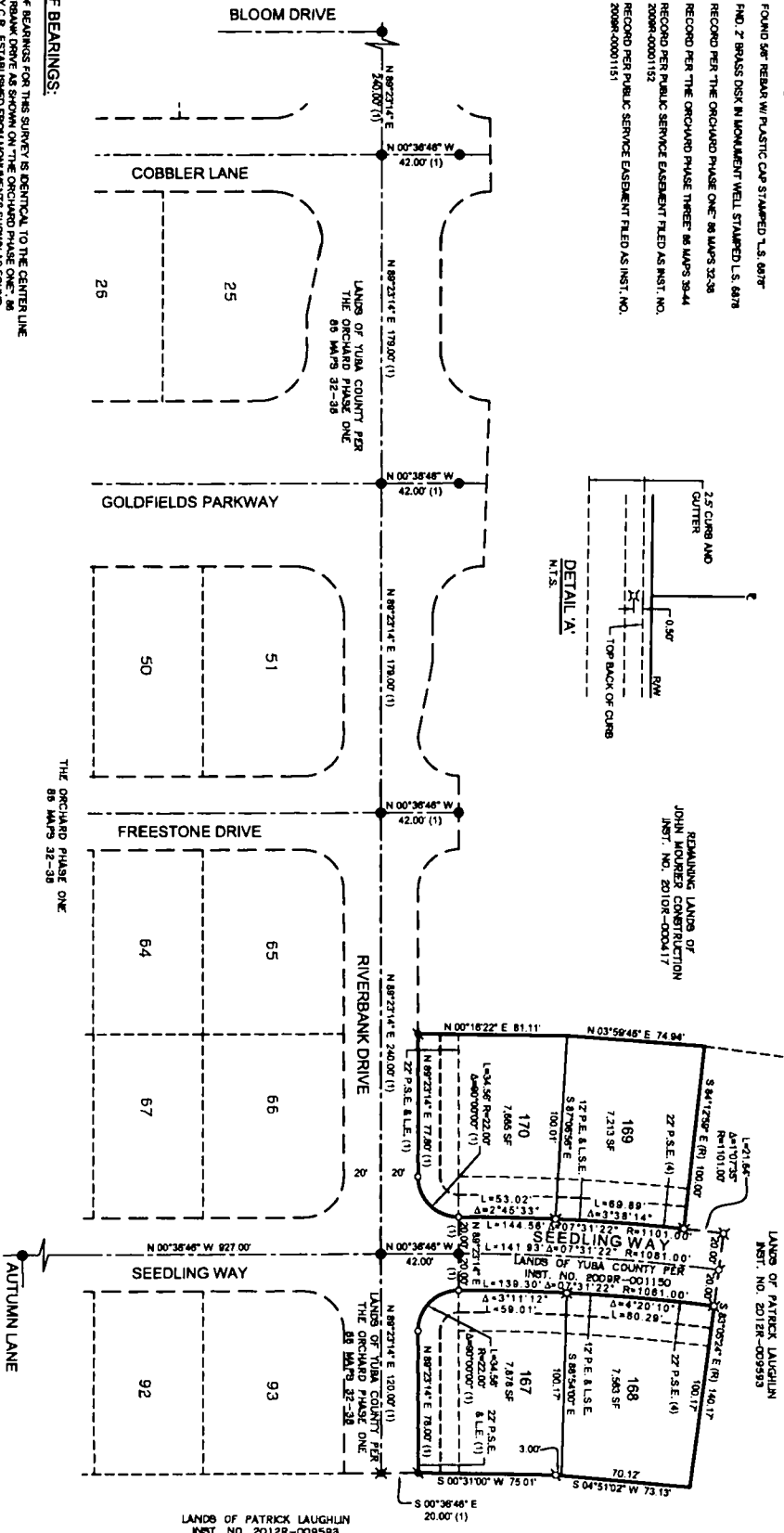
A PORTION OF THE 'REMAINING LANDS OF OWNER JOHN MOURER CONSTRUCTION' AS SHOWN ON TRACT MAP NO. 2003-16, 'THE ORCHARD PHASE ONE' AND FILED IN BOOK 86 OF MAPS, PAGES 32-38, AND BEING A PORTION OF SECTION 28, T. 16 N., R. 4 E., M.D.M.

YUBA COUNTY  
MARCH 2013  
STATE OF CALIFORNIA  
SCAL: 1"=40'

BAKER-WILLIAMS ENGINEERING GROUP  
Sheet 3 of 3

**BASIS OF BEARINGS:**  
THE BASIS OF BEARINGS FOR THIS SURVEY IS IDENTICAL TO THE CENTER LINE OF THE RIVERBANK DRIVE AS SHOWN ON 'THE ORCHARD PHASE ONE', 88 MAPS 32-38, ESTABLISHED FROM MONUMENTS SHOWN AS FOUND HEREON AND TAKEN AS NORTH 89°23'14" EAST.

SEE SHEET 2



SHEET 3 OF 3

# The County of Yuba

## Community Development & Services Agency

**Kevin Mallen, Director**

Phone - (530) 749-5430 • Fax - (530) 749-5434

915 8<sup>th</sup> Street, Suite 123  
Marysville, California 95901

[www.co.yuba.ca.us](http://www.co.yuba.ca.us)



088-13

**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

March 12, 2013

TO: YUBA COUNTY BOARD OF SUPERVISORS

FROM: MICHAEL G. LEE, DIRECTOR OF PUBLIC WORKS

SUBJECT: Approval of Plans, Specifications and Estimate and Authorization for Advertisement of Bids for Hammonton - Smartsville Road Shoulder Project

### RECOMMENDATION:

Approval of Plans, Specifications and Estimate and authorize the subject project for advertisement of bids, pending Caltrans approval, with a tentative bid opening date of March 20, 2013. The Specifications are available for review at Public Works.

### BACKGROUND:

This project consists of widening paved roadway shoulders and placing an overlay on a 1.3 mile portion of Hammonton - Smartsville Road. The project widening is funded 90% through the Highway Safety Program (HSIP) with a 10% local match provided by the Road Fund. The overlay will be funded through Measure D.

### DISCUSSION:

The work in general will consist of extending or replacing drainage culverts, constructing widened paved shoulders, overlaying the roadway and placing shoulder backing and striping along Hammonton-Smartsville Road from 0.7 miles west to 2.0 miles west of South Golden Parkway. The engineer's estimate for construction and construction engineering costs is approximately \$825,000. Of this amount, \$645,000 is the HSIP widening portion and \$180,000 is the Measure D overlay and striping portion. The project is expected to be completed by October 2013.

### COMMITTEE ACTION:

The Land Use & Public Works Committee was bypassed as this project is included in the Public Works Budget.

### FISCAL IMPACT:

The Widening portion of the project is funded with Federal-aid money through the HSIP Program (\$585,500) with a 10% local match from the Road Fund (\$64,500). The overlay portion of the project will be funded through Measure D (±\$180,000).

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# COUNTY OF YUBA

## OFFICE OF EMERGENCY SERVICES

---

089-13



**ROBERT BENDORF**  
COUNTY ADMINISTRATIVE OFFICER  
DIRECTOR OF EMERGENCY SERVICES

**SCOTT BRYAN**  
EMERGENCY OPERATIONS MANAGER

**RYAN MCNALLY**  
EMERGENCY OPERATIONS PLANNER

Date: March 12, 2013

To: Yuba County Board of Supervisors

From: Scott Bryan, Emergency Operations Manager   
Ryan McNally, Emergency Operations Planner 

Re: APPROVE OUT OF STATE TRAVEL FOR SCOTT BRYAN, EMERGENCY OPERATIONS MANAGER  
AND RYAN MCNALLY, EMERGENCY OPERATIONS PLANNER FOR TRAINING

### Recommendation

Approve out of state travel for Scott Bryan, Emergency Operations Manager and Ryan McNally, Emergency Operations Planner to the Federal Emergency Management Agency's (FEMA) Emergency Management Institute (EMI) in Emmitsburg, Maryland.

### Background / Discussion

Requested travel is to attend a Basic Hazus course only offered at FEMA's Emergency Management Institute (EMI) in Emmitsburg, Maryland from April 29, 2013 to May 02, 2013.

Hazus is FEMA's applicable standardized platform which contains models for estimating potential losses from earthquakes, floods, and hurricanes. It uses Geographic Information Systems (GIS) technology to estimate the physical, economic and social impacts of disasters. It allows for the visualization for spatial relationships between populations and other more permanently fixed geographic assets or resources for the specific hazard being modeled, a crucial function in the pre-disaster planning process. Hazus is a platform which spans the breadth of emergency management, encompassing preparedness, response, recovery and mitigation.

This training coincides with the pending update of the Yuba County Multi Hazard, Multi Jurisdictional Hazard Mitigation Plan and would further the understanding of both Emergency Services personnel, ensuring better oversight in developing the plan as it pertains to the preparedness, response, recovery and mitigation of our local flood hazards.

### Committee

No committee action was taken due to the routine nature of this request.

### Fiscal Impact

There will be no fiscal impact to the general fund as both personnel have been accepted to participate in the course and all expenses are reimbursable through FEMA.



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# **COUNTY OF YUBA**

## **OFFICE OF EMERGENCY SERVICES**

---

**ROBERT BENDORF**  
COUNTY ADMINISTRATIVE OFFICER  
DIRECTOR OF EMERGENCY SERVICES

**SCOTT BRYAN**  
EMERGENCY OPERATIONS MANAGER

**RYAN MCNALLY**  
EMERGENCY OPERATIONS PLANNER



**RECEIVED**

**FEB 26 2013**

**COUNTY ADMINISTRATOR**

Date: February 25, 2013

To: Robert Bendorf, CAO, Director of OES

From: Scott Bryan, Emergency Operations Manager   
Ryan McNally, Emergency Operations Planner 

Re: HAZUS Training

The Office of Emergency Services has recently advertised a Request for Proposal for consultant services to update our Multi Hazard, Multi Jurisdictional Hazard Mitigation Plan with a \$75,000 grant from FEMA. The review process will begin on April 2<sup>nd</sup>, 2013 with work to commence shortly thereafter with a target date of completion on December 1<sup>st</sup>, 2013. A major component of this plan, and the work involved toward its execution, begins with implementing a software platform called Hazus.

Hazus is FEMA's applicable standardized platform which contains models for estimating potential losses from earthquakes, floods, and hurricanes. It uses Geographic Information Systems (GIS) technology to estimate the physical, economic and social impacts of disasters. It allows for the visualization for spatial relationships between populations and other more permanently fixed geographic assets or resources for the specific hazard being modeled, a crucial function in the pre-disaster planning process. Hazus is a platform which spans the breadth of emergency management, encompassing preparedness, response, recovery and mitigation.

FEMA provides various degrees of training toward the proficiency of this software, including a "Basic Hazus" course. The EMI campus in Emmitsburg, Maryland is offering the four day course from April 29<sup>th</sup> through May 2<sup>nd</sup>, 2013. With the pending update of the plan, the course would further the understanding of both Emergency Services personnel, ensuring better oversight in developing the plan as it pertains to the preparedness, response, recovery and mitigation of our local flood hazards.

Although the course offering at the EMI campus is the only one available, the costs associated with it, including travel expenses, are completely reimbursable by FEMA, ensuring the investment in staff development comes at no cost to Yuba County.

Approved:  X

Denied:

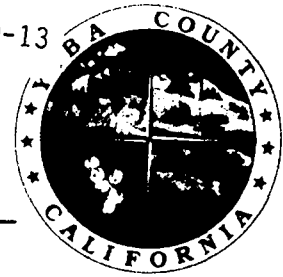
Robert Bendorf, CAO



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THE COUNTY OF YUBA  
BOARD OF SUPERVISORS

090-13



— PROCLAMATION —

PROCLAIMING MARCH  
YUBA COUNTY GRAND JURY AWARENESS MONTH

**WHEREAS**, Grand Juries are crucial components of California's justice system; and

**WHEREAS**, like other California counties, Yuba County has a Grand Jury composed of individuals who dedicate their time for a full calendar year to serve in the Grand Jury system; and

**WHEREAS**, County Grand Juries are impaneled to act as an "arm of the court," as authorized by the state constitution, to be a voice of the people and a conscience of the community; and

**WHEREAS**, the Grand Jury also ensures that local governmental entities are operating legally; and

**WHEREAS**, the primary duties of the Grand Jury are to investigate and report on local government operations to be assured that the responsibilities are being fulfilled efficiently, honestly and in the best interest of the public; and

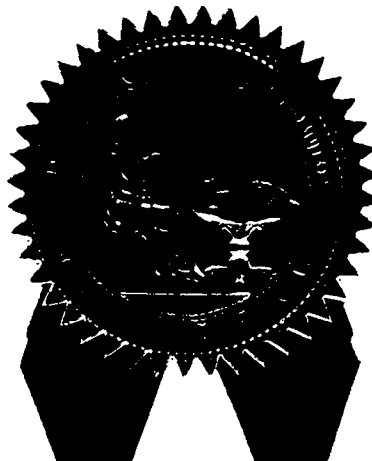
**WHEREAS**, the California Grand Jurors' Association strengthens juries statewide by providing training, tools and techniques to assure that each jury operates under the same standards of efficiency and integrity to which they hold local government; and

**WHEREAS**, it is appropriate to provide a designated opportunity to recognize the efforts of those who volunteer their time and service to advance the work of the Yuba County Grand Jury; and

**WHEREAS**, the reward of being a grand juror is the satisfaction you receive working with 18 fellow residents of the county to improve local government for all of us.

**NOW, THEREFORE, BE IT PROCLAIMED** that the Yuba County Board of Supervisors hereby proclaims the month of March, 2013 as Yuba County Grand Jury Awareness Month.

  
CHAIRMAN



  
CLERK OF THE BOARD

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*COUNTY*  
*DEPARTMENTS*

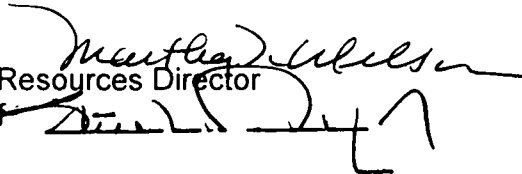
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**YUBA COUNTY**  
**HUMAN RESOURCES & ORGANIZATIONAL**  
**SERVICES DEPARTMENT**  
**915 8TH STREET, SUITE 113, MARYSVILLE, CA 95901**

091-13

**DATE:** March 12, 2013  
**TO:** Board of Supervisors  
**FROM:** Martha Wilson, Human Resources Director  
Steven L. Durfor, Sheriff



**RECOMMENDATION**

Approve the recommendation to amend the Position Allocation and Classification System – Basic Salary Schedules as they relate to the Sheriff's Department, effective February 1, 2013.

**BACKGROUND**

In August of 2012 the Human Resources Department conducted a classification study of the Building Maintenance Technician I/II allocated to the Sheriff's Department.

**DISCUSSION**

The Sheriff's Department would like to move forward with the recommendation to re-title their allocated position to Correctional Maintenance Technician I/II. This change will allow the department to tailor the duties and requirements of their classification to meet the more specific demands of their correctional facility and department operation.

The attached Resolutions update the County position allocation and salary schedule.

**COMMITTEE**

This item has bypassed committee as it is administrative in action only.

**FISCAL IMPACT**

No fiscal impact.

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

RESOLUTION AMENDING THE  
CLASSIFICATION SYSTEM –  
BASIC SALARY SCHEDULE

RESOLUTION NO. \_\_\_\_\_

BE IT RESOLVED that the Classification System – Basic Salary Schedule is amended as follows effective February 1, 2013.

ADD:

Code	Classification	Unit	BASE: STEP A	HOURLY	OT Code	WC Code
CMTE-1	Correctional Maintenance Technician I	2	\$2,619	15.11	06	9420
CMTE-2	Correctional Maintenance Technician II	2	\$2,862	16.51	06	9420

PASSED AND ADOPTED by the Board of Supervisors of the County of Yuba, State of California, on the \_\_\_\_\_ day of \_\_\_\_\_, 2013 by the following votes:

AYES:  
NOES:  
ABSENT:

\_\_\_\_\_  
CHAIRMAN

ATTEST: Donna Stottlemeyer  
Clerk of the Board

APPROVED AS TO FORM: Angil Morris-Jones  
County Counsel

By: \_\_\_\_\_

By:  \_\_\_\_\_

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

RESOLUTION AMENDING THE )  
DEPARTMENTAL POSITION )  
ALLOCATION SCHEDULE )  
\_\_\_\_\_ )

RESOLUTION NO. \_\_\_\_\_

BE IT RESOLVED that the Departmental Position Allocation Schedule as it relates to the following department(s) is amended effective February 1, 2013 as follows:

**DELETE:**

DEPARTMENT	CLASSIFICATION	# OF POSITIONS
Sheriff	Building Maintenance Technician I/II	1

**ADD:**

DEPARTMENT	CLASSIFICATION	# OF POSITIONS
Sheriff	Correctional Maintenance Technician I/II	1

PASSED AND ADOPTED by the Board of Supervisors of the County of Yuba, State of California, on the \_\_\_\_\_ day of \_\_\_\_\_, 2013 by the following votes:

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
CHAIRMAN

ATTEST: Donna Stottmeyer  
Clerk of the Board

APPROVED AS TO FORM: Angil Morris Jones  
County Counsel

By: \_\_\_\_\_

By:  \_\_\_\_\_

092-13

**YUBA COUNTY**  
**HUMAN RESOURCES & ORGANIZATIONAL**  
**SERVICES DEPARTMENT**  
*915 8TH STREET, SUITE 113, MARYSVILLE, CA 95901*

**DATE:** March 12, 2013  
**TO:** Board of Supervisors  
**FROM:** Martha Wilson, Human Resources Director  
Suzanne Nobles, Director of Health & Human Services

**RECOMMENDATION**

Approve the recommendation to amend the Position Allocation and Classification System – Basic Salary Schedules as they relate to the Health & Human Services Department, effective March 1, 2013.

**BACKGROUND**

Health Care Reform and the California Legislative Coordinated Care Initiative (CCI) will have drastic changes on the requirements of the In-Home Supportive Services (IHSS) program. In addition, the IHSS program is in the process of implementing a new statewide computer system for payroll and case management. Program and technical expertise is required for the complex implementation processes required to achieve successful implementation and administration of this new system.

**DISCUSSION**

The Adult Services Division of the Health and Human Services Department does not currently have a classification appropriate to perform the duties required to ensure compliance with Health Care Reform and CCI and implement and administer the new statewide systems. Health and Human Services would like to establish a classification to meet this vital need. Human Resources has recommended a Program Specialist Adult Services classification to work directly with the Program Manager to achieve these goals. The Program Specialist Adult Services will have the specific program knowledge to identify the changes necessary and have the ability to train staff on the changes in regulations, policies and system changes. This change will allow the department to remain compliant with the law, implement more efficient systems, and ensure continued funding for these important services.

The attached Resolutions update the County position allocation and salary schedule.

**COMMITTEE**

This item has bypassed committee and appears before the full board as a time sensitive item.

**FISCAL IMPACT**

No general fund impact.

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

RESOLUTION AMENDING THE  
CLASSIFICATION SYSTEM –  
BASIC SALARY SCHEDULE

RESOLUTION NO. \_\_\_\_\_

BE IT RESOLVED that the Classification System – Basic Salary Schedule is amended as follows effective March 1, 2013.

ADD:

Code	Classification	Unit	BASE: STEP A	HOURLY	OT Code	WC Code
PSAS	Program Specialist Adult Services	5	\$3,518	20.30	06	8810.1

PASSED AND ADOPTED by the Board of Supervisors of the County of Yuba, State of California, on the \_\_\_\_\_ day of \_\_\_\_\_, 2013 by the following votes:

AYES:  
NOES:  
ABSENT:

\_\_\_\_\_  
CHAIRMAN

ATTEST: Donna Stottlemeyer  
Clerk of the Board

APPROVED AS TO FORM: Angil Morris-Jones  
County Counsel

By: \_\_\_\_\_

By:  \_\_\_\_\_

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

RESOLUTION AMENDING THE ) RESOLUTION NO. \_\_\_\_\_  
 DEPARTMENTAL POSITION )  
 ALLOCATION SCHEDULE )  
 \_\_\_\_\_ )

BE IT RESOLVED that the Departmental Position Allocation Schedule as it relates to the following department(s) is amended effective March 1, 2013 as follows:

**DELETE:**

DEPARTMENT	CLASSIFICATION	# OF POSITIONS
Health & Human Services	Office Specialist	1

**ADD:**

DEPARTMENT	CLASSIFICATION	# OF POSITIONS
Health & Human Services	Program Specialist Adult Services	1

PASSED AND ADOPTED by the Board of Supervisors of the County of Yuba, State of California, on the \_\_\_\_\_ day of \_\_\_\_\_, 2013 by the following votes:

AYES:  
 NOES:  
 ABSENT:

\_\_\_\_\_  
 CHAIRMAN

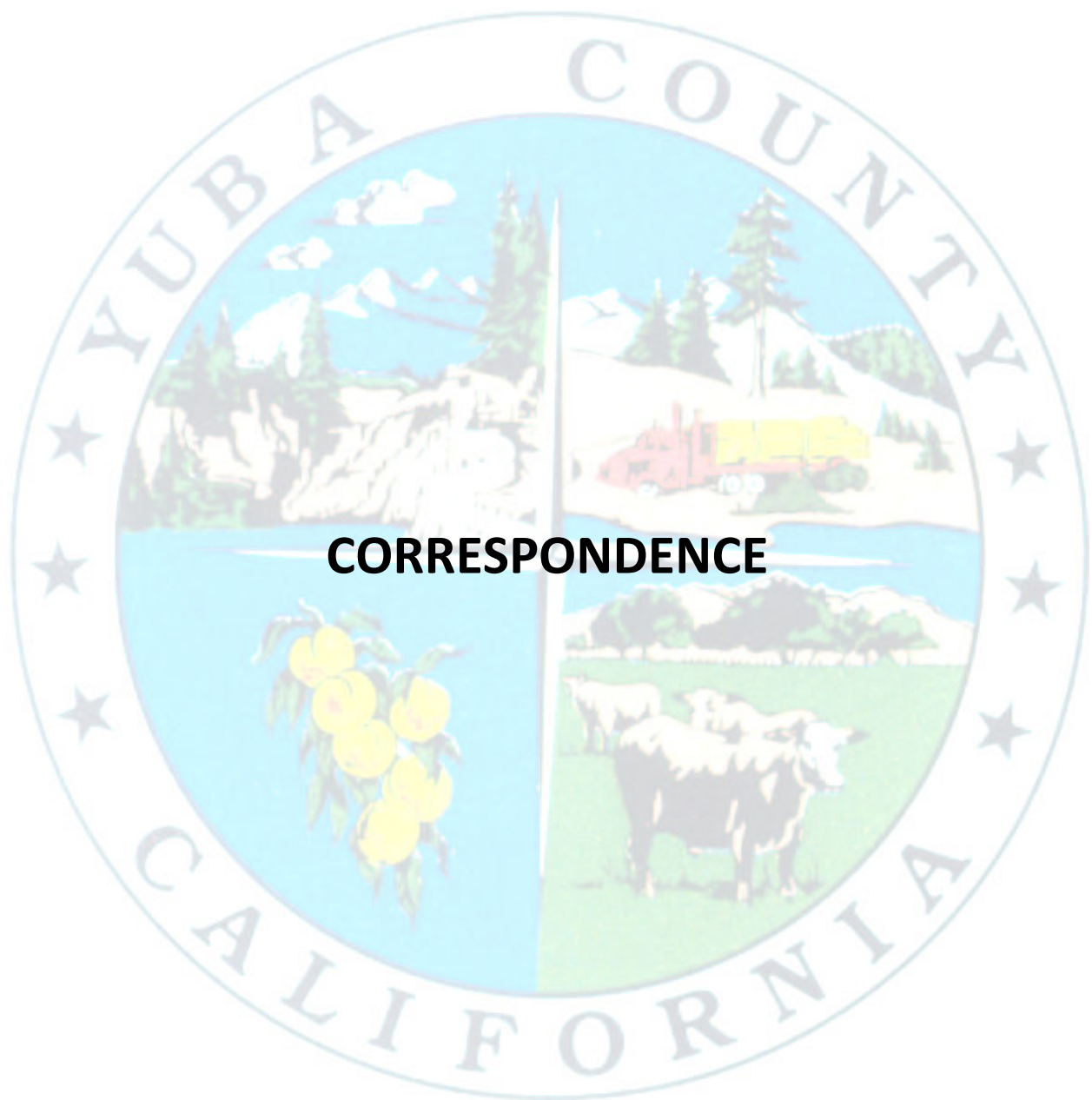
ATTEST: Donna Stottlemyer  
 Clerk of the Board

APPROVED AS TO FORM: Angil Morris-Jones  
 County Counsel

By: \_\_\_\_\_

By:  \_\_\_\_\_







093-13

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

## **Browns Valley Cemetery District**

### **Audited Financial Statements**

**Fiscal Years June 30, 2009 and 2008**

Prepared by:  
D.R. Watts Accountancy Corporation  
1585 Butte House Road, Suite E  
Yuba City, CA 95993  
Phone (530) 674-8809 / Fax (530) 674-8868  
drwattscpa@aol.com

**RECEIVED**

FEB 20 2013



B

February 15, 2013


The Honorable Andy Vasquez, Chair  
Yuba County Board of Supervisors  
915 8<sup>th</sup> Street, Suite 109  
Marysville, CA 95901

**RECEIVED**

**FEB 20 2013**

**Clerk/Board of Supervisors**

**SUBJECT: Vacancy/Appointment to A4AA Advisory Council**

Dear Supervisor  Vasquez and Members of the Board:

Area 4 Agency on Aging (A4AA) is a planning and funding agency (among other things) for programs serving persons aged 60 years and older. Our advisory and advocacy group the Advisory Council continues to lack full membership representation for Yuba County. There are two vacancies, one of which requires appointment by your Board.

In order to ensure that the interests of seniors in your county are represented, we respectfully request that the Yuba County Board of Supervisors appoint a representative to fill the vacancy.

The Advisory Council meetings are held monthly, generally the third Thursday of the month and alternate among various locations within A4AA's seven county service area. An average of 7-10 hours of commitment per month is expected. This includes preparation, travel time, general meetings and committee work. Members are reimbursed for mileage at the current IRS business rate. All members must complete and sign a 700 conflict of interest form and must complete a mandatory two-hour ethics training course every two years.

If you have questions, please contact Tai Love, Office Administrator or me directly at (916) 486-1876. We look forward to your correspondence confirming your appointment.

Sincerely,



Deanna Lea  
Executive Director

DL:sm

**BOS CORRESPONDENCE B**

2-20-2013: Vacancy occurred in February 2010 and has been continuously posted since/rf

\\server\\web\\public\\CORRESPONDENCE\\ADVISORYCOUNCIL\\Reappointment letters\\Vacancies  
*Serving Nevada, Placer, Sacramento, Sierra, Sutter, Yolo & Yuba Counties*

C/

**Commissioners**  
**Michael Sutton**, President  
Monterey  
**Richard Rogers**, Vice President  
Santa Barbara  
**Jim Kellogg**, Member  
Discovery Bay  
**Jack Baylis**, Member  
Los Angeles  
Vacant, Member

STATE OF CALIFORNIA  
Edmund G. Brown Jr., Governor

## Fish and Game Commission



**Sonke Mastrup**, Executive Director  
1416 Ninth Street, Room 1320  
Sacramento, CA 95814  
(916) 653-4899  
(916) 653-5040 Fax  
[www.fgc.ca.gov](http://www.fgc.ca.gov)

**RECEIVED**

FEB 20 2013

February 15, 2013

Clerk/Board of Supervisors

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

### TO ALL INTERESTED AND AFFECTED PARTIES

This is to provide you with a copy of the notice of proposed regulatory actions relative to "Practice of Falconry," in the sections identified in Title 14, California Code of Regulations, which appeared in the California Regulatory Notice Register on December 14, 2012. Proposed changes to text as set forth in Notice Register 2012, No. 50-Z, remain the same, except nonsubstantial and substantial modifications sufficiently related to the text of the regulations as originally proposed are now shown in double-underline and strikeout-underline. All documents as well as supporting documents are also made available on the Commission's website at <http://www.fgc.ca.gov>.

The proposed language for Section 670 is updated to reflect stakeholder requests made via written comments as well as oral testimony made at the Commission's February 6, 2013 meeting.

NOTE: Since the Commission is required to meet the transition schedule of the Falconry program from Federal to State regulations by September 1, 2013 it is exercising its powers under Section 202 of the Fish and Game Code "Regulations adopted pursuant to this article shall not be subject to the time periods for the adoption, amendment, or repeal of regulations prescribed in Sections 11343.4, 11346.4, 11346.8, and 11347.1 of the Government Code."

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

Dr. Eric Loft, Department of Fish and Game, phone (916) 445-3555, has been designated to respond to questions on the substance of the proposed regulations; and inquiries concerning the regulatory process may be directed to me, at (916) 653-4899.

Sincerely,

A handwritten signature in black ink, appearing to read "Jon D. Snellstrom", is written over a large, circular, light-colored stamp or seal.

**Jon D. Snellstrom**  
Associate Government Program Analyst

Attachment

BOS CORRESPONDENCE C,

**Commissioners**  
**Michael Sutton**, President  
Monterey  
**Richard Rogers**, Vice President  
Santa Barbara  
**Jim Kellogg**, Member  
Discovery Bay  
**Jack Baylis**, Member  
Los Angeles  
**Vacant**, Member

STATE OF CALIFORNIA  
Edmund G. Brown Jr., Governor

## Fish and Game Commission



**Sonke Mastrup**, Executive Director  
1416 Ninth Street, Room 1320  
Sacramento, CA 95814  
(916) 653-4899  
(916) 653-5040 Fax  
[www.fgc.ca.gov](http://www.fgc.ca.gov)

COPY OF REFERENCED  
DOCUMENT ON FILE WITH  
CLERK OF THE BOARD

**RECEIVED**

FEB 21 2013

Clerk/Board of Supervisors

February 22, 2013

### TO ALL INTERESTED AND AFFECTED PARTIES:

This is to provide you with a copy of the notice of proposed regulatory action relative to Section 7.50, Title 14, California Code of Regulations, relating to Klamath-Trinity Rivers salmon sport fishing, which will be published in the California Regulatory Notice Register on February 22, 2013.

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

**Mr. Neil Manji, Department of Fish and Wildlife, Northern Region, phone (530) 225-2374, has been designated to respond to questions on the substance of the proposed regulations.**

Sincerely,

A handwritten signature in cursive script that reads "Sherrie Fonbuena".

Sherrie Fonbuena  
Associate Governmental Program Analyst

Attachment

**Commissioners**  
**Michael Sutton**, President  
Monterey  
**Richard Rogers**, Vice President  
Santa Barbara  
**Jim Kellogg**, Member  
Discovery Bay  
**Jack Baylis**, Member  
Los Angeles  
Vacant, Member

STATE OF CALIFORNIA  
Edmund G. Brown Jr., Governor

## Fish and Game Commission



**Sonke Mastrup**, Executive Director  
1416 Ninth Street, Room 1320  
Sacramento, CA 95814  
(916) 653-4899  
(916) 653-5040 Fax  
[www.fgc.ca.gov](http://www.fgc.ca.gov)

**RECEIVED**

FEB 28 2013

Clerk/Board of Supervisors

February 26, 2013

TO ALL AFFECTED AND INTERESTED PARTIES:

This is to provide you with a Notice of Findings regarding the white shark  
(*Carcharodon carcharias*) which will be published in the California Regulatory  
Notice Register on March 1, 2013.

Sincerely,

  
Sheri Tiemann  
Staff Services Analyst

Attachment

**Commissioners**  
**Michael Sutton**, President  
Monterey  
**Richard Rogers**, Vice President  
Santa Barbara  
**Jim Kellogg**, Member  
Discovery Bay  
**Jack Baylis**, Member  
Los Angeles  
Vacant, Member

STATE OF CALIFORNIA  
Edmund G. Brown Jr., Governor

## **Fish and Game Commission**



**Sonke Mastrup**, Executive Director  
1416 Ninth Street, Room 1320  
Sacramento, CA 95814  
(916) 653-4899  
(916) 653-5040 Fax  
[www.fgc.ca.gov](http://www.fgc.ca.gov)

### **CALIFORNIA FISH AND GAME COMMISSION NOTICE OF FINDINGS**

#### **White Shark (*Carcharodon carcharias*)**

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Section 2074.2 of the Fish and Game Code, the California Fish and Game Commission, at its February 6, 2013, meeting in Sacramento, California, accepted for consideration the petition submitted to list the Northeastern Pacific Ocean population of white shark as a threatened or endangered species. Pursuant to subdivision (a)(2) of Section 2074.2 of the Fish and Game Code, the aforementioned species is hereby declared a candidate species as defined by Section 2068 of the Fish and Game Code.

Within one year of the date of publication of this notice of findings, the Department of Fish and Wildlife shall submit a written report, pursuant to Section 2074.6 of the Fish and Game Code, indicating whether the petitioned action is warranted. Copies of the petition, as well as minutes of the February 6, 2013, Commission meeting, are on file and available for public review from Sonke Mastrup, Executive Director, Fish and Game Commission, 1416 Ninth Street, Box 944209, Sacramento, California 94244-2090, phone (916) 653-4899. Written comments or data related to the petitioned action should be directed to the Commission at the aforementioned address.

Fish and Game Commission

February 19, 2013

Sonke Mastrup  
Executive Director



February 14, 2013

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



RECEIVED

FEB 21 2013

Yuba County Board of Supervisors

Dear Yuba County Board of Supervisors:

You may not recognize the company name on the letterhead, but we think it may become familiar quickly. GRE, Inc. will soon be in your county locating, assessing and surveying abandoned mines on BLM land.

GRE, Inc. is an acronym for Gold Rush Expeditions. Established in Salt Lake City, Utah in 2004, GRE specializes in surveying, assessment and documentation of abandoned mines across the western states. Our work includes underground mapping and staking claims on available properties where we feel there is still value. We survey approximately 400 abandoned mines per month. Of those 400, we usually claim about 20%.

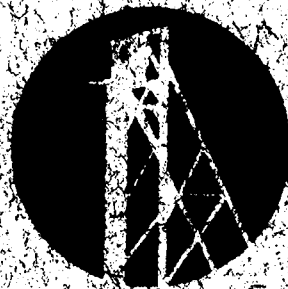
The reason for this letter is two-fold; first we wanted to emphasize the economic value of our presence. Here are a few facts:

1. A customer that purchases a mine from GRE usually spends about \$3,700.00 on their initial trip to visit their mine. This is spent in fuel, food, supplies, etc. and most is spent in the same county that their mine is in.
2. An average customer visits their mine site 2 times per year. Their average expenses in county are \$1,975.00 per trip. Again, this is in fuel, food, and supplies.
3. About 800 mining customers engage in activities on mining their sites. These individuals and companies spend an average of \$47,000.00 per year in equipment, fuel, and permits. Their employees usually spend the majority of their pay in or around the county where they are stationed.
4. Small scale mining has little or no impact on the surrounding cities or their environment.
5. Small scale mining stimulates the growth of small towns and economies by bringing in new customers with new needs.

ENCLOSURE D

April 16, 2012

Page 2



## GOLD RUSH EXPEDITIONS

6. GRE sells an average of 5 mining claims per week. If these claims are in your country, you should reasonably expect the following information above to be injected directly into your country's accounts.

The second aspect of our business in your country is to make you aware of our presence. Occasionally panthers and sometimes other miners don't understand what we are doing. We have had our employees harassed and on one occasion even threatened.

We do operate to the letter of the law. Our employees are noted by bright orange vests, large white trucks, and they all have official GRE ID badges as well as state ID as required by law. Our employees respect private property and only perform explorations on public, unclaimed land.

Should you have any questions, or require any further information, please do not hesitate to contact myself, or any of my staff. We are in the office from 8am to 5pm Monday thru Friday.

We look forward to working in your country and exploring and documenting your mining heritage.

Sincerely,

Corey T. Shuman  
President, GRE, Inc.  
[cshuman@goldrushexpeditions.com](mailto:cshuman@goldrushexpeditions.com)  
385-218-2138

STATE OF CALIFORNIA  
NATURAL RESOURCES AGENCY

EDMUND G. BROWN JR., Governor

DEPARTMENT OF FISH AND WILDLIFE

**WILDLIFE CONSERVATION BOARD**

1807 13<sup>TH</sup> STREET, SUITE 103  
SACRAMENTO, CALIFORNIA 95811  
(916) 445-8448  
FAX (916) 323-0280  
[www.wcb.ca.gov](http://www.wcb.ca.gov)

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

**NOTICE OF MEETING** **RECEIVED**  
**WILDLIFE CONSERVATION BOARD** FEB 28 2013  
Clerk/Board of Supervisors

March 11, 2013  
1:00 PM  
1/ State Capitol, Room 112  
Sacramento, California 95814

**FINAL AGENDA ITEMS**

<b>ITEM NO.</b>	<b>PAGE NO.</b>
1. Roll Call	1
2. Funding Status — Informational	2
*3. Proposed Consent Calendar (Items 3—10)	7
*4. Approval of Minutes — November 29, 2012	7
*5. Recovery of Funds	7

\* Proposed Consent Calendar

1/ These facilities are accessible to persons with disabilities

ITEM NO.		PAGE NO.
*6.	Arcata Community Forest (Humphry) Humboldt County	\$190,000.00 11

To consider the allocation for a grant to the City of Arcata (City) to acquire in fee 2± acres of land for the expansion of the City's Community Forest and protection of working forest habitat for important threatened and endangered species, and to provide future wildlife oriented public use opportunities in Humboldt County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for forest conservation and protection projects in order to promote the ecological integrity and economic stability of California's diverse native forests through forest conservation preservation and restoration of productive managed forest lands, forest reserve areas, redwood forests and other forest types, including the conservation of water resources and natural habitats for native fish, wildlife and plants found on these lands. [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Proposition 84), Public Resources Code Section 75055 (a)]

*7.	Sacramento River Riparian Restoration Planning, Rancho Breisgau and Jelly's Ferry Shasta and Tehama Counties	\$151,000.00 15
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To consider the allocation for a grant to River Partners for a cooperative project with the Bureau of Land Management (BLM) and the Bella Vista Foundation to develop a plan to restore 581± acres of riparian and wetland habitat on two separate BLM-owned properties on the Sacramento River in southern Shasta County and northern Tehama County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition, restoration or enhancement of riparian habitat to protect or enhance a flood protection corridor or bypass. [Habitat Conservation Fund (Proposition 117), Fish and Game Code Section 2786(e/f) (Proposition 1E)]

ITEM NO.			PAGE NO.
*8.	MacKerricher State Park (Sec.6-2008 RLA) Mendocino County	\$15,000.00	18

To consider the acceptance of a U.S. Fish and Wildlife Service Recovery Land Acquisition grant and the approval to subgrant these federal funds to the California Department of Parks and Recreation (State Parks), for a cooperative project with the State Coastal Conservancy to acquire 64± acres, located adjacent to the Inglenook Fen-Ten Mile Dunes Natural Preserve – MacKerricher State Park in Mendocino County for the protection of sand dune habitat and several listed species, and to provide future public use opportunities. The purposes of this project are consistent with the authorized uses of the proposed funding source which allows for the acquisition, development, rehabilitation, restoration and protection of habitat to promote the recovery of threatened and endangered species, to provide corridors linking separate habitat areas to prevent habitat fragmentation, and to protect significant natural landscapes and ecosystems and other significant habitat areas. [California Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Fund (Proposition 40), Public Resources Code Section 5096.650(a)]

*9.	Daugherty Hill Wildlife Area, Howard Hill Unit, Easement Exchange Yuba County	\$10,000.00	22
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This project is to exchange easements between the State and two separate property owners to provide clear title to the adjoining landowners and improved access to the Department of Fish and Wildlife's Daugherty Hills Wildlife Area (Howard Hill Unit). The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition of habitat, including native oak woodlands, to protect deer and mountain lions. [Habitat Conservation Fund (Proposition 117), Fish and Game Code Section 2786(a)]

- | ITEM NO. |   | PAGE NO.        |
|----------|---|-----------------|
| *10.     | Marysville Ranch<br>Conservation Easement<br>Yuba County<br><br>To consider the acquisition of a conservation easement over 1,277± acres of land by the Department of Fish and Wildlife (DFW) for a cooperative project with the U.S. Department of Defense, California Department of Transportation and the Trust for Public Land for the protection of oak woodland and grassland habitats and habitat linkages and open space buffers between DFW's Spenceville Wildlife Area (SWA) and Beale Air Force Base (BAFB) in Yuba County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition of habitat, including native oak woodlands to protect deer and mountain lions. [Habitat Conservation Fund (Proposition 117), Fish and Game Code Section 2786(a)]   | \$265,000.00 25 |
| 11.      | Lower Redwood Creek Restoration,<br>Phase II<br>Marin County<br><br>To consider the allocation for a grant to the Golden Gate National Parks Conservancy for a cooperative project with the Golden Gate National Recreation Area of the National Park Service and the Department of Parks and Recreation to restore natural creek estuary function of Lower Redwood Creek just upstream of Muir Beach in Marin County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition, enhancement or restoration of wetlands to protect or enhance a flood protection corridor or bypass outside the Central Valley. [Habitat Conservation Fund (Proposition 117), Fish and Game Code Section 2786(d)(Proposition 1E), Wetlands Outside the Central Valley]   | \$450,000.00 29 |
| 12.      | Little Chico Creek Oak Woodland<br>Conservation Easement, and Expansions 1 and 2 (Mott, Smith and Brigham)<br>Butte County<br><br>To consider the allocation for a grant to the Northern California Regional Land Trust to acquire three conservation easements over 363± acres of land to protect and preserve oak woodland habitat areas as well as provide watershed protection benefits on property located approximately seven miles northeast of the City of Chico in Butte County. The purposes of the project are consistent with the proposed funding source that allows for the preservation of native oak woodland habitat pursuant to the Oak Woodlands Conservation Act (Fish and Game Code Section 1360 <i>et seq.</i> ). [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84), Public Resources Code Section 75055(d)(2)] | \$555,000.00 33 |

ITEM NO.		PAGE NO.
13.	San Joaquin River Parkway, Riverbottom Park and Schneider Property Habitat Restoration Madera and Fresno Counties	\$704,450.00 38

To consider the allocation for a grant to River Partners for a cooperative project with the San Joaquin River Conservancy (Conservancy) and the City of Fresno (City) to restore 147± acres of riparian habitat on the City's Riverbottom Park property in Fresno County and the Conservancy's Schneider property in Madera County, both of which are within the floodplain of the San Joaquin River in the vicinity of the Burlington Northern Santa Fe railroad crossing. The purposes of this project are consistent with the proposed funding source, which allows for the acquisition, development, rehabilitation, restoration and protection of land and water resources located within the boundaries of the San Joaquin River Conservancy. [California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Bond Act of 2002 (Proposition 40), Public Resources Code Section 5096.650(b)(5)]

14.	San Joaquin River Parkway, Lost Lake Park Campground Improvements Fresno County	\$1,403,000.00 42
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To consider the allocation for a grant to Fresno County for a cooperative project with the San Joaquin River Conservancy to improve recreational vehicle and tent camping facilities at Lost Lake Park campground, located one half mile southwest of the unincorporated community of Friant, approximately 6.5 miles east of the City of Fresno. The purposes of this project are consistent with the proposed funding source, which allows for the acquisition, development, rehabilitation, restoration and protection of land and water resources located within the boundaries of the San Joaquin River Conservancy. [California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Bond Act of 2002 (Proposition 40), Public Resources Code Section 5096.650(b)(5)]



ITEM NO.		PAGE NO.
15.	Puma Canyon, and Expansions 1 and 2 (Swart, J. Cox, and M&B Cox) San Bernardino County	\$488,000.00 46

To consider the allocation for a grant to the Transition Habitat Conservancy to acquire the fee title of three separate properties totaling 124± acres, to expand habitat connectivity and protection of diverse lower montane chaparral and woodland habitat areas for the benefit of desert wildlife species, unique to the western Mojave Desert Ecoregion, located in Puma Canyon on the lower northern slopes of the San Bernardino Mountains, near the community Pinon Hills in San Bernardino County. The purposes of this project are consistent with the authorized uses of the proposed funding source, which allows for the acquisition and protection of habitat and to provide habitat corridors to prevent habitat fragmentation, and to protect significant natural landscapes and ecosystems and other significant habitat areas. [California Clean Water, Clean Air, Safe Neighborhood Parks and Coastal Protection Fund (Proposition 40), Public Resources Code Section 5096.650(a)(2)]

16.	Boyd Deep Canyon Desert Research Center Improvements Riverside County	\$1,182,000.00 50
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To consider the allocation for a grant to the Regents of the University of California to construct a new educational facility, construct new student housing facilities, and renovate the existing access road at the Boyd Deep Canyon Desert Research Center, located 6 miles south of the City of Palm Desert in Riverside County. The purposes of this project are consistent with the proposed funding source that allows for the construction and development of facilities that will be used for research and training to improve the management of natural lands and the preservation of California's wildlife resources. [Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Proposition 84), Public Resources Section 75055(b)(3)]

17.	Appraisal Review and Disclosure Policy	Action 53
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To consider a modification to the Board's Appraisal Review and Disclosure Policy adopted by the Wildlife Conservation Board during its meeting of May 2012. Consistent with SB 1266 (Corbett) that was signed and became law January 1, 2013, staff will recommend that the Policy be amended to remove the 5,000 acre threshold.

18.	Resolutions	58
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- \*9. Daugherty Hill Wildlife Area, Howard Hill Unit, \$10,000.00  
Easement Exchange  
Yuba County

This proposal is to consider the exchange of easements between the California Department of Fish and Wildlife (CDFW) and two separate property owners to provide improved access and use for two adjoining landowners and improved access to CDFW's Daugherty Hills Wildlife Area (Howard Hill Unit). The easement received by CDFW will allow a less steep and safer access from a public road onto the Howard Hill Unit.

#### LOCATION

The two private properties are located in the Sierra Foothills, in northeastern Yuba County, specifically at the end of McGough Court, off of Scoff Forbes Road and Highway 20 near the community of Loma Rica. The Howard Hill Unit (Property) is approximately 2 miles east of the University of California Foothill Research and Extension Center and within the CDFW Daugherty Hill Wildlife Area.

The area where the Property is located provides excellent and essential deer winter range habitat, which over the last decade has been rapidly subdivided and developed. The Property is located along the migratory corridor for the Mooretown deer herd, comprising a portion of the lower elevation wintering grounds, providing important foraging habitat for the deer herd. CDFW has recognized the need to protect this area through development of CDFW Daugherty Hill Conceptual Area Protection Plan (CAPP). The Howard Hill Unit was previously acquired as a priority acquisition because of the Property's habitat values and location within the migration corridor for the wintering Mooretown deer herd.

#### PROJECT DESCRIPTION

Shortly after the acquisition of the Howard Hill Unit by CDFW, two private homes were built on adjoining lots at the end of McGough Court. During the course of construction, the shared driveway and joint utilities were inadvertently installed partially on CDFW property. It was near this time that the existing access point from McGough Court to the Howard Hill Unit was found to be too steep to provide a safe ingress and egress point, causing considerable damage to the terrain in the process. An alternate access to the Howard Hill Unit was needed, and the only viable entry point was to cross both private property parcels in a diagonal manner. In the interim, the private property owners have allowed CDFW staff to use an existing dirt roadway across their properties to access the Howard Hill Unit; however, CDFW does not have a formal easement at this time. A logical resolution to both concerns was to exchange like easements between the private landowners (Birch and Forde) and CDFW. Under the proposed exchange, Birch and Forde will each receive individual easements from CDFW for their existing

utilities and driveway. CDFW will receive an easement from Birch and another from Forde, for roadway access to the Howard Hill Unit. The easements were all appraised as having nominal value. Since this transaction must occur on a voluntary and cooperative basis, and CDFW has an urgent need for improved, safer access, all parties agree that the mutual benefit of the exchange is satisfactory, and no monetary compensation between the parties is necessary or being provided.

#### WCB PROGRAM

The proposed exchange is considered under the Wildlife Conservation Board's (WCB) Land Acquisition Program with the support and recommendation from CDFW. The acquisition program is administered pursuant to the Board's original enabling legislation, "The Wildlife Conservation Law of 1947" (Fish and Game Section 1300, et seq.) to acquire areas that can successfully sustain wildlife and provide for suitable recreation opportunities. Under this same authorization, the Board may also authorize the transfer or exchange of property, including easements across CDFW lands.

#### MANAGEMENT OBJECTIVES AND NEEDS

The access easement received by CDFW will improve and reduce the cost to operate and maintain the current access to the Howard Hill Unit. The easement areas provided by CDFW are next to McGough Court, in an unfenced area, and will not impact the utility and maintenance of the Howard Hill Unit.

#### TERMS

The individual easements have each been appraised as having a nominal fair market value of less than \$1,000 each. The appraisals have been reviewed by WCB staff and reviewed and approved by the Department of General Services (DGS). The private property owners have agreed to exchange the easements for no monetary consideration. WCB staff will review and approve all title documents, preliminary title reports, documents for purchase and sale, escrow instructions and instruments of conveyance prior to acceptance and transfer of the proposed easements.

#### PROJECT FUNDING

The proposed funding breakdown for the project is as follows:

<b>Wildlife Conservation Board</b>	<b>\$</b>	<b>0.00</b>
<b>TOTAL Easement Price</b>	<b>\$</b>	<b>0.00</b>

Other Project-Related Costs	\$10,000.00
<b>TOTAL WCB ALLOCATION</b>	<b>\$ 10,000.00</b>

It is estimated that an additional \$10,000.00 will be needed to cover project-related expenses, including title reports, escrow fees and closing costs, bringing the total proposed allocation for this project to \$10,000.00.

#### FUNDING SOURCE

The purposes of this project are consistent with the authorized uses of the proposed funding source, Habitat Conservation Fund (Proposition 117), Fish and Game Code Section 2786(a), which allows for the acquisition of habitat, including native oak woodlands, to protect deer and mountain lions.

#### ENVIRONMENTAL COMPLIANCE AND-STATE RECOMMENDATION

This project is the grant of easements for utilities already in place and roadway use that is already occurring. These grants of easement will not lead to any new or additional use but instead provide each party with a legal right to continue its existing use. Because this project will not lead to any new or additional uses, it is exempt from the California Environmental Quality Act (CEQA) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. (California Code of Regulations, Title 14, Chapter 3 ("CEQA Guidelines"), Section 15061(b)(3).) The project is also categorically exempt from CEQA under CEQA Guidelines Section 15301, Class 1, Existing Facilities, as the operation of existing public or private structures and topographical features, including streets and similar facilities. Subject to the approval of this proposal by the WCB, the appropriate Notice of Exemption will be filed with the State Clearinghouse.

#### STAFF RECOMMENDATION

Staff recommends that the Wildlife Conservation Board approve the project as proposed; allocate \$10,000.00 from the Habitat Conservation Fund, (Proposition 117), Fish and Game Code Section 2786(a) for the acquisition and to cover internal project-related expenses; authorize staff to enter into appropriate agreements necessary to accomplish this project; and authorize staff and the California Department of Fish and Wildlife to proceed substantially as planned.

- \*10. Marysville Ranch Conservation Easement \$265,000.00  
Yuba County

This proposal is to consider the acquisition of a conservation easement over 1,277± acres of land by the California Department of Fish and Wildlife (CDFW) for a cooperative project with the U.S. Department of Defense (DOD), the California Department of Transportation, and the Trust for Public Land for the protection of oak woodland and grassland habitats, habitat linkages, and open space buffers between CDFW's Spenceville Wildlife Area (SWA) and Beale Air Force Base (BAFB) in Yuba County.

**LOCATION AND SURROUNDING USES**

The subject property (Property) is located approximately 15 miles east of Yuba City and approximately 5 miles southwest of Smartsville, in Yuba County and is situated in an L-shaped in-holding of unprotected lands. Surrounding the Property are the SWA located to the east, BAFB on its south and west, and the Yuba Highlands conservation easements, recently approved by the Wildlife Conservation Board (WCB) in two phases--on February 24, 2011 and August 23, 2012, to the north.

The Property is also located within the CDFW's Lower Yuba Watershed Conceptual Area Protection Plan (CAPP) area and identified as a priority site for protection. The CAPP and surrounding areas are located in the first series of rolling foothills rising up from the east side of the Sacramento Valley, comprised mainly of grasslands and oak savanna woodlands interspersed with riparian corridors habitat areas. One of the main goals of the CAPP is to protect open space, oak woodland areas and habitat linkages between the valley floor and foothills areas in the Lower Yuba River Watershed. Most of the surrounding uses include agricultural livestock grazing, rural residential development, and public open space.

In addition to habitat values, another compelling reason for encumbering the Property is its strategic location within a ring of protected lands and the threat from development. Somewhat of a more extreme example of this development threat is the planned community development of over 14,000 residential units, located on the State Highway 65 corridor just north of the Property. Prior to the recent decline in the real estate market, there were several other major residential developments planned for this foothill region of Yuba County. These development proposals demonstrate the potential high demand for more intensive development of these rolling foothill properties as the real estate market in the State begins to rebound.

### PROJECT DESCRIPTION

The Property is unimproved, rural agricultural-zoned land and consists of rolling foothills, grasslands, oak woodlands, and a small riparian area. The 1,277 acres of the Property, combined with the 2,453 acres of the Yuba Highland conservation easements, will create a 3,730-acre block of conservation easements and buffer lands, managed by CDFW linking and protecting an expanse of land located between the SWA and BAFB. The proposed conservation easement will ensure that the wildlife linkages between SWA and BAFB are protected in perpetuity. Resident wildlife includes migratory and resident deer, raccoon, skunk, bobcat, woodpeckers and several raptor species, including prairie falcons, the red-tailed hawk and red-shouldered hawk.

The conservation easement will also protect the long-term sustainability of livestock grazing on the Property and prevent the conversion from open space agricultural grazing lands to nonagricultural uses. For BAFB, the open space qualities of the Property will enhance buffer lands around the base that help avoid disturbance and conflicts associated with more intensive developed lands that may occur around defense facilities.

### WCB PROGRAM

The proposed acquisition is being considered under the WCB's Land Acquisition Program (Program). The Program is administered pursuant to the Board's original enabling legislation, "The Wildlife Conservation Law of 1947" (Fish and Game Section 1300, et seq.) authorizing the WCB to acquire real property or rights in real property on behalf of the CDFW, grant funds to other governmental entities or nonprofit organizations to acquire real property or rights in real property. Under the Program, the WCB acquires funds to facilitate the acquisition of lands and interests in land that can successfully sustain or be restored to support wildlife and, when practicable, provide for suitable wildlife-oriented recreation opportunities. These activities are carried out in conjunction with the CDFW, which evaluates the biological values of property through development of a Land Acquisition Evaluation/Conceptual Area Protection Plan (LAE/CAPP). The LAE/CAPP is then submitted to CDFW's Regional Operations Committee (ROC) for review and, if approved, later transmitted to the WCB with a recommendation to fund.

### MANAGEMENT OBJECTIVES AND NEEDS

According to the terms of the conservation easement, CDFW will take the primary role in monitoring and enforcing the terms of the conservation easement; however, the DOD shall at all times retain equal rights to monitor and enforce the terms of the easement. CDFW has determined that existing staff resources will be sufficient to monitor the conservation easement, which will be conducted in conjunction with activities at SWA. Since the conservation easement is on private land, public access will not be allowed absent landowner approval. Livestock grazing practices will be permitted to continue in perpetuity. The

conservation easement will also serve in providing a defense buffer for the Beale Air Force Base.

#### TERMS

The conservation easement has been appraised as having a fair market value of \$2,040,000.00. The appraisal has been reviewed by WCB staff and reviewed and approved by the Department of General Services (DGS). The Property owner has agreed to sell the conservation easement for \$1,620,000.00, less than the appraised value. TPL holds a purchase option agreement with the landowner to purchase the conservation easement. The conservation easement deed includes a provision for the assignment of TPL's interest in the conservation easement to the DOD. The assignment of TPL's interest to DOD would occur during the escrow process. Consequently, ownership interest in the conservation easement would be jointly held by both CDFW and DOD, similar to the ownership and management structure currently in place for the aforementioned Yuba Highlands conservation easements. WCB staff will review and approve all title documents, preliminary title reports, documents for purchase and sale, escrow instructions and instruments of conveyance prior to disbursement of funds directly into the escrow account established for the acquisition. This project is also subject to transaction review and approval by the DGS prior to disbursement.

#### PROJECT FUNDING

The proposed funding breakdown for the project is as follows:

<b>Wildlife Conservation Board</b>	<b>\$ 250,000.00</b>
DOD	1,020,000.00
Caltrans EEMP	350,000.00
 TOTAL Purchase Price	 \$1,620,000.00
 Other Project-Related Costs	 \$15,000.00
 <b>TOTAL WCB ALLOCATION</b>	 <b>\$ 265,000.00</b>

It is estimated that an additional \$15,000.00 will be needed to cover project-related administrative costs, including DGS appraisal and transaction review.

**FUNDING SOURCE**

The proposed funding source is the Habitat Conservation Fund (Proposition 117), Fish and Game Code Section 2786(a) that allows for the acquisition and protection of native oak woodland habitat necessary to protect deer and mountain lion, which is consistent with this project.

**ENVIRONMENTAL COMPLIANCE AND STATE RECOMMENDATION**

The project has been reviewed for compliance with the California Environmental Quality Act (CEQA) requirements and is proposed as exempt under CEQA Guidelines Section 15313, Class 13, as an acquisition of land for wildlife conservation purposes, and Section 15325, Class 25, as a transfer of an ownership interest in land to preserve open space and existing natural conditions, including plant or animal habitats. Subject to authorization by the WCB, a Notice of Exemption will be filed with the State Clearinghouse.

**STAFF RECOMMENDATION**

Staff recommends that the Wildlife Conservation Board approve this project as proposed; allocate \$265,000.00 from the from the Habitat Conservation Fund (Proposition 117), Fish and Game Code Section 2786(a) to cover the acquisition and pay internal project-related expenses; authorize staff to enter into appropriate agreements necessary to accomplish this project; and authorize staff and the California Department of Fish and Wildlife to proceed substantially as planned.

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February 20, 2013

Yuba County Board of Supervisors  
915 8<sup>th</sup> Street, Suite 109  
Marysville, California 95901

**RECEIVED**  
**FEB 28 2013**  
Clerk/Board of Supervisors

Dear Honorable Supervisors,

The Yuba-Sutter Regional Arts Council continues to support, promote, encourage, and expand the arts in Sutter and Yuba Counties! During the past year we have:

- Renamed "Gallery 34" as "Art-O-Culture" and continued it as a venue gallery where local artists sell their artwork and public, arts-related events are held.
- Hosted MuzArt, the summer arts program for youths, ages 6-12, through which visual and performing arts classes are taught by highly qualified instructors.
- Featured local performers and talent through our On Stage series at the Lee Burrows Arts Center to bring diverse, live performances to our community.
- Connected local artists with schools to supplement arts education.
- Partnered with Live Oak Community Resource Center to bring the "Art Docent Program," a fine arts experience well-balanced between application and appreciation, to the Luther and Elementary Schools.
- Partnered with the Rotary Club of Marysville and the Marysville Joint Unified School District to implement the "Marysville Every Child Can Project", which provides musical instrument instruction at the Kynoch and Covillaud Elementary Schools.

All of these projects and programs will carry on into FY 2013-2014.

And we look forward to adding a variety of new projects, including:

- A month-long festival celebrating the short stories of significant 20<sup>th</sup> Century Mexican authors to encourage reading and inspire the imagination as well as promote cultural heritage and understanding within the community.
- Working directly with public schools and local artists to revive and supplement arts education.
- Installing artwork from emerging and existing local artists in our gallery to create new, thought-provoking exhibits.
- An assortment of free workshops for children and adults.
- Connecting landowners with artists to display art within empty storefronts to appeal to tourists and prospective tenants.



To sustain and build these programs and accomplishments in our region, we respectfully request \$4,000 from Yuba County for Fiscal Year 2013-2014. We cannot express how much we appreciate the past support from Yuba County, nor can we stress enough its importance to our survival.

I will be happy to offer up more information as evidence, or to answer any questions or concerns about our organization. Additionally, I can provide statistics and research that proves the necessity of art within our lives and I can remind you that innovation stems from exposure to the Arts. But I encourage you to experience these truths for yourself – attend one of our gallery receptions and speak with an artist about their work; talk with a child currently enrolled in our summer arts program; listen to a live performance in our theatre. I dare say you will understand the importance of the Arts in our community and our role in providing it, if you were not already aware.

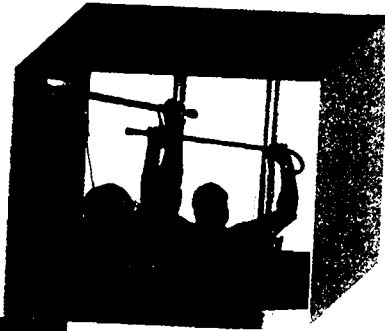
On behalf of the Yuba-Sutter Regional Arts Council Board of Directors, members, volunteers, and staff, I thank you for your consideration of our request. I look forward to speaking with each of you about the future of the Arts in Yuba County.

Respectfully,

A handwritten signature in black ink, appearing to read "Marika Garcia", followed by a horizontal line.

Marika Garcia  
Executive Director

# Building Blocks to Making A Difference!



## Area 4 Agency on Aging



RECEIVED

MAR 5 2013

Clerk/Board of Supervisors

2011  
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1  
2

## MESSAGE



Deanna Lea

Serving A4AA for 40 years!

### Looking Back With Pride

Sometimes it's good and fun to look back, even way back. And that is exactly what I did. But first, I acknowledge our achievements for 2011-12 and can state, "We did make a difference." Fiscal year reports show 33,789 unduplicated clients received a service from Area 4 and our service providers—that's the official number, but the unofficial number is much higher.

Not surprisingly, Home Delivered Meals has been the most utilized service with 485,343 meals delivered in 2011-12. Aging in place and an increased life span have put an enormous demand on this service. Just think about that for a minute; those meals help an older, homebound individual remain at home; receive a nutritional meal; and a contact at the door, a gatekeeper. The story on page 3, "It was a Godsend" gives us insight as to the difference this can mean to a senior living alone.

Looking way back to forty years ago when Area 4 was established, we did not have Older American Act services, let alone computer tracking and reporting systems. And of course, costs were much lower i.e., \$64,000 bought eight vehicles, one for each of the eight counties, including El Dorado County at that time. Today the Agency's fleet includes 35 transportation vehicles and meal delivery vans/trucks on the roads throughout seven counties. Over 75,300 transportation units of service were provided during 2011-12, an increase of 5,100 one-way rides over 2010-11.

In 2001 Congress added Caregiver Support to the array of Older American Act funded services. This allowed Area 4 to serve caregivers under 60 as long as the care receiver was 60 or older. In 2002 A4AA began funding respite services, providing caregivers a break from caring for their

physically or memory impaired loved ones. Respite services consist of in-home homemaker assistance and personal care, and out-of-home day care and overnight respite. Drop-in respite was added later as another type of out-of-home care. These services help caregivers to keep their loved ones home and out of long-term care facilities. *What Difference Did it Make* stories on pages 3 & 4 reflect how meaningful drop-in respite can be, especially for long term and frail caregivers. Last year respite care of every type was provided to 540 clients, totaling 41,307 hours, a 9 percent increase from the prior year.

Another segment of caregiver services is Kinship Care, which can be grandparents raising grandchildren or any adult/child relative relationship. It was also recognized as a need and was included in the initial caregiver funding bill. A4AA's Ethnic and Cultural Concerns Committee was way ahead of Congress on this issue, as we were already providing training and support for those grandparents for years prior to the funding.

Not to be overlooked, more than 3,800 units (hours, contacts, and activities) of caregiver support services of Case Management, Assessment, Legal Resources, Community Education, and Information & Assistance were used in 2011-12.

Together, we have made many significant differences over 40 years. From the early years through today, our achievements have been great, and although the need has always been increasing, our desire to meet the need has grown with it. Those of you who work with older adults or care for them are all heroes in our eyes and by the clients you serve. Thank you for your dedicated and caring service in making a difference!

## 2011-2012 ANNUAL REPORT



*Serving Nevada, Placer, Sacramento, Sierra, Sutter, Yolo & Yuba Counties*

## DIFFERENCE

*The following are brief glimpses of seniors who have benefitted by the services of Area 4 and its providers. Making a difference in the lives of older adults is one of the building blocks of all of Area 4's programs. Success fosters trust in the program and its staff by the individuals who are being assisted and encourages them to reach out for help at another time.*

### **Senior Companions** by Mark Snaer, SCP

What happens when you bring a Yankees fan and a Giants fan together? In the Senior Companion Program (SCP) if one is a Senior Companion Volunteer and the other is a SCP client, you get a new friendship. Robert has been a senior companion for about three years and one of the first clients assigned to him was a gentleman named Charles. Robert works with Charles at the Sutter PACE Adult Day Center. Although Charles regularly attended the program three years ago, he didn't benefit from all that Sutter had to offer. His vision was very poor and has diminished over time to the point that now he is blind. Robert noticed him because he tended to sit alone, away from the other clients.

Charles and Robert found that they have much in common beginning with a love of sports and movies, and they can spend hours talking about their mutual interests. When asked to describe their relationship, Charles quickly says, "I like him. He helps me. I depend on him."

With Robert, Charles has become fully engaged in the activities at the center and received more assistance from Sutter's PACE Program. Robert even helps Charles with basic things like having lunch or getting to the bathroom. Over the last three years, the friendship has grown to where Charles can recognize Robert's mood from slight changes in the tone of his voice, and Robert would be the first one to tell you that the benefit of their friendship is mutual. It's made a difference in both their lives.

### **One Caregiver's Story** by Michelle Nevins,

Del Oro Caregiver Resource Center

Seldom do we think about the true meaning of the phrase "for better or for worse." That's what Dan had promised Karen in their wedding vows, but he never anticipated the hardship of providing care for her until

she was diagnosed with multiple sclerosis just seven years into their 42 year marriage. There is no cure for MS and it is about management of the disease. After 35 years with the disease, Karen is now completely debilitated and requires total care. Karen has been dealing with depression since the onset of symptoms in 1976, and Dan describes this as the most heart wrenching part of his caregiving situation.

In 2008 Dan picked up the phone and called Del Oro Caregiver Resource Center. Dan shared that the respite care he has received through Del Oro, vis-à-vis funding from Area 4 Agency on Aging, has been of enormous relief. He has also attended a local caregiver support group that has been an outlet for him. Dan's best tip for other caregivers is to know that self-care is important, not only for your own sake, but for the sake of the person you are caring for.

### **... It was a Godsend** by Christine Wallace,

Meals on Wheels by ACC

At 75 years young and a retired elementary school teacher, Mrs. Tanner was enjoying life. She was cooking her own meals, taking care of chores around the house, and tending to her colorful garden. But in 2001, Henry, her beloved husband passed away and the following year Mrs. Tanner took a fall that put her into the hospital. That's when everything changed.

"All of a sudden I had to change my habits," Mrs. Tanner said. I found Meals On Wheels and it was a Godsend." Meals on Wheels has helped Mrs. Tanner stay in her own home and live independently with a nutritionally balanced, hot, ready-to-eat meal every day. "I can always count on a delicious meal. I love the macaroni and cheese. They have great chowders, and good soups. They taste wonderful."

*Continued on page 4*



*Continued from page 3*

Most of all Mrs. Tanner adores the drivers who deliver the meals. She says they always stop to say hello. Sometimes the drivers even give out special handmade cards which mean a lot to her. "It's very rewarding to chat with them. I get a charge out of meeting them every day. Now I'm 85 going on 86, and it's the little things that make life worthwhile," says Mrs. Tanner.

Meals on Wheels by ACC provides nutritious meals, friendship, and lifesaving assistance to our elderly neighbors in the Sacramento area.

## **Ombudsman Services Intervene**

by Joan Parks, Ombudsman Services of No. CA

A daughter placed her mother in an assisted living facility and promptly took over her finances. As her power of attorney agent, the daughter isolated her mother from other family members and from a boyfriend of over 30 years. No face to face contact or telephone calls were permitted. The facility honored the daughter's wishes, which is common policy by many facilities. A friend of the resident became concerned about her situation and contacted the Ombudsman Services of Northern California. An Ombudsman was assigned to the case and was able to empower the resident by letting her know her rights. She also educated the daughter on her mother's rights. As a result, her mother was able to move to a facility which promoted residents' rights and encouraged her to have friends and family visitors once again. With her health improving, she was also able to regain control of her finances. The Ombudsman program intervened to improve the life of this senior who would have otherwise been lonely and estranged from her closest family and friends.

A woman who resided in a skilled nursing facility for over five years was involuntarily discharged (evicted) due to her high level of care needs. She was sent to an acute hospital with stage 3 and 4 bedsores. When the hospital attempted to discharge her back to the facility, they refused to take her. An Ombudsman quickly interceded and requested an immediate administrative hearing at the hospital. Attendees at hearings are normally the Department of Public Health hearing officer, facility management, hospital physicians, the discharge planner, the Ombudsman, the resident, and family members. The result of the hearing deemed the resident to be in stable condition, and that the facility must accept her back or be subject to civil penalties. Because of this intervention, the resident returned to her "home," the facility.

## **A Success Story From Asian Community**

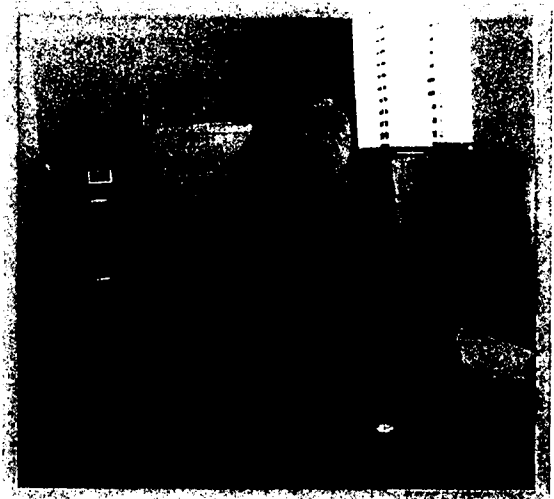
**Center Drop-in Respite** by Linda Revilla, ACC

Mr. N, a 74-year old caregiver for his wife with memory loss, was recently referred to Asian Community Center (ACC) by a primary care physician. Mr. N presented ACC with a number of concerns. As he works 70+ hours a week with three to four hours of sleep a night, he has minimal time to care for and support his wife. His primary concern was that during his absence, Mrs. N wandered in search of socialization. Her memory loss of people, places, and events created a great source of anxiety for him. It was not uncommon for her to lose track of money, forget how she arrived at a location, and cause traffic accidents before she stopped driving altogether.

Mr. and Mrs. N made an initial visit to ACC and had follow-up interviews to develop trust in the program and people. Staff then linked them to an array of services available through their Bridge to Healthy Families program—ACC Rides, exercise classes, and Drop-in Respite. When Mr. N's birthday was approaching, a staff member happened to talk to him about receiving ACC Respite services for free, and he was nearly brought to tears. He said, "Wow, what a great birthday present! Had I not called you, had I not come to ACC, I would have never been able to keep up this routine. I am tired, I am so tired, and I am an old man . . . thank you, thank you."

## **Changing Lives One Job at a Time**

by JoAnne Mahaney-Buehler, A4AA



Steve Curl was unemployed, recently divorced, and living with his sister when he heard about Area 4's Senior Employment Program (SEP). When Steve met with SEP staff to discuss his goals, he indicated that he wanted to work at a storage facility as a customer service representative. He knew that this job would allow him the flexibility and time to achieve a lifelong dream of earning a college

*Continued on page 8*

# EVALUATED?

## **How is Performance Measured?**

Performance data is one of the key factors used for program planning—reductions and additions—and determining funding levels. Step #1 in measuring performance is the provider's Scope of Service which is included in their contract. Scope of Service states the number of service units (hours, activities, contacts, etc.) the provider will complete for the year and how many unduplicated seniors they are going to serve.

Step #2 measures providers' ongoing performance towards their Scopes. To accomplish that, Area 4 requires monthly data reports to be submitted. Every program has an assigned Area 4 program manager who reviews the monthly reports and checks for unsatisfactory performance and notable changes.

Step #3 is for A4AA to transmit the monthly reports to the California Department of Aging (CDA), as is done with quarterly and year-end reports. After filtering the data for errors or incompleteness, CDA forwards collective statewide statistics to the Administration on Aging at the federal level.

Step #4 involves extended evaluation of underperforming programs that achieve less than 95% in cumulative performance for a quarter. These reports are submitted to Area 4's Joint Program Evaluation Committee (JPEC). The Committee has the authority to recommend to the Advisory Council and Governing Board that a sanction be imposed on a provider who has unsatisfactory performance over time. Sanctions may include withholding, suspension, or reduction of funds and termination. However, it is the intent of A4AA to work cooperatively with a service provider in order to prevent the need or imposition of a sanction.

## **Evaluating the Overall Program**

Step #5: In addition to conducting monthly desk monitoring, the A4AA Program Manager conducts onsite evaluations of their assigned programs. An onsite visit is required every two years at a minimum. The primary purposes of the evaluation are: 1) To assure compliance with key requirements and regulations 2) To document any significant changes that have been made in the program and 3) To measure progress in meeting program goals and A4AA recommendations.

The evaluation tool covers administrative, program, and

fiscal topic areas important to the successful delivery of services. During an onsite visit, performance is measured against Scope, questions and responses are discussed, more details are sought, suggestions made, acknowledgments given, and both parties come away with a clearer understanding of their operation's overall status.

To wrap up the evaluation process, the program manager adds his or her findings and comments to the evaluation tool with any recommendations or corrective actions. The completed evaluation is sent to the provider with a copy to the chairperson of the county's commission on aging.

## **Fiscal Monitoring**

Several processes are used to monitor and assess service providers. A fiscal tracking report is used to monitor monthly expenditures against approved contract budgets to ensure spending patterns are appropriate. Annual inventories are required for property and equipment purchased by providers with A4AA funding. Fiscal onsite evaluations are performed in compliance with CDA requirements. Audits by independent CPA firms are required of all providers, including A4AA. Financial risk assessments are performed every two years.

**In-House Review**—Service providers submit annual program budgets for review and approval by program managers and fiscal staff. The budget includes line item cost categories, including matching requirements and income sources. Monthly expenditures and income are tracked to determine the status of spending patterns. If the levels are below or exceed variance levels, the providers are contacted to determine the reasons, and if necessary, budget amendments are required to realign the budget.

**Onsite Visit**—For evaluations at the provider's location, a standard fiscal monitoring tool is used for consistency to test financial transactions reported for a selected month. Supporting documentation is obtained during the onsite. Any issues or problems are discussed during the visit. Data collected is reviewed and a summary of the results is sent to the provider, together with a financial schedule of any differences. A comprehensive four-page checklist for each provider is also used to establish a procedural assessment of the financial system. It is updated when there is a significant personnel change, such as the director or fiscal employee.



## Successful Advocacy

Area 4 Agency on Aging was deeply concerned that Governor Brown's budget for the 2012-13 fiscal year called for the complete elimination of state funding for the California Caregiver Resource Centers (CRCs). Area 4 contracts with the Del Oro Caregiver Resource Center to provide a wide range of federally funded services to family caregivers throughout our service area. The loss of matching state funds would jeopardize the entire Del Oro program. Thanks to the efforts of all the CRCs, of all the Area Agencies on Aging, and of many other advocates in the aging services network, the legislature preserved this vital funding, and the Governor spared the CRCs from a line-item veto in the final budget agreement.

FY 2011-12 was also a turbulent year in California for supporters of Adult Day Health Care (ADHC) facilities and their clientele. In June of 2011, a lawsuit was filed in federal court to challenge and temporarily postpone the state legislature's elimination of ADHC as an optional Medi-Cal benefit. At that time, more than half of all ADHC clients statewide were Medi-Cal recipients.

In November 2011, a settlement was reached in that case (Darling vs. Douglas) with the end result being the creation of a new Medicaid waiver program known as CBAS (Community-Based Adult Services). CBAS is very similar to traditional ADHC but with stricter criteria and more oversight by the state. On April 1, 2012 all eligible ADHC Medi-Cal clients transitioned to CBAS; those who were not eligible lost their day care services.

The Yolo Adult Day Health Center is to be commended for its strong advocacy on this issue. Fortunately, every one of its affected clients was ultimately retained under CBAS.

Finally, A4AA's Legislative Committee and Advisory Council voted to support three bills this past legislative session. Following several amendments, all three bills were signed by the Governor and have become law:

**AB 40: Elder Abuse Reporting (Yamada);** Requires a mandated reporter to call the police whenever physical abuse of a person in a long-term care facility is suspected or alleged.

**AB 1525: Elder Abuse, Money Transmitters (Allen);** Requires companies that are licensed to wire funds to provide training to their staff on the financial abuse of

elders and dependent adults.

**SB 1047: Missing Persons, Silver Alert (Alquist);** Authorizes the California Highway Patrol to activate a local Silver Alert (similar to an Amber Alert) if an older adult with dementia or some other mental impairment is reported missing.

## 251 Attend 2011 Fall Prevention Event

Being injured as a result of a fall in the home is a major reason many older adults lose their ability to live independently; therefore, preventing falls has been a priority for Area 4 Agency on Aging for many years now. On September 24, 2011 A4AA partnered for the second time with Kaiser Permanente South Sacramento Medical Center to organize the 2<sup>nd</sup> Annual Fall Prevention Community Event. Additional sponsors included City of Sacramento, Vice Mayor Bonnie Pannell, the Samuel C. Pannell Meadowview Community Center (which also hosted the event), Eskaton and AT&T. Altogether, \$7,000 was raised to help make this event free for the public.

The day included presentations from local experts, health screenings, demonstrations from physical therapists and fire department personnel, and a large vendor faire. Feedback from the seniors and caregivers who participated in this interactive event was overwhelmingly positive. More importantly, 90% of the attendees indicated that what they learned at the event would help them reduce their risk of falling either Somewhat (20%) or Very Much So (70%). When asked what they planned to do to reduce their fall risk, the most popular answers were: Exercise More (35%), Be More Careful and Aware (29%), and Make Home Modifications (27%).



The fire department demonstrated how to help someone who has fallen.



# MANAGEMENT

Area 4 Agency on Aging administered over \$9.1 million in revenues for 2011-12, funding services to help seniors and caregivers. The Agency receives federal, state, and county funding. Grants and contributions are also received from organizations, private donors, and fundraising activities.

Federal Funds	\$8,324,756	\$7,968,558	-4.3%
State Funds	823,417	822,638	-0.1%
County Match	251,694	251,694	0.0%
Grants, Donations & Fundraising	89,782	98,533	9.7%
<b>Total</b>	<b>\$9,489,649</b>	<b>\$9,141,423</b>	<b>-3.7%</b>

1 Administration	\$ 900,633	9.9%
2 Direct Services	569,039	6.2%
3 Support Services	1,598,174	17.5%
4 Nutrition	3,956,042	43.3%
5 Disease Prevention	121,103	1.3%
6 Caregiver Service	806,834	8.8%
7 Ombudsman/Elder Abuse	323,163	3.5%
8 HICAP* & MIPPA*	754,530	8.3%
9 RSVP*	111,904	1.2%
<b>Total</b>	<b>\$9,141,423</b>	<b>100.0%</b>

\*HICAP—Health Insurance Counseling & Advocacy Program

\*MIPPA—Medicare Improvements for Patients & Providers Act of 2008

\*RSVP—Retired Senior Volunteer Program

**AREA 4 EXTENDS OUR THANKS AND  
APPRECIATION TO OUR TOP  
2011-12 GRANTORS:**

**CARGILL FOUNDATION:  
FOR SENIOR EMPLOYMENT**

**NEVADA COUNTY:  
FOR DEPRESSION SCREENING &  
FALL PREVENTION COALITION**

**UNITED WAY:  
FOR GENERAL SUPPORT**

Continued from page 4

degree. Six weeks later, the SEP staff received a call from a storage facility owner who wanted to hire a trustworthy capable senior to live and work at his facility. The position provided an on-site, rent free, 2-bedroom apartment plus salary. Steve interviewed for the position and was hired. He currently lives in his new apartment and enjoys his work interacting with and helping customers. He recently enrolled in his first courses at a local community college. Steve says his job is absolutely fantastic, and he greatly appreciates the SEP services that have changed his life.



IN MEMORY OF

KITTY HOLLITZ

A4AA ADVISORY COUNCIL  
PLACER COUNTY



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